

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. 10-900-01-LR-BD01

August 9, 2012

NOTICE AND ORDER

(Scheduling Prehearing Conference Call and
Notifying Parties of Amendments to Regulations)

The Board will convene a prehearing conference call on Wednesday, September 19, 2012, at 2:00 PM EDT to discuss the status of this proceeding.¹ At least one counsel representing the Pacific Gas & Electric Co., the San Luis Obispo Mothers for Peace, and the NRC Staff shall participate in the conference call.

In addition, the Board notifies the parties that on August 3, 2012, the Nuclear Regulatory Commission amended its regulations related to Part 2 adjudicatory proceedings.² Among other things, these amendments relax the rules regarding the Staff's mandatory disclosure duties and change the rules regarding the admission of new contentions. *Id.* at 46,591-94. The

¹ The last prehearing conference in this matter was held on September 20, 2011.

² Amendments to Adjudicatory Process Rules and Related Requirements; Final Rule, 77 Fed. Reg. 46,561 (Aug. 3, 2012).

amendments apply to “obligations and disputes that arise after the effective date.” Id. at 46,562.

The effective date of the new regulations is September 4, 2012. Id.

Within 20 days of the service of this notice, the parties are instructed to submit written statements (joint or individual) specifying whether, in their opinion, the foregoing Part 2 amendments require or warrant any changes, additions, or deletions to the initial scheduling order or any other orders or instructions that this Board has issued governing the conduct of this proceeding. The submissions should include proposed language to implement such changes. The parties should be prepared to discuss these proposals, and the impact of the Part 2 amendments, during the September 19, 2012 pre-hearing conference.

The Board’s law clerk, Jonathan Eser, will provide each of the parties with the telephone number and pass code for the September 19, 2012 conference call. Members of the public and media representatives are welcome to listen to this conference call. In order to do so they should contact Mr. Eser by e-mail at Jonathan.Eser@nrc.gov or by phone at (301) 415-5880 for the requisite dial-in information.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Alex S. Karlin, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 9, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
PACIFIC GAS & 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 **NOTICE AND ORDER (Scheduling Prehearing Conference Call and Notifying Parties of Amendments to Regulations)** 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

Alex S. Karlin, Chair
Administrative Judge
E-mail: alex.karlin@nrc.gov

Nicholas G. Trikouros
Administrative Judge
E-mail: nicholas.trikouros@nrc.gov

Paul B. Abramson
Administrative Judge
E-mail: pba@nrc.gov
paul.abramson@nrc.gov

Jonathan Eser, Law Clerk
E-mail: jonathan.eser@nrc.gov

U.S. Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Mail Stop: O-16C1
Washington, DC 20555-0001
OCA Mail Center
E-mail: ocaamail@nrc.gov

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

Edward L. Williamson, Esq.
E-mail: edward.williamson@nrc.gov

Susan Uttal, Esq.
E-mail: susan.uttal@nrc.gov

Maxwell Smith, Esq.
E-mail: maxwell.smith@nrc.gov

Lloyd Subin, Esq.
E-mail: lloyd.subin@nrc.gov

Lauren Woodall, Esq.
lauren.woodall@nrc.gov

Brian Newell, Paralegal
E-mail: bpn1@nrc.gov

OGC Mail Center
E-mail: 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

Diablo Canyon Nuclear Power Plant - Docket Nos. 50-275-LR and 50-323-LR
NOTICE AND ORDER (Scheduling Prehearing Conference Call and Notifying Parties of Amendments to Regulations)

Counsel for Pacific Gas and
Electric Company
Winston & Strawn, LLP
101 California Street
San Francisco, CA 94111-5802
David A. Repka, Esq.

E-mail: drepka@winston.com

Tyson Smith, Esq.

E-mail: trsmith@winston.com

Carlos Sisco, Senior Paralegal

E-mail: csisco@winston.com

Winston & Strawn, LLP

1700 K Street, NW

Washington, DC 20006

Rachel Miras-Wilson, Esq.

E-mail: rwilson@winston.com

San Luis Obispo Mothers for Peace

1123 Flora Road

Arroyo Grande, CA 93420

Jill ZamEk, Esq.

jkz@charter.net

Counsel for San Luis Obispo Mothers

For Peace

Harmon, Curran, Spielberg, and Eisenberg

1726 M Street, N.W., Suite 600

Washington, DC 20036

Diane Curran, Esq.

dcurran@harmoncurran.com

Dated at Rockville, Maryland

This 9th day of August, 2012

[Original signed by Christine M. Pierpoint]

Office of the Secretary of the Commission