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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

99 OCT -7 AM 1:35

Before Administrative Judges:

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

CP-  
ADJCL

**SERVED OCT - 7 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  
  
October 7, 1999

NOTICE

(Opportunity to Make Oral or Written  
Limited Appearance Statements)

In accordance with 10 C.F.R. § 2.715(a), the Atomic Safety and Licensing Board will entertain oral limited appearance statements in connection with this proceeding regarding the December 23, 1998 request of Carolina Power & Light Company (CP&L) under 10 C.F.R. § 50.90 for a license amendment to increase the spent fuel storage capacity at its Shearon Harris Nuclear Power Plant (Harris), located in Wake and Chatham Counties, North Carolina. In its amendment request, CP&L seeks authorization to add rack modules to spent fuel pools "C" and "D" and place the pools in service.

A. Date, Time, and Location of Oral Limited Appearance Statement Sessions

The Board will hear oral limited appearance statements on the following dates at the specified locations and times:

DATE: Tuesday, December 7, 1999

TIMES: Afternoon Session -- 1:00 p.m. to 4:00 p.m.  
Eastern Standard Time (EST)  
Evening Session -- 7:00 p.m. to 9:30 p.m. EST

LOCATION: Jane S. McKimmon Conference Center  
North Carolina State University  
Corner of Gorman Street and Western Avenue  
Raleigh, North Carolina

DATE: Wednesday, December 8, 1999

TIMES: Afternoon Session -- 1:00 p.m. to 4:00 p.m.  
EST  
Evening Session -- 7:00 p.m. to 9:30 p.m. EST

LOCATION: Southern Human Resources Center  
Main Meeting Room  
2505 Homestead Road  
Chapel Hill, North Carolina

B. Participation Guidelines for Oral Limited Appearance Statements

Any person not a party to the proceeding will be permitted to make an oral statement setting forth his or her position on matters of concern relating to this proceeding. These statements do not constitute testimony or evidence, but may help the Board and/or the parties in their deliberations in connection with the issues to be considered in this proceeding.

Oral limited appearance statements will be entertained during the hours specified above, or during such lesser time

as may be necessary to accommodate the speakers who are present. The time allotted for each statement normally will be no more than five minutes, but may be further limited depending on the number of written requests to make an oral statement that are submitted in accordance with section C below and/or the number of persons present at the designated times.

C. Submitting A Request to Make an Oral Limited Appearance Statement

Persons wishing to make an oral statement who have submitted a timely written request to do so will be given priority over those who have not filed such a request. In order to be considered timely, a written request to make an oral statement must be mailed, faxed, or sent by e-mail so as to be received by close of business (4:30 p.m. EST) on Monday, November 29, 1999. The request must specify the date (Tuesday, December 7, or Wednesday, December 8) and the session on that day (afternoon or evening) during which the requester wishes to make an oral statement.

Written requests to make an oral statement should be submitted to:

Mail: Office of the Secretary  
Rulemakings and Adjudications Staff  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Fax: (301) 415-1101 (verification (301) 415-1966)

E-mail: [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

In addition, using the same method of service, a copy of the written request to make an oral statement should be sent to the Chairman of this Licensing Board as follows:

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

Fax:         (301) 415-5599 (verification (301) 415-7550)


E-mail:     gpb@nrc.gov

D.   Submitting Written Limited Appearance Statements

As the Board has noted previously, a written limited appearance statement can be submitted at any time. Such a statement should be sent to the Office of the Secretary by mail at the address given in section C above, with a copy to the Licensing Board Chairman at the address given in section C.

Documents relating to this application currently are on file at the Cameron Village Regional Library, 1930 Clark Avenue, Raleigh, North Carolina 27605.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

  
G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

Rockville, Maryland

October 7, 1999

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\* Copies of this notice were sent this date by Internet e-mail transmission to counsel for (1) applicant CP&L; (2) intervenor Board of Commissioners of Orange County, North Carolina; and (3) the NRC 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 NOTICE RE LTD. APPEARANCE.. 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  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

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

Richard G. Bachmann, Esq.  
Susan L. Uttal, Esq.  
Office of the General Counsel  
Mail Stop - 0-15 D21  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

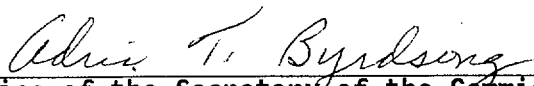
Diane Curran, Esq.  
Harmon, Curran, Spielberg  
& Eisenberg, L.L.P.  
1726 M Street, NW, Suite 600  
Washington, DC 20036

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 NOTICE RE LTD. APPEARANCE..

Dated at Rockville, Md. this  
7 day of October 1999

  
Office of the Secretary of the Commission