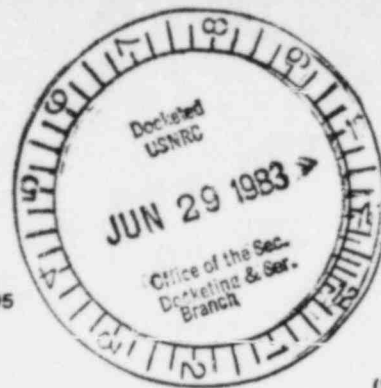


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STEVEN R. EDELSTEIN  
M. TRAVIS PAYNE

June 27, 1983

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James L. Kelley  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Glenn O. Bright  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

James H. Carpenter  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

In the Matter of Carolina Power & Light Company  
and North Carolina Eastern Municipal Power  
Agency (Shearon Harris Nuclear Power Plant,  
Units 1 and 2) Docket Nos. 50-400 and 50-401 OL

Dear Administrative Judges Kelley, Bright, and Carpenter:

At page 10 of your March 10, 1983, Memorandum and Order (Reflecting Decisions Made Following Second Prehearing Conference), you indicated that a date some time in June was likely for another prehearing conference. In light of that and the scheduling of other matters to which I must attend, I made vacation plans for the week of July 16 - 23, 1983. In your Memorandum and Order of May 27, 1983, you now indicate that the prehearing conference is scheduled for July 20 - 21, 1983.

This letter is to inform you that I will not be able to attend that prehearing conference. I do not think this should present any serious problems as Kudzu Alliance is only a party to Joint Contentions and has filed no new contentions as a result of the DES. Prior to the scheduled prehearing conference, I will consult with representatives of the other Joint Intervenor and will trust them to present Kudzu's views on the issues raised at that hearing. If at all possible, it would be helpful if you could circulate a tentative agenda or rough list of the topics to be discussed at the conference so that I could more effectively provide my input through the representatives of the other Joint Intervenor.

I wish to make it clear that Kudzu Alliance is in no way waiving its status as a separate party to this proceeding by my inability to attend this conference. The problem results from my reliance on the

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Judges Kelley, Bright, and Carpenter  
June 27, 1983  
Page Two

previous tentative schedule and the inflexibility of my own personal commitments. I apologize for this, and will do my best to see that it does not reoccur.

Sincerely,

A handwritten signature in cursive script, appearing to read "Travis", written in dark ink.

M. Travis Payne

cc: Service List

MTP/bn