

Forelaws on Board

Our conscience teaches us it is right,
our reason teaches us it is useful,
that men should live according to
the Golden Rule.

W. Winwood Reade



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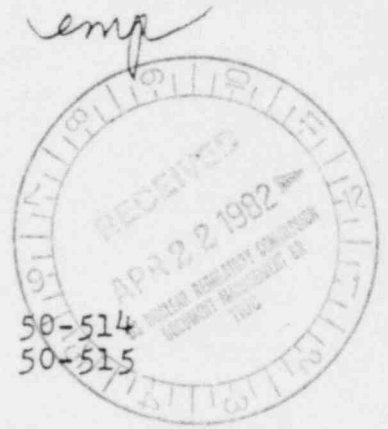
*THE FOUR LAWS OF ECOLOGY

1. Everything is connected to everything else.
2. Everything must go somewhere.
3. Nature knows best.
4. There is no such thing as a free lunch.

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UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD
Before Administrative Judges:
Ivan W. Smith, Chairman
Dr. Walter M. Jordan
Dr. Oscar H. Paris



In the Matter of)
PORTLAND GENERAL ELECTRIC COMPANY)
(Pebble Springs Nuclear Plant,)
Units 1 and 2))

Docket Nos. 50-514
50-515

April 15, 1982

FORELAWS ON BOARD MOTION TERMINATE FURTHER HEARINGS IN THIS PROCEEDING AND TO DENY THE PEBBLE SPRINGS LICENSING APPLICATION

Forelaws On Board, pursuant to 10 CFR 2.730 and 2.749, hereby moves the Atomic Safety and Licensing Board to terminate further hearings in this proceeding and to deny the Pebble Springs Licensing Application before the Nuclear Regulatory Commission of the United States of America.

STATEMENT OF MATERIAL FACTS

On April 12, 1982, Portland General Electric, through its counsel Warren Hastings, transmitted a letter notifying the Board of the withdrawal of "its Application to the State of Oregon for a Site Certificate for the Pebble Springs Nuclear Plant." Attached to PGE's letter is a copy of the Oregon Energy Reliability Siting Council's April 9, 1982 Order in which the Council stated:

A REVERENCE FOR ALL LIFE • THE GOLDEN RULE • THE FOUR LAWS OF ECOLOGY

GUIDELINES OF CREATIVE ENVIRONMENTALISM

FORELAWS ON BOARD

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(1) All further proceedings in the Pebble Springs site certificate application pending before the Council are hereby terminated;

(2) The application by the Portland General Electric Company for a site certificate is hereby denied; and

(3) The Portland General Electric Company is directed to advise the Federal Nuclear Regulatory Commission of the action taken by this Council in order to obviate the need for the hearing scheduled for April 20, 1992, and it is further ordered that the Portland General Electric Company take such action before the Federal Nuclear Regulatory Commission to carry out the intention of this order.

In addition, Portland General Electric "enclosed for the Board's and Staff's information a copy of an Order of the Oregon Public Utility Commissioner directing Portland General Electric Company to write off its financial investment in such plant or to show cause why it should not be required to do so."

Portland General Electric's response to the Orders of both the Oregon Energy Facility Siting Council and the Oregon Public Utility Commissioner has been to inform this Board that "the Application to the Nuclear Regulatory Commission for a Construction Permit for these units is not being withdrawn since the project could be continued at another location in another state." (emphasis added). Forelaws On Board contends that this action on the part of PGE is contrary to the intent of the Orders expressed above.

The Pebble Springs Application has been denied by the State of Oregon and all further hearings terminated. Portland General Electric cannot obtain a license to construct the Pebble Springs plants in Oregon. Thus the Application before the Nuclear Regulatory Commission has been rendered moot and any further licensing proceedings should be terminated with the Board's denial of the Pebble Springs Application. If Portland General Electric or any other so-called Applicant intends to locate

these proposed nuclear plants "at another location in another state" they may do so by reapplying with a new application before the Nuclear Regulatory Commission. To allow this Application to languish before this Board any longer is to prejudice our interests as a party to this proceeding as well as the overall public interest. (10 CFR 2.759).

Thus we pray that the Board end these protracted hearings and deny this Application as being without further merit.

Respectfully submitted,



Lloyd K. Marbet
Forelaws On Board

REPORT TO THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
PORTLAND GENERAL ELECTRIC)
COMPANY, ET AL.)
)
(Pebble Springs Nuclear Plant,)
Units 1 and 2))

Docket Nos. 50-514
50-515 20 420

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CERTIFICATE OF SERVICE

I hereby certify that copies of "Forelaws On Board Motion to Suspend Further Hearings in this Proceeding and to Deny the Pebble Springs Licensing Application" dated April 15, 1982 in the above captioned proceedings have been served on the following by deposit in the United States mail, first class, this 15th day of April, 1982:

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