

**RAS 4747**

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

**DOCKETED 08/19/02**  
**SERVED 08/19/02**

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

In the Matter of

PACIFIC GAS AND ELECTRIC CO.

(Diablo Canyon Power Plant Independent  
Spent Fuel Storage Installation)

Docket No. 72-26-ISFSI

ASLBP No. 02-801-01-ISFSI

August 19, 2002

MEMORANDUM AND ORDER  
(Schedule for Responses to Request to  
Participate as Interested Governmental Entity)

The Licensing Board is in receipt of the August 16, 2002 request of the California Energy Commission (CEC) to participate in this proceeding as an interested governmental entity pursuant to 10 C.F.R. § 2.715(c). Previously, the Board has received similar requests from San Luis Obispo County, California, (SLOC) and the Port San Luis Harbor District (PSLHD). In an August 7, 2002 memorandum and order we directed that any governmental entity seeking to participate under section 2.715(c) and wishing to raise issues other than those already proffered in the contentions filed on July 19, 2002, by petitioners San Luis Obispo Mothers for Peace, et al., (collectively SLOMFP) must do so on or before Wednesday, August 21, 2002. This would include CEC.

Responses to the CEC request to participate under 10 C.F.R. § 2.715(c) should be filed on or before Monday, August 26, 2002, unless CEC submits additional issues, in which case

responses to its participation request should be filed on Wednesday, September 4, 2002, in conjunction with any response to the issues filed.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

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G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

Rockville, Maryland

August 19, 2002

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\* Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for (1) applicant PG&E; (2) petitioners SLOMFP; (3) SLOC, PSLHD, CEC, and the Diablo Canyon Independent Safety Committee; and (4) the NRC staff.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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PACIFIC GAS AND ELECTRIC CO. ) Docket No. 72-26-ISFSI  
DIABLO CANYON POWER PLANT )  
)  
(Independent Spent Fuel Storage )  
Installation) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER (SCHEDULE FOR RESPONSES TO REQUEST TO PARTICIPATE AS INTERESTED GOVERNMENTAL ENTITY) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket No. 72-26-ISFSI  
LB MEMORANDUM AND ORDER  
(SCHEDULE FOR RESPONSES TO REQUEST TO  
PARTICIPATE AS INTERESTED GOVERNMENTAL  
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Docket No. 72-26-ISFSI  
LB MEMORANDUM AND ORDER  
(SCHEDULE FOR RESPONSES TO REQUEST TO  
PARTICIPATE AS INTERESTED GOVERNMENTAL  
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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 19<sup>th</sup> day of August 2002