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MAR 29 1974

Docket Nos. 50-275
 and 50-323

Original Signed by
 A. Giambusso, Deputy Director for Reactor Projects, L R. C. DeYoung
 THRU: R. C. DeYoung, Assistant Director for LWRs Group 1, L

FLASH NOTE: FIRST OL PREHEARING CONFERENCE AND ENERGY CONSERVATION HEARING FOR DIABLO CANYON

The first OL Prehearing Conference on Diablo Canyon was scheduled for 3/26/74, and the Evidentiary Hearing on energy conservation was scheduled for 3/27-29/74. The Prehearing began on 3/26 but was not completed by the end of the day. This proceeding resumed at 8:30 a.m. on 3/27, but was adjourned at 10:00 a.m. to begin the Energy Conservation Hearing on schedule so as not to inconvenience several witnesses who were present specifically to testify at this Hearing. It was planned to resume the Prehearing Conference when the Energy Conservation Hearing was concluded. During the lunch break on 3/27, staff counsel indicated that, due to illness, he would be unable to continue with the Hearing. After calling his superiors, he further informed the Board that OGC was unwilling to send another attorney so that the proceedings could be continued. As a result, the Board adjourned both the Prehearing and Hearing until the last week in April.

This action obviously brought considerable inconvenience to persons representing all parties involved. Both proceedings could easily have been continued on 3/29 if another staff attorney were present, since both the LPM and EPM for Diablo Canyon were available to provide technical assistance. In addition to delaying action on the agenda items for the Prehearing and Hearing, this adjournment also delayed discussion (and a possible decision) on two motions before the Board which were to have been discussed: (1) the petition of Scenic Shoreline Preservation Conference to stop construction on Diablo Canyon, and (2) the motion by PG&E to lift the suspension of construction on the number 3 transmission line.

Both the LPM and EPM feel that the decision by OGC not to continue the proceeding was unfortunate, and that unnecessary delays and inconvenience have been created as a result of this decision. However, other than the suspension on the transmission line construction, this action will have no immediate impact on either the construction or review schedule.

Original Signed By
 K. R. Goller
 Karl R. Goller, Chief
 LWR Group 1-3
 Directorate of Licensing

MEMO

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DATE ▶	3/29/74	3/29/74	3/29/74		