

April 30, 2008

MEMORANDUM FOR: John F. Cordes, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 12:55 P.M., WEDNESDAY, APRIL 30, 2008,  
COMMISSIONERS' CONFERENCE ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND (OPEN TO  
PUBLIC ATTENDANCE)

**I. SECY-08-0052 – Indian Point Nuclear Generating Units 2 and 3, License Renewal Docket Nos. 50-247-LR and 50-286-LR; WestCAN**

The Commission approved a Memorandum and Order responding to a “petition for Commission review” of the Atomic Safety and Licensing Board’s decision to cancel an oral argument on the admissibility of the proposed contentions in the Indian Point license renewal proceeding by a group of organizations – Westchester Citizen’s Awareness Network (WestCAN), Sierra Club – Atlantic Chapter, Rockland County Conservation Association, Public Health and Sustainable Energy, and New York State Assemblyman Richard Brodsky. The Memorandum and Order denies the petition.

(Subsequently, on April 30, 2008, the Secretary signed the Memorandum and Order.)

**II. SECY-08-0054 - Pacific Gas and Electric Co. Diablo Canyon ISFSI, San Luis Obispo Mothers for Peace's Motion for Reconsideration of CLI-08-05 and San Luis Obispo Mothers for Peace's Request for Admission of Late-Filed Contention 6 Regarding Diablo Canyon Environmental Assessment**

The Commission approved a Memorandum and Order responding to two filings by the San Luis Obispo Mothers for Peace (SLOMFP). The first is motion for reconsideration of CLI-08-05 and the second is a request for admission of the late-filled Contention 6. The Memorandum and Order denies reconsideration of CLI-08-05 and declines to admit contention 6. In addition, the Memorandum and Order notes that the presiding officer has some scheduling flexibility in his resolution of Contention 1(b), and it schedules the Subpart K oral argument on Contention 2 for July 1, 2008, at 9:30 am.

Commissioner Jaczko disapproved this order.

(Subsequently, on April 30, 2008, the Secretary signed the Memorandum and Order.)

cc: Chairman Klein  
Commissioner Jaczko  
Commissioner Lyons  
Commissioner Svinicki  
EDO  
OGC  
CFO  
OCAA  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ACNW, ASLBP (via E-Mail)  
PDR