

September 23, 1985

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
Carolina Power & Light Company	)	Docket No. 50-400 01.
and North Carolina Eastern	)	
Municipal Power Agency	)	
	)	
(Shearon Harris Nuclear Power Plant)	)	

CONSERVATION COUNCIL 'S REQUEST FOR SUBPOENAS  
FOR HEARING ON CONTENTION WB-3

Pursuant to 10 C.F.R. 2. 720(a), now comes the Conservation Council with a request that the attached subpoenas be issued for the following persons:

(a) Major Lanier, Wake County Sheriff's Department. The purpose of the testimony will be to describe the overall findings of the Department's drug investigation at the Shearon Harris Nuclear Power Plant and further to describe the extent of the drug abuse at the plant.

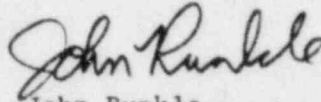
(b) K. G. Hensley, Wake County Sheriff's Department. The purpose of the testimony is the same as that above from the perspective of the undercover agent at the plant.

(c) Lieutenant Self, Wake County Sheriff's Department. The purpose of the testimony is the same as that of Major Lanier in that Lt. Self was the direct supervisor of the investigation.

Please note that although the subpoenas to be issued require the representatives of the Sheriff's Department to attend the entire hearing from September 30 through October 5, we will request of the Board a time certain on Monday for their testimony.

Other subpoenas may necessarily be required for rebuttal witnesses, depending on the testimony of the other party's witnesses.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "John Runkle".

John Runkle  
Counsel for the Conservation Council  
307 Granville Road  
Chapel Hill, NC 27514  
919/942-7935, 942-0600

cc. Lynn Garvey, Attorney  
Wake County Sheriff's Department

# United States of America

## NUCLEAR REGULATORY COMMISSION

In the matter of:

CAROLINA POWER & LIGHT COMPANY et al  
(Shearon Harris Nuclear Power Plant)

DOCKET NO. 50-400 OL

TO Lt. Self  
Wake County Sheriff's Department  
Fayetteville St. Mall  
Raleigh, NC 27602

YOU ARE HEREBY COMMANDED to appear at the Ramada Inn

in the city of Alex, NC  
on the 30th day of September 19 85 at 10:00 o'clock AM  
to testify on behalf of the Conservation Council of NC

in the above entitled action and bring with you the document(s) or object(s) described  
in the attached schedule.

BY ORDER OF THE ATOMIC SAFETY AND LICENSING BOARD

BY \_\_\_\_\_

ATTORNEY FOR Conservation Council  
307 Granville Rd  
Chapel Hill, NC 27514  
John Runkle

TELEPHONE 919/942-7935, 942-0600

\_\_\_\_\_, 19\_\_\_\_

### 10 C.F.R. 2.720 (f)

On motion made promptly, and in any event  
at or before the time specified in the subpoena  
for compliance by the person to whom the sub-  
poena is directed, and on notice to the party at  
whose instance the subpoena was issued, the

presiding officer or, if he is unavailable, the  
Commission may (1) quash or modify the sub-  
poena if it is unreasonable or requires evidence  
not relevant to any matter in issue, or (2) con-  
dition denial of the motion on just and reasonable  
terms.

# United States of America

## NUCLEAR REGULATORY COMMISSION

In the matter of:

CAROLINA POWER & LIGHT COMPANY et al  
(Shearon Harris Nuclear Power Plant)

DOCKET NO. 50-400 OL

TO K.G. Hensley  
Wake County Sheriff's Department  
Fayetteville Street Mall  
Raleigh, NC 27602

YOU ARE HEREBY COMMANDED to appear at the Ramada Inn

in the city of Aper, NC  
on the 30th day of September 19 85 at 10 o'clock A. M.  
to testify on behalf of the Conservation Council of NC

in the above entitled action and bring with you the document(s) or object(s) described  
in the attached schedule.

BY ORDER OF THE ATOMIC SAFETY AND LICENSING BOARD

BY \_\_\_\_\_

ATTORNEY FOR Conservation Council

John Runkle  
307 Glenville Rd.  
Chapel Hill, NC 27514

TELEPHONE 919/942 7935, 942 0606

19 \_\_\_\_\_

### 10 C.F.R. 2.720 (f)

On motion made promptly, and in any event  
at or before the time specified in the subpoena  
for compliance by the person to whom the sub-  
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whose instance the subpoena was issued, the

presiding officer or, if he is unavailable, the  
Commission may (1) quash or modify the sub-  
poena if it is unreasonable or requires evidence  
not relevant to any matter in issue, or (2) con-  
dition denial of the motion on just and reasonable  
terms.

# United States of America

## NUCLEAR REGULATORY COMMISSION

In the matter of:

CAROLINA POWER & LIGHT COMPANY et al

(Shearon Harris Nuclear Power Plant)

DOCKET NO. 50-400 OL

TO Major Lanier  
Wake County Sheriff's Department  
Fayetteville Street Mall  
Raleigh, North Carolina 27602

YOU ARE HEREBY COMMANDED to appear at the Ramada Inn

in the city of Apex, NC  
on the 30th day of September 1985 at 10 o'clock A M.  
to testify on behalf of the Conservation Council of NC

in the above entitled action and bring with you the document(s) or object(s) described in the attached schedule.

BY ORDER OF THE ATOMIC SAFETY AND LICENSING BOARD

BY \_\_\_\_\_

ATTORNEY FOR Conservation Council

John Runkle  
307 Granville Rd.  
Chapel Hill, NC 27514

TELEPHONE 919/942 7935, 942 0600

....., 19.....

### 10 C.F.R. 2.720 (f)

On motion made promptly, and in any event at or before the time specified in the subpoena for compliance by the person to whom the subpoena is directed, and on notice to the party at whose instance the subpoena was issued, the

presiding officer or, if he is unavailable, the Commission may (1) quash or modify the subpoena if it is unreasonable or requires evidence not relevant to any matter in issue, or (2) condition denial of the motion on just and reasonable terms.

## CERTIFICATE OF SERVICE

I hereby certify that this Testimony of Patty Miriello and Request for Subpoenas were served on the following persons by deposit in the U. S. Mail, postage prepaid, or by hand-delivery. (\* for overnight mail).

\*85 SEP 26 A10:33

Thomas S. Moore, Chairman (appeals only)  
Atomic Safety & Licensing Appeal Board  
US Nuclear Regulatory Commission  
Washington, D. C. 20555

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Atomic Safety & Licensing Appeal Board  
US Nuclear Regulatory Commission  
Washington, D. C. 20555

Howard A. Wilber (appeals only)  
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Washington, D. C. 20555

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Glenn O. Bright \*  
Atomic Safety & Licensing Board  
US Nuclear Regulatory Commission  
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Richard E. Jones  
Dale Hollar  
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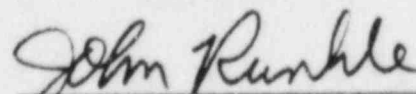
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Associate General Counsel  
FEMA  
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This is the 23rd day of  
September, 1985.

  
John Runkle  
Attorney at Law

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH