

REGULATORY INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR: 8009030157 DOC. DATE: 80/08/20 NOTARIZED: YES DOCKET #
 FACIL: 50-275 Diablo Canyon Nuclear Power Plant, Unit 1, Pacific Ga 05000275
 50-323 Diablo Canyon Nuclear Power Plant, Unit 2, Pacific Ga 05000323
 AUTH. NAME AUTHOR AFFILIATION
 LEWIS, W. L. Affiliation Unknown
 RECIP. NAME RECIPIENT AFFILIATION

SUBJECT: Executed amended affidavit of nondisclosure protecting licensee physical security plan. Certificate of Svc encl.

DISTRIBUTION CODE: DS03S COPIES RECEIVED: LTR 0 ENCL 1 SIZE: 6
 TITLE: Filings (Not Orig by NRC)

NOTES: J Hanchett w/1 copy all material. 05000275
~~J Hanchett w/1 copy all material.~~ 05000323

	RECIPIENT	COPIES		RECIPIENT	COPIES	
	ID CODE/NAME	LTR	ENCL	ID CODE/NAME	LTR	ENCL
ACTION:	LEE, J.	1	1	BUCKLEY, B.	1	1
INTERNAL:	ASLB	5	5	ASLB	1	1
	D/DIR, HUM FAC S	2	2	I&E	2	2
	NRC PDR	1	1	OELD, BLANTON	1	1
	PUBLIC AFFAIRS	1	1	REG FILE	1	1
EXTERNAL:	LPDR	1	1	NSIC	1	1

SEP 4 1980

TOTAL NUMBER OF COPIES REQUIRED: LTR 0 ENCL 19

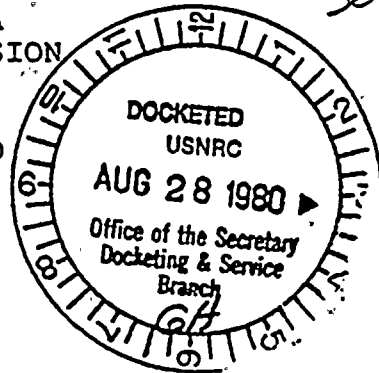


KSS

Security

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD



Docket Nos. 50-275
50-323

In the Matter of
PACIFIC GAS AND ELECTRIC COMPANY
(Diablo Canyon Nuclear Power Plant,
Units 1 and 2)

AMENDED AFFIDAVIT OF NON-DISCLOSURE

I, [Signature], being duly sworn, state:

1. As used in this Affidavit of Non-Disclosure,
(a) "Protected information" is (1) any form of the
physical security plan for the licensee's Diablo
Canyon Nuclear Power Plant, Units 1 and 2; or (2)
any information obtained by virtue of these pro-
ceedings which is not otherwise a matter of public
record and which deals with or describes details
of the security plan.

(b) An "authorized person" is (1) an employee of
the Nuclear Regulatory Commission entitled to access to
protected information; (2) a person who, at the invi-
tation of the Atomic Safety and Licensing Appeal Board
("Appeal Board"), has executed a copy of this affidavit;
or (3) a person employed by Pacific Gas and Electric

DS 71



4

.

,

.

.

.

Company, the licensee, and authorized by it in accordance with Commission regulations to have access to protected information.

2. I shall not disclose protected information to anyone except an authorized person, unless that information has previously been disclosed in the public record of this proceeding. I will safeguard protected information in written form (including any portions of transcripts of in camera hearings, filed testimony or any other documents that contain such information), so that it remains at all times under the control of an authorized person and is not disclosed to anyone else.

3. I will not reproduce any protected information by any means without the Appeal Board's express approval or direction. So long as I possess protected information, I shall continue to take these precautions until further order of the Appeal Board.

4. I shall similarly safeguard and hold in confidence any data, notes, or copies of protected information and all other papers which contain any protected information by means of the following:

(a) my use of the protected information will be made at a facility in San Francisco to be made available by Pacific



Gas and Electric Company.

