

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*

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

August 19, 2002

* 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.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
G. Paul Bollwerk, III, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Peter S. Lam
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Jerry R. Kline
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Stephen H. Lewis, Esq.
Angela B. Coggins, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Lorraine Kitman
P.O. Box 1026
Grover Beach, CA 93483

Docket No. 72-26-ISFSI
LB MEMORANDUM AND ORDER
(SCHEDULE FOR RESPONSES TO REQUEST TO
PARTICIPATE AS INTERESTED GOVERNMENTAL
ENTITY)

Peg Pinard
San Luis Obispo County Supervisor
County Government Center
1050 Monterey Avenue
San Luis Obispo, CA 93408

Seamus M. Slattery, Chairman
Avila Valley Advisory Council
P.O. Box 58
Avila Beach, CA 93424

Diane Curran, Esq.
Harmon, Curran, Spielberg
& Eisenberg, L.L.P.
1726 M Street, NW, Suite 600
Washington, DC 20036

Lawrence F. Womack, Vice President
Nuclear Services
Diablo Canyon Power Plant
P.O. Box 56
Avila Beach, CA 93424

David A. Repka, Esq.
Brooke D. Poole, Esq.
Winston & Strawn
1400 L Street, NW
Washington, DC 20005-3502

Richard F. Locke, Esq.
Pacific Gas & Electric Company
77 Beale Street, B30A
San Francisco, CA 94105

Klaus Schumann
Mary Jane Adams
26 Hillcrest Drive
Paso Robles, CA 93446

Thomas D. Green, Esq.
Thomas D. Waylett, Esq.
Adamski, Moroski & Green, LLP
444 Higuera Street, Suite 300
San Luis Obispo, CA 93401-3875

Robert R. Wellington, Esq.
Diablo Canyon Independent
Safety Committee
Office of the Legal Counsel
857 Cass Street, Suite D
Monterey, CA 93940

Barbara Byron
Nuclear Policy Advisor
California Energy Commission
1516 Ninth Street, MS 36
Sacramento, CA 95814

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LB MEMORANDUM AND ORDER
(SCHEDULE FOR RESPONSES TO REQUEST TO
PARTICIPATE AS INTERESTED GOVERNMENTAL
ENTITY)

Darcie L. Houck, Esq.
California Energy Commission
Chief Counsel's Office
1516 Ninth Street, MS 14
Sacramento, CA 95814

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 19th day of August 2002