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August 16, 1983

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James H. Carpenter  
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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

Re: Applicants' Motion to Compel Discovery of Joint Intervenors

Dear Administrative Judges Kelley, Bright and Carpenter:

By letter of August 5, 1983, I advised Mr. Baxter that Joint Intervenors were incapable of responding to Applicants' second set of discovery requests on Joint Contention II in timely fashion. I understand that counsel for Applicants were also informally advised of the same situation by Mr. Eddleman. Applicants have now filed a Motion to Compel requesting that Joint Intervenors be ordered to deliver a response to Applicants by this Friday, August 19th.

As I informed Mr. Baxter, Joint Intervenors' limited resources make it impossible to provide an adequate response to Applicants prior to some time in September. Our delay in responding is in no way the result of bad faith on Joint Intervenors' part, and we do not mean to prejudice Applicants; but it is the reality that confronts us. We respectfully request your indulgence in this matter.

Sincerely,

*Travis*

M. Travis Payne  
Attorney for Kudzu Alliance

MTP/bn

xc: all persons on service list

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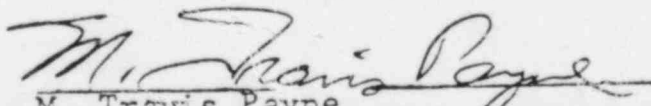
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