

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

99 MAY 20 P2:22

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman
Frederick J. Shon
Dr. Peter S. Lam

OFFICE
FOR
ADMINISTRATIVE
JUDGES

SERVED MAY 20 1999

In the Matter of

CAROLINA POWER & LIGHT COMPANY

(Shearon Harris Nuclear
Power Plant)

Docket No. 50-400-LA
ASLBP No. 99-762-02-LA
May 20, 1999

MEMORANDUM AND ORDER
(Transcript Corrections and Proposed
Restatement of Contention 3)

Any participant wishing to propose corrections to the transcript of the May 13, 1999 prehearing conference should do so on or before Thursday, May 27, 1999. See 10 C.F.R. § 2.750(b). Objections to any proposed transcript corrections shall be filed on or before Friday, June 4, 1999.

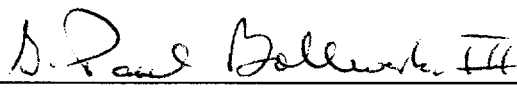
In addition, in its May 5, 1999 response to the contentions of petitioner Board of Commissioners of Orange County, North Carolina, (BCOC) applicant Carolina Power & Light Company (CP&L) proposed a restatement of Contention 3. See Applicant's Answer to Petitioner [BCOC's] Contentions (May 5, 1999) at 36-37. On or before Friday, May 28, 1999, petitioner BCOC should advise the Board if it has any

objections to that restatement. The participants are encouraged to reach agreement on contention language whenever possible. To this end, BCOC should discuss and attempt to resolve any concerns it may have about the restated contention with CP&L and the NRC staff.

The filings required or permitted under this memorandum and order should be served on the Board, the Office of the Secretary, and counsel for the other participants by facsimile transmission, e-mail, or other means that will ensure receipt by midnight Eastern Time (ET) on the day of filing. See Licensing Board Memorandum and Order (Initial Prehearing Order) (Feb. 24, 1998) at 9 (unpublished).

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD*



G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

May 20, 1999

* Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for (1) applicant CP&L; (2) intervenor BCOC; and (3) the staff.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

CAROLINA POWER & LIGHT COMPANY

(Shearon Harris Nuclear Power Plant)

Docket No.(s) 50-400-LA

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O (TR. CORRECTIONS & ...) have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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

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

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

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

Marian L. Zobler, Esq.
Richard G. Bachmann, Esq.
Office of the General Counsel
Mail Stop - 0-15 B18
U.S. Nuclear Regulatory Commission
Washington, DC 20555


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.
William R. Hollaway, Esq.
Shaw, Pittman, Potts & Trowbridge
2300 N Street, NW
Washington, DC 20037

Docket No.(s)50-400-LA
LB M&O (TR. CORRECTIONS & ...)

Dated at Rockville, Md. this
20 day of May 1999


Office of the Secretary of the Commission