

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DTE ELECTRIC COMPANY

Docket No. 50-341-LA

ASLBP No. 20-966-02-LA-BD01

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission, see 37 Fed. Reg. 28,710 (Dec. 29, 1972), and the Commission's regulations, see, e.g., 10 C.F.R. §§ 2.104, 2.105, 2.300, 2.309, 2.313, 2.318, 2.321, notice is hereby given that an Atomic Safety and Licensing Board (Board) is being established to preside over the following proceeding:

DTE ELECTRIC COMPANY
(Fermi 2)

This proceeding involves a challenge to an application by DTE Electric Company for a license amendment to the operating license for the Fermi 2 nuclear reactor located in Monroe County, Michigan. The requested amendment would, inter alia, eliminate a license renewal condition to replace spent fuel pool storage racks containing Boraflex based on a proposal to install neutron absorbing inserts. In response to a notice filed in the Federal Register, see 85 Fed. Reg. 728, 731 (Jan. 7, 2020), Citizens' Resistance at Fermi 2 (CRAFT) filed a petition to intervene. See Petition of [CRAFT] For Leave to Intervene and For a Hearing Request to Invalidate a License Extension Condition by a License Amendment Request (Mar. 9, 2020).

The Board is comprised of the following administrative judges:

Paul S. Ryerson, Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Sue H. Abreu
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Gary S. Arnold
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

All correspondence, documents, and other materials shall be filed in accordance with the NRC E-Filing rule. See 10 C.F.R. § 2.302.¹

/RA/

E. Roy Hawkens
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

Rockville, Maryland
March 19, 2020

¹ In its memorandum referring CRAFT's Petition to Intervene to the Atomic Safety and Licensing Board Panel for appropriate action in accordance with 10 C.F.R. § 2.346(i), the Office of the Secretary stated:

The petition includes some discussion of the criteria and proposed NRC staff findings regarding a no significant hazards consideration determination. As stated in 10 C.F.R. § 50.58(b)(6), no petition or other request for review of, or hearing on, the staff's no significant hazards consideration determination will be entertained by the Commission. Accordingly, this referral memorandum is not to be construed as reflecting a determination that CRAFT is entitled to a review of, or hearing on, the staff's no significant hazards consideration determination.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
DTE ELECTRIC COMPANY) Docket No. 50-341-LA
)
(Fermi 2))
)
(License Amendment))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD** have been served upon the following persons by Electronic Information Exchange.

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FERMI 2 (Docket No. 50-341-LA)
ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

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[Original signed by Krupskaya T. Castellon]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 19th day of March, 2020