

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

June 5, 1985

Before Administrative Judges:

James L. Kelley, Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

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Dr. James H. Carpenter
Administrative Judge
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Glenn O. Bright
Administrative Judge
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

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SERVED JUN - 5 1985

In the matter of

CAROLINA POWER & LIGHT COMPANY
and
NORTH CAROLINA EASTERN MUNICIPAL
POWER AGENCY

Docket Nos. 50-400 OL

(ASLBP NO. 82-472-03 OL)

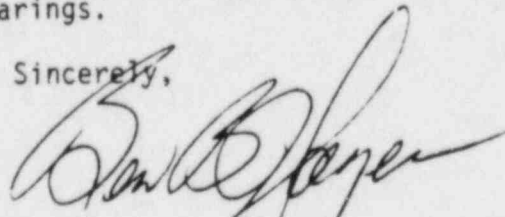
(Shearon Harris Nuclear Power
Plant)

Dear Administrative Judges:

We have been advised by the Office of the Executive Legal Director that parties to this proceeding have requested that a member of the Office of Investigations (OI) staff be made available for a hearing scheduled later this month. We have also been advised that this OI staff member will be testifying both to the conduct and contents of the OI report of investigation recently provided to you.

In that this request is a matter of first impression, OI respectfully requests a three week extension in time so that we can consult with our counsel (OGC) and other members of the Commission to arrive at a conclusion regarding our testifying at a contested licensing hearings.

Sincerely,



Ben B. Hayes, Director
Office of Investigations

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PDR ADOCK 05000400
G PDR

cc: S. Chilk, SECY
H. Plaine, OGC
G. Cunningham, ELD

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