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RECORDS FACILITY BRANCH

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

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MOTION FOR SUMMARY DISPOSITION  
OF INTERVENOR FRIENDS OF THE EARTH, ET AL.'S  
CONTENTIONS 1a (DEWATERING WELLS)  
AND 9 (URANIUM FUEL COSTS).

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UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	Docket Nos. 50-361 OL
	)	50-362 OL
SOUTHERN CALIFORNIA EDISON	)	
COMPANY, <u>et al.</u> (San Onofre	)	MOTION FOR SUMMARY DIS-
Nuclear Generating Station,	)	POSITION OF INTERVENOR
Units 2 and 3).	)	FRIENDS OF THE EARTH,
	)	<u>ET AL's</u> CONTENTIONS 1a
	)	(DEWATERING WELLS) AND
	)	<u>9 (URANIUM FUEL COSTS).</u>

TO: THE ATOMIC SAFETY AND LICENSING BOARD, ALL PARTIES,  
AND THEIR COUNSEL OF RECORD HEREIN:

SOUTHERN CALIFORNIA EDISON COMPANY and SAN DIEGO GAS &  
ELECTRIC COMPANY (hereafter "Applicants") hereby move the Board  
pursuant to 10 C.F.R. § 2.749 for an Order summarily disposing of  
Contention 1a, relating to dewatering wells, and Contention 9,  
relating to projected uranium fuel costs, as alleged by  
Intervenor FRIENDS OF THE EARTH, ET AL. and admitted to this

proceeding by Memorandum and Order of this Board, dated January 27, 1978.

Said motion is be made on the ground that there is no genuine issue as to any material fact involved in said contentions and, therefore, Applicants are entitled to a summary decision in their favor on these contentions as a matter of law.

Said motion will be based on this motion; the attached brief in support of said motion; the attached statements of material facts as to which Applicants contend there is no genuine issue to be heard; the attached Affidavits of Lucien Hersh, John A. Barneich, Robert L. McNeill, Jay L. Smith, Kenneth P. Baskin, Robert H. Bridenbecker, and Seymour Jaye and the exhibits thereto; the attached proposed order; the record of this proceeding; and such further documentary evidence as may be filed herein or such oral argument of counsel as may be presented at a hearing on this motion.

DATED: June 6, 1980

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By /s/ David R. Pigott  
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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	Docket Nos. 50-361 OL
	)	50-362 OL
SOUTHERN CALIFORNIA EDISON	)	
COMPANY, <u>et al.</u> (San Onofre	)	
Nuclear Generating Station,	)	
Units 2 and 3).	)	<u>ORDER (Proposed)</u>
_____	)	

The Board finds that the filings in this proceeding, the depositions, the answers to interrogatories, together with the parties' statements of material facts and the affidavits in support thereof, show that there is no genuine issue as to any material fact involved in Contention 1a, relating to dewatering wells, and Contention 9, relating to projected uranium fuel costs, as alleged by Intervenor FRIENDS OF THE EARTH, ET AL. and admitted to this proceeding by Memorandum and Order of this Board, dated January 27, 1978.

Accordingly, Applicants' motion for summary disposition of these contentions under 10 C.F.R. § 2.749 is hereby GRANTED.

IT IS SO ORDERED.

THE ATOMIC SAFETY AND  
LICENSING BOARD

Dr. Cadet Hand Jr.

Dr. Emmett A. Luebke

Ivan W. Smith, Esq., Chairman

DATED: at \_\_\_\_\_  
this \_\_\_\_\_ day of \_\_\_\_\_, 1980.