

RAS 2861

DOCKET NUMBER

PROD. & UTIL. PAC. 50-400-LA

USNRC

From: "Judy Hogan" <judyhogan@mindspring.com>
To: <chatlist@ntrnet.net>
Date: Thu, Mar 15, 2001 9:27 AM
Subject: Civil Disobedience Protestors re CP & L increased storage

'01 MAR 15 A10:01

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Thoreau said that when the government does the wrong thing, honest people belong in jail. Still, we'll hope they don't have to go to jail. The rest of us can take a few minutes to write an e-mail, go to a rally, call our Congressmen, etc. Such acts change the world! Thoreau's words on civil disobedience led to Martin Luther King and Gandhi's acts of courage that changed the lives of those in India and in the U.S. Thank you for listening to me. Judy Hogan

SERVED MAR 15 2001

NEWS ADVISORY

Warren

March 14, 2001

919-490-0747

Contact: Jim

NONVIOLENT PROTESTORS GO TO TRIAL

Nuclear Safety Advocates Broke Law Out of Necessity

DURHAM - Seven members of NC WARN and the Coalition Against Nuclear Imports to the Triangle (CANIT) will be tried in Raleigh on Friday for criminal trespassing at Carolina Power & Light's corporate headquarters on January 24th. This was the second round of nonviolent disobedience since October, bringing attention to CP&L's high-level nuclear waste expansion plan at its Shearon Harris plant in Wake County.

Friday, March 16, 9:30 a.m.
Raleigh

Wake County Courthouse

316 Fayetteville St. Mall,

The group was arrested after refusing to leave the lobby of CP&L's headquarters in Raleigh. They had calmly insisted on seeing CP&L's CEO William Cavanaugh in order to ask him why the company has spent \$2 million to evade safety hearings on the waste plan.

Represented by attorneys Stewart Fisher of Durham and George Hausen of Raleigh, the seven will argue that they were compelled to violate the law to protect themselves and the public. Two top experts warn of an increased risk of a major nuclear waste accident should CP&L gain approval for the expansion without full and open scientific hearings and an environmental impact statement (EIS) - which is required by federal law.

The trial was initially scheduled for February 16th, however the Wake County district attorney, along with "assisting" CP&L attorneys, asked for a continuance. The judge instructed the D.A. to be ready to try the case this Friday, as he would not allow a second continuance.

Two members of the singing group The Raging Grannies - Nancy Woods and Ruth Zalph - along with Jim Senter, Laura Wimbish-Vanderbeck, Mark Marcoplos, Lewis Pitts, and Jim Warren will be facing charges of criminal trespassing, a second degree misdemeanor in North Carolina. Trespassing charges against Pitts, Warren, and Reverend Carrie Bolton were dismissed in early January after they were arrested in October at CP&L - also seeking a meeting with CEO Cavanaugh.

This case has gained more controversy in the growing wake of flip-flop decisions made by the various branches of the Nuclear Regulatory Commission (NRC). NRC staff approved the waste expansion plan in December, before the NRC licensing board decided whether or not to hold safety hearings. In February the NRC commissioners halted CP&L from storing more waste, and then on March 1st the licensing board

Template = SECY-038

SECY-02

approved the waste expansion plan without safety hearings. Orange County has gone back to the NRC commissioners to appeal the licensing board approval, asserting that hearings and an EIS are necessary in order to analyze potential accidents and compare safer storage methods with CP&L's high-density pool storage.

##

NC WARN
Waste Awareness and Reduction Network
PO Box 61051
Durham, NC 27715-1051
Phone: (919) 490-0747
Fax: (919) 493-6614
Email: NC-WARN@POBOX.COM
Website: <http://www.ncwarn.org>

CC: "NRC Chairman Richard Meserve" <secy@nrc.gov>, "Judge G. Paul Bollwerk, III" <gpb@nrc.gov>, "John Caves" <john.caves@cplc.com>, "Moncure Chatlist" <moncure@onelist.com>

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CAROLINA POWER & LIGHT COMPANY) Docket No. 50-400-LA
)
(Shearon Harris Nuclear Power Plant))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LIMITED APPEARANCE STATEMENT OF JUDY HOGAN have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
G. Paul Bollwerk, III, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Peter S. Lam
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Thomas D. Murphy
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

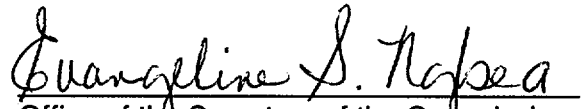
Susan L. Uttal, Esq.
Robert M. Weisman, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Diane Curran, Esq.
Harmon, Curran, Spielberg
& Eisenberg, L.L.P.
1726 M Street, NW, Suite 600
Washington, DC 20036

William D. Johnson
Vice President and Senior Counsel
Carolina Power & Light Company
P.O. Box 1551
Raleigh, NC 27602

John H. O'Neill, Jr., Esq.
Douglas J. Rosinski, Esq.
Shaw Pittman
2300 N Street, NW
Washington, DC 20037

Docket No. 50-400-LA
LIMITED APPEARANCE STATEMENT
OF JUDY HOGAN


Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 15th day of March 2001