

NEC 2011

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Atomic Safety and Licensing Board



In the matter of

Puget Sound Power and  
Light Company, et al.

(Skagit Nuclear Power  
Project, Units 1 and 2)

Docket Nos:  
50-522  
50-523

Post Conference Order

This order follows the board's conference on January 16 and January 17, 1979 in Seattle, Washington with counsel and representatives of the parties and also with counsel for the three Indian tribes petitioning for leave to intervene.

This is the first order following that conference and is addressed to just one of the subjects discussed at the conference. Other orders bearing upon other subjects discussed at the conference may be expected to follow in due course.

In keeping with the board's understanding at the conference with the State of Washington's Assistant Attorney General Thomas F. Carr, who is representing the State's Energy Facility Site Evaluation Council in the proceeding, Mr. Carr is scheduled to submit to the board in behalf of the Council by January 30, 1979, a brief on the legal impact

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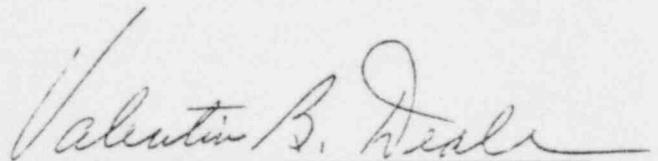
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of the State's legislative determinations about the need for power upon the board's decision-making process in reaching a conclusion about the need for power in the board's own consideration of the proposed Skagit Nuclear Power Plant within the terms of the National Environmental Policy Act (NEPA). Parties were invited to submit briefs on the same subject by the same day.

Since the board wishes Assistant Attorney General Carr to include in his brief not only the State of Washington's legislative determinations\* about the need for power but also the State's executive, administrative and judicial determinations,\* as well, if any, about the need for power, the date for submitting his brief to the board is reset to February 9, 1979. Similarly, briefs of the parties on the subject, now a broader one than heretofore, are rescheduled for submission to the board on February 9, 1979.

Upon review of the briefs which are timely submitted, the board will determine whether additional briefing would serve a useful purpose.

Dated this 26th day of January 1979 at Washington, D.C.



Valentine B. Deale  
Chairman  
Atomic Safety and Licensing Board

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\*The basis of each of the determinations should be described in reasonable detail, e.g., description of hearings, studies, investigatory reports, etc.