

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)
SACRAMENTO MUNICIPAL UTILITY DISTRICT)
(Rancho Seco Nuclear Generating Station))

Docket No. 50-312

PREHEARING CONFERENCE ORDER
(August 3, 1979)

On August 1, 1979, a prehearing conference was held in this proceeding pursuant to Order of this Board released July 3, 1979.

Attending the prehearing conference were counsel for the Licensee, Sacramento Municipal Utility District, counsel for the Staff of the Nuclear Regulatory Commission, counsel for Friends of the Earth, Environmental Council of Sacramento and the Original SMUD Ratepayers Association, Mr. Gary Hursh, and counsel for the California Energy Commission.

On the basis of the amended petitions and contentions submitted jointly by Friends of the Earth, Environmental Council of Sacramento, Original SMUD Ratepayers Association, and submitted jointly by Mr. Gary Hursh and Mr. Richard D. Castro, and upon oral argument, the Board finds that all of these petitioners have met the personal interest requirements and have stated at least one contention pursuant to 10 CFR §2.714, to accord them intervention as parties to this proceeding.

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The Board also finds that the California Energy Commission, as a representative of the State of California, is granted interested state status under 10 CFR §2.715(c).

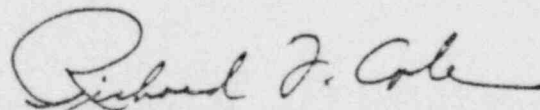
At the prehearing conference, the Board

- (a) directed that all parties, including the California Energy Commission, meet and confer regarding possible stipulation of contentions in this proceeding, and submit to the Board no later than August 20, 1979, a proposed stipulation concerning agreed upon contentions, and a statement of contentions on which agreement cannot be reached;
- (b) directed all parties, including the California Energy Commission, to submit to the Board no later than August 27, 1979, briefs on the scope of this Board's jurisdiction in this proceeding. In their briefs, the parties were requested to address the effect, if any, of a commission rulemaking, either in program or planned, on the admissibility of any contentions;
- (c) ordered that the burden of proof on all contentions will be placed upon the licensee and the burden of going forward on contentions shall be placed upon the party making the contention;

- (d) directed that discovery be completed by all parties within sixty (60) days of the release of this Board's Order approving a stipulation of contentions proposed by the parties and ruling on contentions not agreed upon, or by October 26, 1979, whichever is later;
- (e) ordered that a further prehearing conference be held in this proceeding on November 7, 1979 in Sacramento, California at a time and location to be specified by subsequent Order of this Board; and
- (f) ordered that evidentiary hearings will commence on November 27, 1979, in Sacramento, California at a time and location to be specified by subsequent Order of this Board.

IT IS SO ORDERED.

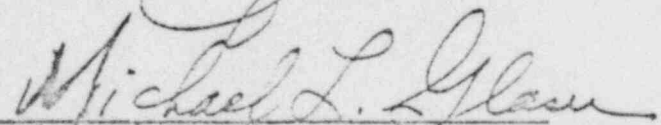
ATOMIC SAFETY AND LICENSING BOARD



Dr. Richard F. Cole, Member



Frederick J. Stone, Member



Michael L. Glaser, Chairman

Dated at Bethesda, Maryland,
this 3rd day of August, 1979.

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document(s) upon each person designated on the official service list compiled by the Office of the Secretary of the Commission in this proceeding in accordance with the requirements of Section 2.712 of 10 CFR Part 2 - Rules of Practice, of the Nuclear Regulatory Commission's Rules and Regulations.

Dated at Washington, D.C. this
1st day of Aug 1979.

Richard T. Bunting
Office of the Secretary of the Commission

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