

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

FRIENDS OF THE EARTH,)	
)	
)	
Petitioner,)	
)	
v.)	
)	
UNITED STATES NUCLEAR)	
REGULATORY COMMISSION)	
and the UNITED STATES OF AMERICA,)	No. 16-1004
)	
Respondents,)	
)	
PACIFIC GAS AND ELECTRIC COMPANY,)	
)	
Intervenor.)	

SECOND JOINT STATUS REPORT

On June 20, 2016, Friends of the Earth (“FOE”) and Pacific Gas and Electric Company (“PG&E”), along with other parties, submitted a joint settlement proposal to the California Public Utilities Commission (“CPUC”), under the terms of which PG&E agreed to, *inter alia*, “retire Diablo Canyon at the expiration of its current [Nuclear Regulatory Commission (‘NRC’)] operating licenses.”¹ Under the

¹ Joint Proposal of Pacific Gas & Electric Company, Friends of the Earth, Natural Resources Defense Council, Environment California, International Brotherhood of Electrical Workers Local 1245, Coalition of California Utility Employees and Alliance for Nuclear Responsibility to Retire Diablo Canyon Nuclear Power Plant at Expiration of the Current Operating

terms of the Joint Proposal Application, if approved by the CPUC, PG&E would withdraw the NRC License Renewal Application for Diablo Canyon that is the subject of this matter.

On June 29, 2016, PG&E and FOE jointly requested that this Court suspend briefing in this matter pending action by the CPUC on the Joint Proposal Application.

On July 21, 2016, this Court entered an order holding this case in abeyance pending further order of the Court. The Court also directed the parties to file status reports at 120-day intervals beginning January 23, 2017. The parties filed the first status report on January 23, 2017. This is the second status report.

The CPUC held evidentiary hearings on the Joint Proposal Application from April 18-28, 2017. Opening briefs are due on May 26, 2017, and reply briefs are on June 16, 2017. PG&E expects that the administrative law judge will issue a proposed decision in the fall of 2017 and that the CPUC will issue a final decision before the end of 2017.

Licenses and Replace it with a Portfolio of GHG Free Resources (June 20, 2016), at 3 (“Joint Proposal Application”).

The parties will file the next 120-day status report on September 20, 2017.

Respectfully submitted,

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Counsel for Federal Respondents

Dated: May 23, 2017

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CERTIFICATE OF SERVICE

I hereby certify that on this day, copies of “Second Joint Status Report” in the captioned proceeding have been served by Electronic Case Filing, thereby serving it on all parties of record.

Respectfully submitted,
/s/ signed electronically by
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Dated: May 23, 2017