(b) I will keep and safeguard all such material in a safe to be obtained by intervenors at Pacific Gas and Electric Company's expense, after consultation with Pacific Gas and Electric Company and to be located at all times at the above designated location.

(c) Any secretarial work performed at my request or under my supervision will be performed at the above location by one secretary of my designation. I shall furnish Pacific Gas and Electric Company, the Board and Staff an appropriate resume of the secretary's background and experience.

(d) Necessary typing and reproduction equipment will be furnished by Pacific Gas and Electric Company.

(e) All mailings by me involving protected information shall be made from the facility furnished by Pacific Gas and Electric Co.

5. If I prepare papers containing protected information in order to participate in further proceedings in this case, I will assure that any secretary or other individual who must receive protected information in order to help me prepare those papers has executed an affidavit like this one and has agreed to abide by its terms. Copies of any such affidavit will be filed with the Appeal Board before I reveal any protected information to any such person.



2

4

6. I shall use protected information only for the purpose of preparation for this proceeding or any further proceedings in this case dealing with security plan issues, and for no other purpose.

7. I shall keep a record of all protected information in my possession, including any copies of that information made by or for me. At the conclusion of this proceeding, I shall account to the Appeal Board or to a Commission employee designated by that Board for all the papers or other materials containing protected information in my possession and deliver them as provided herein. When I have finished using the protected information they contain, but in no event later than the conclusion of this proceeding, I shall deliver those papers and materials to the Appeal Board (or to a Commission employee designated by the Board), together with all notes and data which contain protected information for safekeeping during the lifetime of the plant.

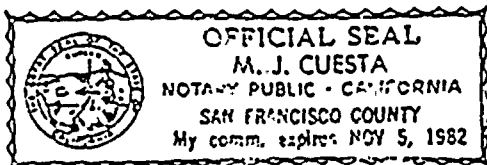
8. I make this agreement with the following understandings:
(a) I do not waive any objections that any other person may have to executing an affidavit such as this one; (b) I will not corroborate the accuracy or inaccuracy of information obtained outside this proceeding by using protected information gained through the hearing process.

[Handwritten signature]

Subscribed and sworn to before me
this 20 day of August, 1980.

M. J. Cuesta

Notary Public





UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of)

PACIFIC GAS AND ELECTRIC COMPANY)

(Diablo Canyon Nuclear Power Plant,
Units 1 and 2))

) Docket Nos. 50-275
50-323

CERTIFICATE OF SERVICE

I, hereby certify that copies of the "Amended Affidavit of Non-Disclosure" in the above-captioned proceeding have been served on the following via first-class mail, with the exception of Phillip Crane whose copy was hand delivered.

Richard S. Salzman, Esq., Chairman
Atomic Safety and Licensing Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

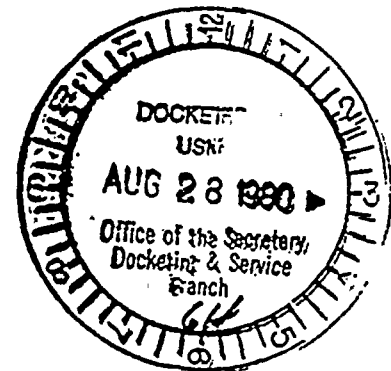
Dr. W. Reed Johnson
Atomic Safety and Licensing Appeal Board
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

