

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Alex S. Karlin, Chairman
Nicholas G. Trikouros
Dr. Paul B. Abramson

In the Matter of

PACIFIC GAS & ELECTRIC COMPANY

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

Docket Nos. 50-275-LR and 50-323-LR

ASLBP No. 10-900-01-LR-BD01

August 16, 2012

ORDER

(Holding Proposed New Contention in Abeyance)

Intervenor's Motion for Leave to File a New Contention Concerning Temporary Storage and Ultimate Disposal of Spent Reactor Fuel at Diablo Canyon Nuclear Power Plant (July 9, 2012) is held in abeyance as mandated in CLI-12-16.¹ In accordance with CLI-12-14 and 10 C.F.R. § 2.318(a), until this pending contention is decided, this adjudicatory proceeding and the jurisdiction of this Board does not terminate.²

FOR THE ATOMIC SAFETY
AND LICENSING BOARD
/RA/

Alex S. Karlin, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 16, 2012

¹ Calvert Cliffs Nuclear Project, LLC (Calvert Cliffs Nuclear Power Plant Unit 3), CLI-12-16, 76 NRC __, __ (slip op. at 6) (Aug. 7, 2012).

² See Virginia Electric and Power Company, d/b/a Dominion Virginia Power and Old Dominion Electric Cooperative (Combined License Application for North Anna Unit 3), CLI-12-14, 75 NRC __, __ (slip op. at 10) (June 7, 2012).

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Holding Proposed New Contention in Abeyance)** have been served upon the following persons by Electronic Information Exchange and by electronic mail as indicated by an asterisk*.

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Diablo Canyon Nuclear Power Plant - Docket Nos. 50-275-LR and 50-323-LR
ORDER (Holding Proposed New Contention in Abeyance)

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[Original signed by Christine M. Pierpoint]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 16th day of August 2012