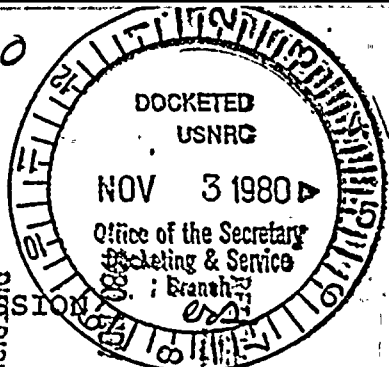


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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ON PETITION BEFORE THE NUCLEAR REGULATORY COMMISSION

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

DISTRIBUTION SERVICES BRANCH
US NRC

Docket Nos 50-275
50-323

STATEMENT OF GOVERNOR EDMUND G. BROWN, JR. IN SUPPORT OF
PETITION TO NUCLEAR REGULATORY COMMISSION TO DIRECT
CERTIFICATION OF MAJOR QUESTION OF POLICY, LAW OR PROCEDURE

Intervenor San Luis Obispo Mothers for Peace has petitioned the Nuclear Regulatory Commission to review the Atomic Safety and Licensing Appeal Board Order dated October 17, 1980, wherein the Board ruled that the security hearing in the above-referenced case shall be held in the San Francisco office building of the Applicant, Pacific Gas and Electric Company. Governor Brown has previously advised the Appeal Board that holding the hearing in a building owned or controlled by the Applicant for an operating license is of questionable propriety and, at a minimum, taints the impartiality of regulatory procedures required by law. Enclosed are copies of Governor Brown's previous filings, which we hereby submit in support of Intervenor's petition for Commission review of this matter.

Furthermore, we request that any NRC use of PG&E facilities for the situs of the security hearing be preceded by (1) a statement which evidences the necessity for the decision to hold the in camera hearing on the Applicant's license application in the

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2.

Applicant's own building and (2) a statement of the cost accounting basis upon which the NRC shall reimburse PG&E for the rental and other value of the hearing room transferred by PG&E to the NRC.

Respectfully submitted,

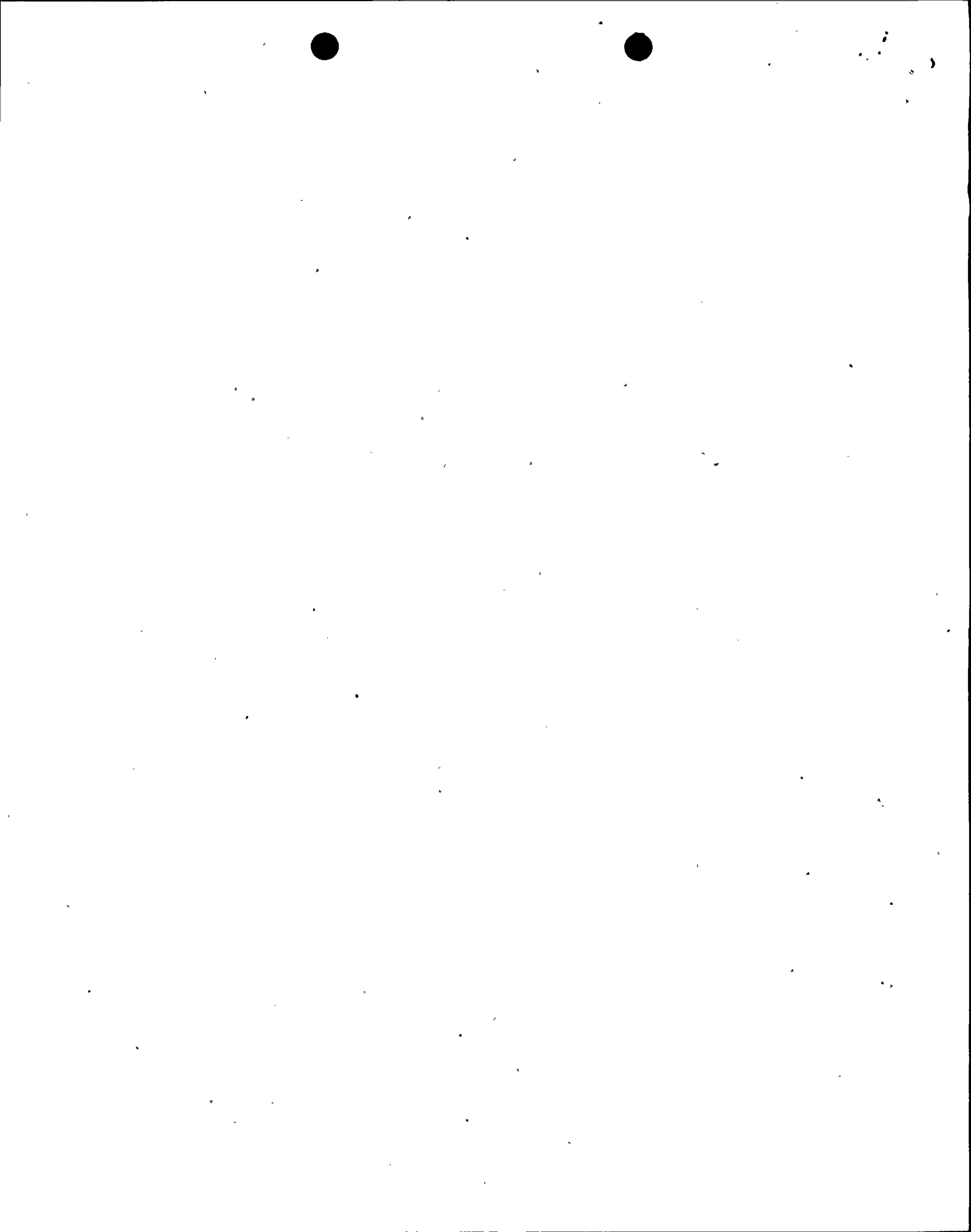
Byron S. Georgiou
Legal Affairs Secretary
Governor's Office
State Capitol
Sacramento, California 95814



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November 3, 1980





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November 3, 1980

* By hand on November 3, 1980

** By first-class mail on November 3, 1980

