



Memo

To: ASLB and parties in Diablo Canyon license renewal proceeding, Levy Units 1 and 2 combined license proceeding, Mixed Oxide Fuel Fabrication Facility operating license proceeding, and Watts Bar Unit 2 operating license proceeding

CC: Service List

From: Diane Curran

Re: Letter to Commissioners regarding Public Participation Regulations

Date: February 26, 2013

Dear ASLBs and parties:

Attached please find a letter I wrote at the request of the NRC Commissioners, evaluating the NRC's procedures for evaluating standing and admissibility of contentions and appealing decisions on standing and admissibility of contentions. My comments are mine alone and I do not make them on behalf of any of my clients.

I am sending you a copy of the letter because my comments are based in part on my current experience in NRC licensing cases and I wish to avoid any appearance of an *ex parte* contact.

Sincerely,

Electronically signed by

Diane Curran

Notice: Treasury Regulations require us to inform you that neither you nor any other recipient may use any tax advice in this communication to avoid any penalty that may be imposed under



SUBJECT
DATE

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federal tax law. To obtain penalty protection, the Regulations require attorneys, accountants and other tax advisors to perform increased due diligence to verify all relevant facts and to format the written tax advice in a lengthy number of separately enumerated sections with numerous disclosures. If you would like us to prepare written tax advice designed to provide penalty protection, please contact us and we will be pleased to discuss the matter with you in more detail.