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May 9, 1985

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Dr. James H. Carpenter
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In the Matter of
Carolina Power & Light Company and North
Carolina Eastern Municipal Power Agency
(Shearon Harris Nuclear Power Plant)
Docket No. 50-400 OL

Administrative Judges Kelley, Bright and Carpenter:

Mr. Daniel Read, counsel for CHANGE (lead intervenor on EPJ-2), has authorized counsel for Applicants to inform the Licensing Board that the intervenors will not be filing a response to the "Supplemental Affidavit of Joseph F. Myers on EPJ-2" (April 25, 1985). Similarly, counsel for the NRC Staff has authorized counsel for Applicants to advise the Licensing

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Board that FEMA has completed its review of the Supplemental Affidavit, and that the NRC Staff/FEMA position on summary disposition of EPJ-2 is not affected by the Supplemental Affidavit.

Accordingly, Applicant's motion for summary disposition of EPJ-2 is now ripe for decision.

Respectful · submitted,

Delissa A. Ridgway

Delissa A. Ridgway
Counsel for Applicants

cc: Attached Service List

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
CAROLINA POWER & LIGHT COMPANY)	
and NORTH CAROLINA EASTERN)	Docket No. 50-400 OL
MUNICIPAL POWER AGENCY)	
)	
(Shearon Harris Nuclear Power)	
Plant))	

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