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December 9, 1983

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Atomic Safety and Licensing Board    Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission   U.S. Nuclear regulatory Commission  
Washington, D.C. 2055                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

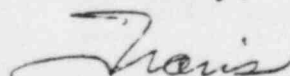
Dear Judges Kelley, Bright and Carpenter:

Regretfully I must inform you that Joint Intervenorors have been unable to comply with the Board's Order of November 29, 1983, regarding Discovery on Joint Contentions IV, V, and VI. As indicated in our Motion for a Protective Order, we did not have the resources at this time to provide reasonably complete, good-faith answers to Applicants' interrogatories. I held off informing you of the situation until the very last moment, because there was a slim possibility that we would be able to file answers. Unfortunately, the press of other business prevented us from preparing a response.

I realize that our failure to comply with the Board's Order leaves us subject to appropriate sanctions, including dismissal of these contentions. For the record, I want to make it clear that Joint Intervenorors' failure to respond in no way indicates that we feel these contentions are unimportant or without merit.

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PDR ADOCK 05000400  
G PDR

Sincerely,



M. Travis Payne

xc: all persons on service list

DS03

I hereby certify that copies of this document were served this  
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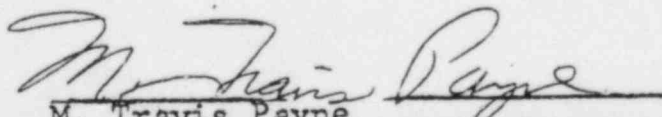
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