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ATTORNEY GENERAL



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DEPARTMENT OF JUSTICE

PORTLAND DIVISION
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Portland, Oregon 97204
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March 26, 1980

Elizabeth S. Bowers, Esq., Chairman
Atomic Safety and Licensing Board Panel
Nuclear Regulatory Commission
Washington, DC 20555

Re: Pebble Springs

Dear Ms. Bowers:

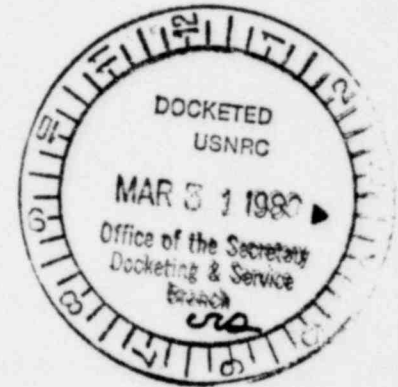
On March 14, 1980 Oregon's Energy Facility Siting Council issued an order suspending all further activities regarding the Pebble Springs case until July 1, 1981. A copy of the Order is enclosed and copies have been served on all parties of record.

Very truly yours,

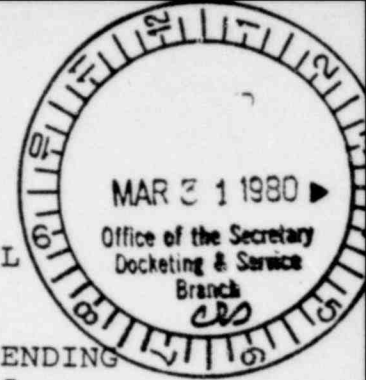
A handwritten signature in cursive script that reads "Richard M. Sandvik".

Richard M. Sandvik
Assistant Attorney General

dg
enclosure
cc w/enc: Pebble Springs Service List



8004250375



BEFORE THE ENERGY FACILITY SITING COUNCIL

In the Matter of the Application)
of Portland General Electric) ORDER SUSPENDING
Company, et al., for a Site) PROCEEDINGS
Certificate for the Pebble)
Springs Nuclear Power Plant)
_____)

At the Energy Facility Siting Council's March 14, 1980 meeting, Councilmember Alfred Hampson suggested that the Council issue an order, on its own motion, suspending all further activities regarding the Pebble Springs case until at least July 1, 1981. He suggested a procedure whereby the suspension would continue for an indefinite number of six-month intervals after July 1, 1981, unless the proceeding was activated upon the written request of the applicant. Mr. Hampson also suggested that the record produced to date be preserved and that if the record is activated, provision be made for any interested party to submit rebuttal testimony to studies prepared by the Oregon Department of Energy pursuant to House Bill 2570 dealing with the subjects of waste disposal and the Three-Mile Island accident.

Mr. Hampson stated that in formulating his proposal, he had spoken with other Council members, with the Oregon Department of Energy, with Portland General Electric Company (the lead applicant) and with Mr. Marbet of intervenor Forelaws on Board.

After Mr. Hampson's presentation, the Chair solicited the view of Portland General Electric Company on behalf of the

applicants, and of Forelaws on Board. The applicants and Forelaws on Board supported the suggestion.

At the request of Councilmember Frank, the Council's legal advisor expressed his viewpoint that a suspension of the type suggested was within the Council's legal authority, and was neither prohibited by nor inconsistent with House Bill 2570.

Based upon the foregoing, it is ORDERED:

(1) All further proceedings in the Pebble Springs site Certificate application pending before the Council, including Council deliberations, evidentiary hearings, procedural motions and decisions thereon, and the submission of rebuttal testimony to the reports prepared by the Oregon Department of Energy pursuant to Chapter 510, Oregon Laws 1979 (House Bill 2570) on the subjects of waste disposal and the Three-Mile Island accident be, and the same hereby are, suspended until July 1, 1981.

(2) After July 1, 1981, the suspension shall be extended automatically for an indefinite number of consecutive six-month periods, unless and until the applicant gives written notice to the EFSC that it wishes the Council to proceed to a final decision on the merits of the Pebble Springs application. Such written notice may not be given prior to the last business day of a suspension period.

(3) The evidentiary and procedural record developed to date in the Pebble Springs proceeding shall be preserved

as of this date. In the event the proceeding is reactivated at the applicant's request, all parties shall be given the opportunity to place into the record testimony intended to rebut the Department of Energy's House Bill 2570 studies.

ADOPTED by unanimous vote of the Energy Facility Siting Council on March 14, 1980.

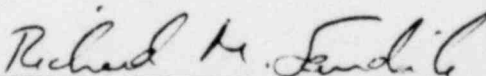
ENERGY FACILITY SITING COUNCIL

by Raphael Wilson, C.S.C.
Bro. Raphael Wilson, C.S.C., Chairman

CERTIFICATE OF SERVICE

I hereby certify that true copies of "Order Suspending Proceedings" were served on the following parties of record by deposit in the United States Mail at Portland, Oregon, postage prepaid, on the 26th day of March, 1980.

x Elizabeth S. Bowers, Esq., Chair. Atomic Safety and Licensing Board Panel Nuclear Regulatory Comm'n Washington, DC 20555	Atomic Safety and Licensing Appeal Board Panel U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555
Dr. William E. Martin Senior Ecologist Battelle Memorial Institute Columbus, Ohio 43201	Alan S. Rosenthal, Chairman Atomic Safety and Licensing Appeal Board U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555
Dr. Walter H. Jordan 881 West Outer Drive Oak Ridge, Tennessee 37830	Dr. Lawrence R. Quarles Atomic Safety and Licensing Appeal Board U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555
Bernard M. Bordenick, Esq. Counsel for NRC Staff U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555	Richard S. Salzman Atomic Safety and Licensing Appeal Board U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555
Frank Josselson William L. Hallmark R. Elaine Hallmark Eighth Floor One Southwest Columbia Portland, Oregon 97258	Docketing and Service Section Office of the Secretary U. S. Nuclear Regulatory Comm'n Washington, D. C. 20555
Atomic Safety and Licensing Board Panel US Nuclear Regulatory Comm'n Washington, DC 20555	Forelaws on Board Coalition for Safe Power Lloyd K. Marbet 19142 S. Bakers Ferry Road Boring, Oregon 97009
Warren Hastings Portland General Electric Company 121 SW Salmon Street Portland, Oregon 97204	


RICHARD M. SANDVIK
Assistant Attorney General