

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Alex S. Karlin, Chairman  
Nicholas G. Trikouros  
Dr. Paul B. Abramson

In the Matter of

PACIFIC GAS & ELECTRIC COMPANY

(Diablo Canyon Nuclear Power Plant, Units 1  
and 2)

Docket Nos. 50-275-LR and 50-323-LR

ASLBP No. 10-890-01-LR-BD01

April 21, 2010

ORDER  
(Setting Date for Oral Argument)

On March 22, 2010, the San Luis Obispo Mothers for Peace (SLOMFP) filed a request for hearing and petition to intervene challenging the application of Pacific Gas & Electric Company (PG&E) to renew its operating license for Diablo Canyon Nuclear Power Plant, Units 1 and 2.<sup>1</sup> On that same date, SLOMFP filed a petition for waiver of certain regulations in connection with the Petition.<sup>2</sup> On April 16, 2010, PG&E and the NRC Staff filed answers to the Petition and Waiver Request.<sup>3</sup>

The Board will hear oral argument on May 26, 2010, on the issues presented in the Petition and the Waiver Request. The oral argument will be held in San Luis Obispo County,

---

<sup>1</sup> Request for Hearing and Petition to Intervene by San Luis Obispo Mothers for Peace (Mar. 22, 2010) [Petition].

<sup>2</sup> San Luis Obispo Mothers for Peace's Petition for Waiver of 10 C.F.R. Part 51 Subpart A Appendix B and 10 C.F.R. § 51.53(c)(2) (Mar. 22, 2010) [Waiver Request].

<sup>3</sup> Applicant's Answer to Petition to Intervene and Response to Requests for Waivers (Apr. 16, 2010); NRC Staff's Answer to the San Luis Obispo Mothers for Peace Request for Hearing and Petition to Intervene (Apr. 16, 2010); NRC Staff's Response to the Petition for Waiver of Commission Regulations Filed by San Luis Obispo Mothers for Peace (Apr. 16, 2010).

California at a venue to be determined. The Board will issue a subsequent order setting the format, time allocations, and the specific venue for the argument.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

/RA/

Alex S. Karlin, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
April 21, 2010

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
PACIFIC GAS AND ELECTRIC COMPANY	)	Docket Nos. 50-275-LR
	)	and 50-323-LR
(Diablo Canyon Nuclear Power Plant,	)	
Units 1 and 2)	)	
	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ORDER (SETTING DATE FOR ORAL ARGUMENT) have been served upon the following persons by the Electronic Information Exchange.

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

, Chair  
Administrative Judge  
E-mail:

Administrative Judge  
E-mail:

Administrative Judge  
E-mail:

Katie Tucker, Law Clerk  
E-mail:

U.S. Nuclear Regulatory Commission  
Office of Commission Appellate Adjudication  
Mail Stop: O-16C1  
Washington, DC 20555-0001

OCAA Mail Center  
E-mail: [ocaamail@nrc.gov](mailto:ocaamail@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of the General Counsel  
Mail Stop: O-15D21  
Washington, DC 20555-0001

Edward Williamson, Esq.  
E-mail: [elw2@nrc.gov](mailto:elw2@nrc.gov)  
Susan Uttal, Esq.  
E-mail: [susan.uttal@nrc.gov](mailto:susan.uttal@nrc.gov)  
Maxwell Smith, Esq.  
E-mail: [Maxwell.smith@nrc.gov](mailto:Maxwell.smith@nrc.gov)  
Lloyd Subin, Esq.  
E-mail: [lloyd.subin@nrc.gov](mailto:lloyd.subin@nrc.gov)  
Brian Newell, Paralegal  
E-mail: [bpn1@nrc.gov](mailto:bpn1@nrc.gov)

OGC Mail Center  
E-mail: [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of the Secretary of the Commission  
Mail Stop: O-16C1  
Washington, DC 20555-0001

Hearing Docket  
E-mail: [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

Docket Nos. 50-275-LR and 50-323-LR  
ORDER (SETTING DATE FOR ORAL ARGUMENT)

Winston & Strawn, LLP  
Counsel for PG&E  
101 California Street  
San Francisco, CA 94111-5802

David A. Repka, Esq.  
E-mail: [drepka@winston.com](mailto:drepka@winston.com)  
Tyson Smith, Esq.  
E-mail: [trsmith@winston.com](mailto:trsmith@winston.com)  
Carlos Sisco, Senior Paralegal  
E-mail: [CSisco@winston.com](mailto:CSisco@winston.com)

Harmon, Curran, Spielberg, and Eisenberg  
Counsel for San Luis Obispo Mothers  
For Peace  
1726 M Street, N.W., Suite 600  
Washington, DC 20036

Diane Curran, Esq.  
[dcurran@harmoncurran.com](mailto:dcurran@harmoncurran.com)

San Luis Obispo Mothers for Peace  
1123 Flora Road  
Arroyo Grande, CA 93420

Jill ZamEk, Esq.  
[jzk@charter.net](mailto:jzk@charter.net)

[Original signed by Christine M. Pierpoint]

---

Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 21<sup>st</sup> day of April 2010.