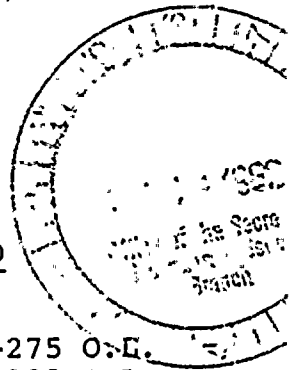


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD



In the Matter of)
PACIFIC GAS AND ELECTRIC COMPANY) Docket Nos. 50-275 O.L.
(Diablo Canyon Nuclear Power) ✓50-323 O.L.
Plant, Unit Nos. 1 and 2) (Seismic Proceeding)

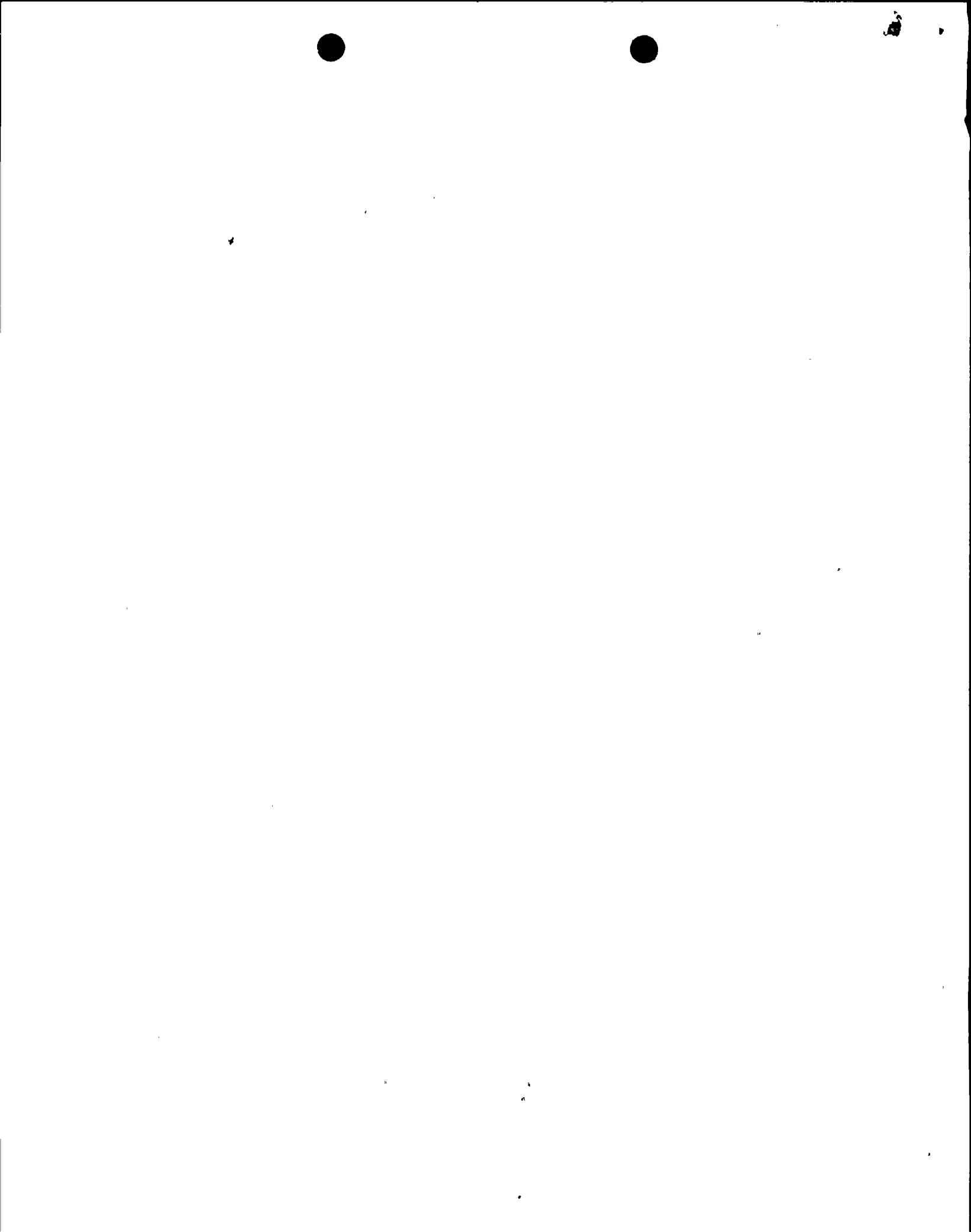
APPLICANT PACIFIC GAS AND ELECTRIC COMPANY'S
REQUEST FOR CLARIFICATION OF BOARD ORDER
OF OCTOBER 6, 1980

In its order of October 6, 1980, this Board set forth the principle that the hearing commencing October 20, 1980, would deal with ALAB-598 questions in a certain logical order. The Applicant understands the order as respects proceeding with the question in a logical manner. What is not clear to the Applicant, however, is the manner in which each of the four general areas will be covered.

