

11/27/79

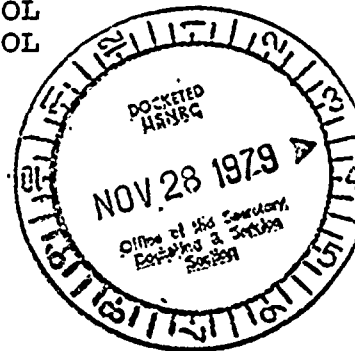
UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of:

PACIFIC GAS & ELECTRIC  
COMPANY  
(Diablo Canyon Nuclear  
Power Plant, Units 1 & 2)

Docket Nos. 50-275 OL  
50-323 OL



JOINT INTERVENORS' REQUEST FOR  
AN ENLARGEMENT OF TIME IN WHICH TO  
FILE A BRIEF IN SUPPORT OF EXCEPTIONS

Joint Intervenors request an enlargement until December 7, 1979, seven (7) days, in which to file a brief in support of exceptions taken to the Atomic Safety & Licensing Board's partial initial decision of September 27, 1979.<sup>1/</sup> The brief is due on November 30, 1979. Counsel has been authorized to represent that neither the Applicant nor the NRC Staff oppose this motion for an enlargement of time.

The Appeal Board has previously granted a request for enlargement of sixteen (16) days, moving the filing date from November 14, 1979 to November 30, 1979. Counsel has worked hard and in good faith to meet that deadline. However, because of both the amount (10,000 pages of transcript, in addition to prefiled testimony) and difficulty of the

1/ In the Matter of Pacific Gas & Electric Company, (Diablo Canyon Nuclear Power Plant, Units 1 and 2), LBP-79-26, 9 NRC \_\_\_\_ (September 27, 1979).

**GRANTED**

For the Appeal Board 11/28/79

*C. James Smith*  
Secretary to the Appeal Board

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material,<sup>2/</sup> counsel cannot complete the brief by Friday without compromising its quality. In short, it's taken longer than expected to do this job.

Much of the brief has been written. Therefore, counsel can assure the Appeal Board that no further enlargements will be requested and the December 7th filing date requested herein can be met.

Respectfully submitted,

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NOVEMBER 27, 1979

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<sup>2/</sup> In a recent decision, the Appeal Board observed, "[G]eological and seismological issues have proven in other cases to be among the most complicated and difficult that come before us." Puget Sound Power & Light Company et al., (Skaget Nuclear Power Project, Unit 1 and 2) ALAB-572, 10 NRC (November 20, 1979, Slip. Op. at 4). This case fully measures up to Appeal Board's past experience.

