

'82 APR 27 10:53

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

SERVED APR 27 1982

COMMISSIONERS:

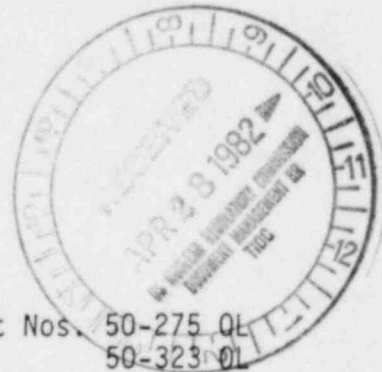
Nunzio J. Palladino, Chairman  
Victor Gilinsky  
John F. Ahearne  
Thomas M. Roberts

In the Matter of

PACIFIC GAS & ELECTRIC COMPANY

(Diablo Canyon Nuclear Power Plant,  
Units 1 and 2)

Docket Nos. 50-275-01  
50-323-01



ORDER

Two attorneys in the Commission's Office of the General Counsel conducted an inquiry into whether the late Dr. Nathan Newmark had been employed by Pacific Gas & Electric Company (PG&E) to work on matters relating to the Diablo Canyon facility. In a January 27, 1982 report to the Commission, the attorneys indicated that they had found no indication that Dr. Newmark had been so employed. The Commission sought the views of the parties on their report. The only commenter, PG&E, stated that indeed it had never employed Dr. Newmark on Diablo Canyon matters.

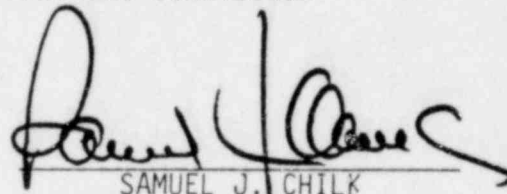
DS02  
1/6

8204290317

The Commission, after reviewing the material submitted to it, has concluded that Dr. Newmark was not employed by PG&E on Diablo Canyon matters and has concluded its investigation of the matter.

It is so ORDERED.\*

For the Commission

  
SAMUEL J. CHILK  
Secretary of the Commission



Dated at Washington, D.C.,  
this 27th day of April, 1982.

---

\* Section 201 of the Energy Reorganization Act, 42 U.S.C. 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Commissioner Roberts was not present at the meeting at which this Order was approved. Had he been present he would have voted to issue this Order. Accordingly, the formal vote of the Commission is 3-0.