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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



10/6/78

In the Matter of)	
PACIFIC GAS AND ELECTRIC COMPANY)	Docket Nos. 50-275 O.L.
)	50-323 O.L.
(Diablo Canyon Nuclear Power Plant,)	
Units 1 and 2))	

INTERVENOR SAN LUIS OBISPO MOTHERS FOR
PEACE RESPONSE TO APPLICANT'S MOTION TO
DISMISS SECURITY CONTENTION

On September 5, 1978, this Board issued ORDER
RELATIVE TO INTERVENOR'S PETITION TO QUALIFY DAVID COMEY
AS SECURITY EXPERT. This order, in effect, denied
Intervenor's petition to qualify David Dinsmore Comey as
an expert witness for discovery purposes on security matters.

On September 22, 1978, Intervenor filed an appeal
from the Board's order of September 5, 1978, with the Atomic
Safety and Licensing Appeal Board. A Supplemental Brief and
Petition for Direct Certification was filed by mail on
October 6, 1978.

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On September 11, 1978, Applicant Pacific Gas and Electric Company (PG&E) filed a motion to dismiss the security contentions.

If the Appeal Board should reverse this Licensing Board's order and find that David Dinsmore Comey is a qualified expert for discovery purposes, Intervenor would vigorously initiate discovery of Applicant's security plan in accord with the security contentions and the terms of any such order. Intervenor urges that it is in the public interest and good cause exists for this Licensing Board to stay the issuance of any order on Applicant's motion to dismiss security contention until such time as the Appeal Board issues its ruling in response to the Intervenor's motion for direct certification. (10 CFR §2.711(a)).

DATED: October 6, 1978

Respectfully submitted,



PAUL C. VALENTINE

Attorney for Intervenor:

San Luis Obispo Mothers for Peace