

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

[NRC-2019-0110]

In the Matter of)	
)	
LaCrosseSolutions, LLC)	Docket Nos.: 50-409 and 72-046
)	License No.: DPR-45
La Crosse Boiling Water Reactor)	
)	
EA-19-077)	
)	

ORDER EXTENDING THE EFFECTIVENESS OF THE APPROVAL OF THE
TRANSFER OF LICENSE AND CONFORMING AMENDMENT

I.

LaCrosseSolutions, LLC is the holder of the U.S. Nuclear Regulatory Commission (NRC, the Commission) Possession Only License No. DPR-45, with respect to the possession, maintenance, and decommissioning of the La Crosse Boiling Water Reactor (LACBWR). Operation of the LACBWR is no longer authorized under this license. The LACBWR facility is located in Vernon County, Wisconsin.

II.

By Order dated September 24, 2019 (Transfer Order), the Commission consented to the transfer of the LACBWR license to Dairyland Power Cooperative and approved a conforming license amendment in accordance with Section 50.80, "Transfer of licenses," and Section 50.90, "Application for amendment of license, construction permit, or early site permit," of Title 10 of

the *Code of Federal Regulations* (10 CFR). By its terms, the Transfer Order becomes null and void if the license transfer is not completed within one year unless, upon application and for good cause shown, the Commission extends the Transfer Order's September 24, 2020, expiration date. By letter dated June 24, 2020, *LaCrosseSolutions*, LLC submitted a request to extend the effectiveness of the Transfer Order by six months. By Order dated September 1, 2020 (First Extension Order), the Commission extended the Transfer Order's expiration date to March 24, 2021. Subsequently, by letter dated February 2, 2021, *LaCrosseSolutions*, LLC submitted a request to extend the effectiveness of the Transfer Order by an additional six months. By Order dated March 9, 2021 (Second Extension Order), the Commission extended the Transfer Order's expiration date to September 24, 2021.

III.

By letter dated August 17, 2021, *LaCrosseSolutions*, LLC submitted a request to extend the effectiveness of the Transfer Order by an additional twelve months, until September 24, 2022. As stated in the letter, the LACBWR Final Status Survey Final Reports (FSSRs), their associated Release Records, and responses to NRC staff requests for additional information (RAIs) are currently under review by the NRC staff. The letter noted that, based on the current status of the NRC review, it is anticipated that additional time will be needed to address questions or potential issues identified by the NRC staff during its review of the RAI responses and revised LACBWR FSSRs. The letter also stated that the extension would allow adequate time for response development by *LaCrosseSolutions*, LLC regarding possible additional questions or potential issues, and for the NRC staff to assess the responses provided by *LaCrosseSolutions*, LLC, and to make a final determination regarding the release of the majority of the LACBWR site for unrestricted use.

Based on the above, the NRC has determined that LaCrosse*Solutions*, LLC has shown good cause for extending the effectiveness of the Transfer Order by an additional twelve months, as requested.

IV.

Accordingly, pursuant to Sections 161b, 161i, and 184 of the Atomic Energy Act of 1954, as amended, 42 U.S.C. Sections 2201(b), 2201(i), and 2234; and 10 CFR 50.80, IT IS HEREBY ORDERED that the expiration date of the Transfer Order, as extended by the Second Extension Order, is further extended until September 24, 2022. If the subject license transfer from LaCrosse*Solutions*, LLC to Dairyland Power Cooperative is not completed by September 24, 2022, the Transfer Order shall become null and void; provided, however, that upon written application and for good cause shown, such date may be extended by order.

This Order is effective upon issuance.

For further details with respect to this Order, see the extension request dated August 17, 2021, which is available electronically through the NRC's Agencywide Documents Access and Management System (ADAMS) in the NRC Library at <https://www.nrc.gov/reading-rm/adams.html> under Accession No. ML21230A330. Persons who encounter problems with ADAMS should contact the NRC's Public Document Room reference staff by telephone at 1-800-397-4209 or 301-415-4737 or by e-mail to pdr.resource@nrc.gov.

Dated this 30th day of August 2021.

FOR THE NUCLEAR REGULATORY COMMISSION



Signed by Lubinski, John
on 08/30/21

John W. Lubinski, Director,
Office of Nuclear Material Safety
and Safeguards.