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Peter S. Lam  
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Jerry R. Kline  
Administrative Judge  
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In the Matter of  
PACIFIC GAS & ELECTRIC COMPANY  
(Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)  
Docket No. 72-26-ISFSI; ASLBP No. 02-801-01-ISFSI

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.1109(a)(1) and the Atomic Safety and Licensing Board's Memorandum and Order of December 2, 2002, LBP-02-23, 56 NRC \_\_\_\_, the NRC staff ("Staff") requests that this proceeding be conducted under 10 C.F.R. Part 2, Subpart K. Specifically, the Staff requests an oral argument on the one admitted contention, San Luis Obispo Mothers for Peace TC-2, which asserts that Pacific Gas & Electric Company has failed to demonstrate that it can meet the financial qualifications requirements of 10 C.F.R. § 72.22(e).

Respectfully submitted,

**/RA/**

Stephen H. Lewis  
Counsel for NRC Staff

cc: Service List

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
PACIFIC GAS & ELECTRIC CO.	)	Docket No. 72-26-ISFSI
	)	
(Diablo Canyon Power Plant Independent Spent Fuel Storage Installation)	)	ASLBP No. 02-801-01-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing letter requesting oral argument under 10 C.F.R. § 2.1109(a)(1) have been served upon the following persons by United States mail, first class, or through the Nuclear Regulatory Commission's internal mail distribution as indicated by an asterisk (\*); and by electronic mail as indicated by a double asterisk (\*\*) on this 12th day of December, 2002.

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