It is the Applicant's position that it is entitled to go first and last on each of the four separate areas. Under 10 C.F.R. §2.732, the Applicant has the burden of proof. The listing of witnesses in the Board's order of October 6 would seem to indicate that the Applicant is to go first, the Staff second, Intervenor MOTHERS FOR PEACE third, Intervenor GOVERNOR BROWN fourth, and Drs. Trifunac and Luco fifth. It is respectfully submitted that under normal adjudicatory administrative procedures, the Applicant would go first, the Intervenor second, the Staff third, and Drs. Trifunac and Luco fourth. Following that, the Applicant, having the burden of proof, should be allowed to present rebuttal testimony, if any. The Applicant would also suggest that if this Board should choose to rule

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on this request for clarification that, in addition to setting forth the order of appearance of the witnesses, the Board set forth the order in which those witnesses will be cross-examined by the other parties. Applicant would suggest that the witnesses should first be cross-examined by the Board itself, and then by either the Applicant or Intervenors' counsel (depending on which witnesses are on the stand) and finally by the Staff.

Respectfully submitted,

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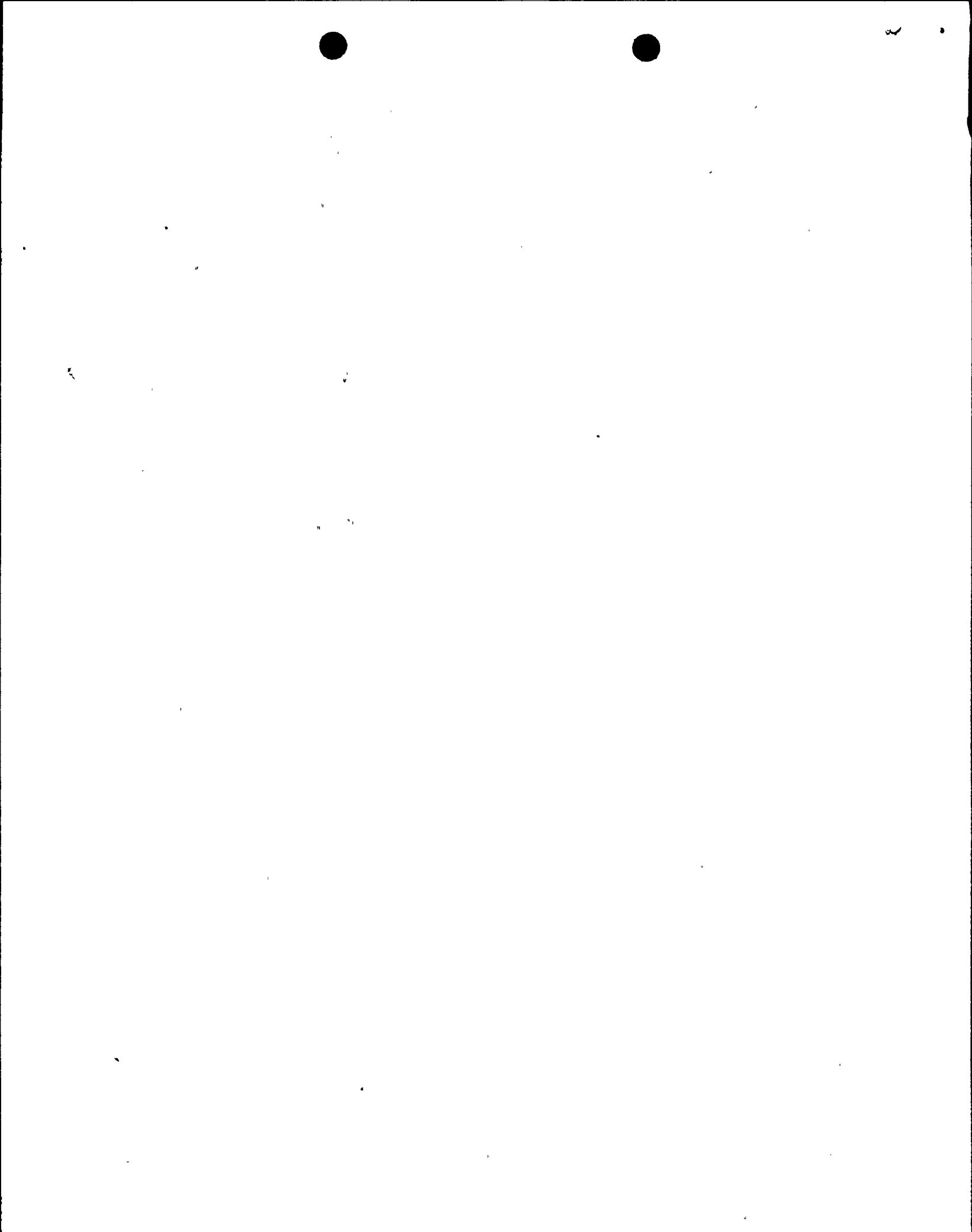
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DATED: October 10, 1980.



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CERTIFICATE OF SERVICE

I hereby certify that copies of "APPLICANT PACIFIC GAS AND ELECTRIC COMPANY'S REQUEST FOR CLARIFICATION OF BOARD ORDER OF OCTOBER 6, 1980", dated October 10, 1980, have been served on the following by delivery to Federal Express* for service October 13, 1980, or by deposit in the United States mail, this 10th day of October, 1980:

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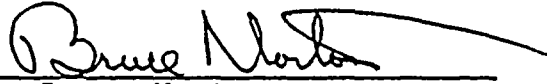
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