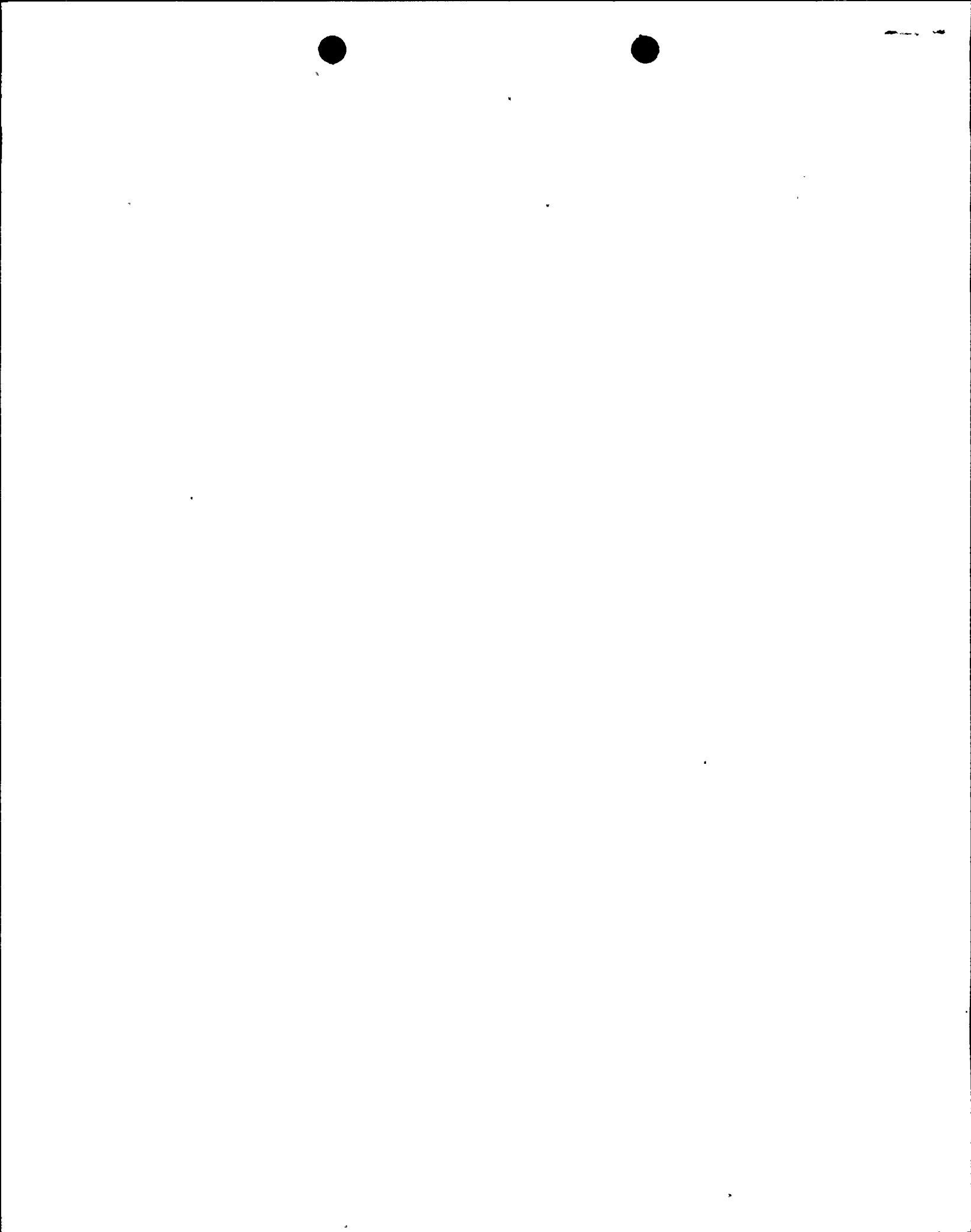
Mr. Thomas S. Moore, Member
Atomic Safety and Licensing Appeal Board
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

William J. Olmstead, Esq.
Dow Davis, Esq.
Lucinda Swartz, Esq.
Executive Legal Director's Office
Nuclear Regulatory Commission
Washington, D. C. 20555

Mr. Harry M. Willis
601 California Street
Suite 2100
San Francisco, CA 94108


Bruce Norton, Esq.
3216 N. Third Street, #300
Phoenix, Arizona 85012





Phillip Crane, Esq.
PG & E, Legal Department
77 Beale Street
San Francisco, CA 94106

Herb Brown, Esq.
8th Floor
1900 M Street, NW
Washington, D. C. 20036


Wanda Lewis
Legal Department
Department of Industrial Relations
P. O. Box 603
San Francisco, CA 94101

Dated: Aug. 20, 1980



Handwritten marks and lines at the top right corner of the page.