



UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

THE ATOMIC SAFETY AND LICENSING BOARD

Marshall E. Miller, Esquire, Chairman  
Sheldon J. Wolfe, Esquire, Member  
Seymour Wenner, Esquire, Member

In the Matter of )  
PACIFIC GAS AND ELECTRIC COMPANY ) Docket No. P-564A  
( Stanislaus Nuclear Project, )  
Unit 1 )

ORDER APPROVING THE STIPULATION CONCERNING THE  
PRODUCTION OF DOCUMENTS BY SOUTHERN CALIFORNIA  
EDISON COMPANY  
(April 23, 1980)

The attached "Stipulation Concerning the Production of Documents  
by Southern California Edison Company" is hereby approved.

It is so ordered.

FOR THE ATOMIC SAFETY AND  
LICENSING BOARD

Marshall E. Miller  
Marshall E. Miller, Chairman

Dated at Bethesda, Maryland  
this 23rd day of April 1980.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of )  
 )  
PACIFIC GAS AND ELECTRIC COMPANY ) NRC Docket No. P-564A  
(Stanislaus Nuclear Project, )  
Unit 1) )

STIPULATION CONCERNING THE PRODUCTION  
OF DOCUMENTS BY SOUTHERN CALIFORNIA EDISON COMPANY

BACKGROUND

On August 24, 1978, the State of California Department of Water Resources ("DWR") applied to the Licensing Board for issuance of a subpoena duces tecum directed to the Southern California Edison Company ("Edison") requiring the production of certain categories of documents. The Chairman of the Licensing Board signed the Subpoena Duces Tecum ("the subpoena") attached to DWR's application on August 28, 1978. DWR served the subpoena on Edison by mail on November 17, 1978, and Edison moved to quash the subpoena on December 29, 1978. DWR and the NRC Staff opposed Edison's motion to quash the subpoena. The Licensing Board issued an Order dated January 25, 1979, denying Edison's Motion to Quash and ordering Edison to produce the documents requested by the subpoena as conditioned by the Board's Order ("conditioned subpoena"). The Licensing Board's order was upheld by the Appeal Board in a Decision dated June 15, 1979, which the Commission declined to review.

Pursuant to the Licensing Board's August 15, 1979 order to the parties to narrow the scope of the subpoena, if possible, and in any event to submit a schedule for the production of documents by Edison, Edison and DWR reached an agreement embodied in the "Joint Statement of Southern California Edison Company and the State of California Department of Water Resources" ("Edison-DWR Joint Statement"), dated October 26, 1979. Similarly, Edison and the

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NRC Staff reached a separate agreement entitled "Agreement and Joint Statement of Southern California Edison Company and the Staff of the Nuclear Regulatory Commission" ("Edison-Staff Agreement"), dated April 1, 1980.

STIPULATION

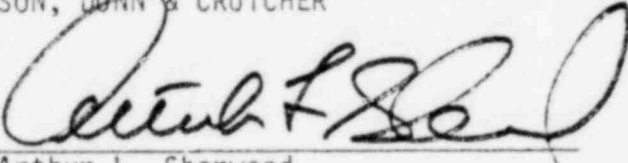
Based on the above facts, Edison, DWR and the NRC Staff hereby stipulate as follows:

- (1) The production of documents by Edison pursuant to the Edison-DWR Joint Statement and the Edison-Staff Agreement will be deemed to fully satisfy the subpoena in this proceeding;
- (2) Neither DWR nor Staff will otherwise seek enforcement of the subpoena, nor will either seek by any means, including subpoenas, to compel the production of any other documents by Edison in this docket; and
- (3) Edison will withdraw its appeal concerning the subpoena currently pending before the United States Court of Appeals for the 9th Circuit.

DATED: 4/10/80

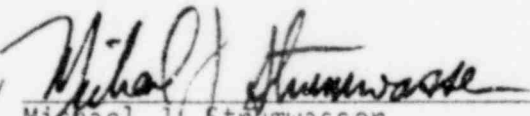
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DATED: 4/10/80

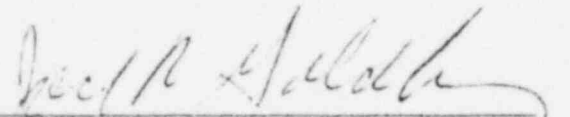
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DATED: April 1, 1980

U.S. NUCLEAR REGULATORY COMMISSION STAFF

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