

NUCLEAR REGULATORY COMMISSION

In the Matter of)
PACIFIC GAS AND ELECTRIC CO.)
Diablo Canyon, Units 1 and 2)

Docket Nos. 50-275/323-0-L



MOTION FOR NOTIFICATION OF MEETINGS, ESTABLISHMENT OF A SEISMIC REVIEW
COMMITTEE, AND GOVERNMENT EXAMINATION OF DESIGN CALCULATIONS

1. Seismic Shasteline has learned of a meeting between representatives of Pacific and NRC scheduled in San Francisco last week on the subject of seismic matters. The meeting was not announced to intervenors and was evidently closed to the public and the press. It is our understanding that a decision was made to call upon Mr. Nathan Newmark to attempt to reconcile interagency and Pacific differences over the seismic implications of the Hosgri Fault.

On February 10, 1976, the San Luis Obispo Mothers for Peace forwarded a letter to Mrs. Dowers requesting informally that staff be reminded to observe its agreement for early notification of such meetings. Since this meeting of last week is not the first occasion of failure of proper notification to all parties, we hereby submit as a formal motion that all meetings on geological-seismic and other matters be subject to early notification and that these meetings be open to the press and interested parties. We further request that the minutes of the aforementioned meeting of last week be forwarded to all parties.

2. We also would like to raise questions about the advisability of appointing Mr. Newmark as the arbiter of differences between agencies on geological-seismic matters.

Mr. Newmark, according to our record, reviewed and approved the original design of the Diablo facilities. Someone less involved and

connected with plans that have been shown to be inadequate should more appropriately assume the role of moderator in this instance.

Further, Mr. Newmark has authored a book with Mr. Blume, the designer of the Diablo facility. The appearance of impartiality without questioning the fact of impartiality is a major factor in the credibility of any decision so significant as Diablo seismic standards in the present controversy.

Also, Mr. Newmark has been an in-house AEC-NRC witness and arbiter, we understand, on similar occasions and from this standpoint is not sufficiently distant from a special interest sponsorship.

We question, additionally, the reliance upon one person, however qualified, for counsel on this crucial issue.

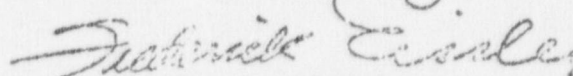
Seismic Shoreline, therefore, requests that Mr. Newmark be removed from the position of single arbiter and become a member of an independent five-person committee of eminently qualified geologists-seismologists with experience in northern and southern California and elsewhere in the nation to provide the necessary balance of expertise. We request that all parties have the opportunity to review and, if necessary, challenge the credentials of the candidates for the committee, that committee deliberations be open to all parties and representatives of the press, and that at one meeting at least intervenors have the opportunity to cross-examine the committee members.

3. It is our understanding that NRC does not make a detailed check of analyses, design calculations, and construction plans but "only checks criteria, method and procedures" for earthquake safety provisions and nuclear power plants, according to Mr. Larry Shaw (San Luis Obispo hearing, February 18, 1975). As a basis for proposed seismic design of the Diablo facility and any future retrofits, we request that a detailed, independent review be conducted of the

analysis, design calculations, and construction plans for these facilities, including a review by the State of California in the public interest.

We submit these motions pursuant to the health, safety, and public welfare, and other appropriate sections of the regulations.

Respectfully submitted,



Frederick Eissler

President

Scenic Shoreline, Inc.

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