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DOCKETED
February 16, 2000

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

'00 FEB 22 P 4 :25

In the Matter of)
)
CAROLINA POWER & LIGHT)
(Shearon Harris Nuclear)
Power Plant))
_____)

OFFICE OF THE CHIEF
COUNSEL AND
ADJUDICATIVE STAFF

Docket No. 50-400 -LA
ASLBP No. 99-762-02-LA

**ORANGE COUNTY'S REQUEST FOR EXCEEDANCE
OF PAGE LIMITATION**

On January 31, 2000, Orange County submitted a Request for Admission of Late-Filed Environmental Contentions (hereinafter "Request"). The Request was 27 pages in length. In filing a 27-page Request, counsel for Orange County inadvertently neglected to comply with the Licensing Board's Initial Prehearing Order of February 25, 1999, which limits all motions and supplemental petitions to intervene to ten pages unless an exceedance is approved in advance by the Board. *Id.* at 9, note 2.

The parties have consulted about this matter and have agreed that the Applicant and the Staff will not object to the County's exceedance of the page limitation if they are permitted to file responses that are up to 27 pages in length. Therefore, the County requests that the Board approve an exceedance of the 10-page limit to allow an additional 17 pages for all parties with respect to the environmental contentions and responses.

Counsel submits that the requested extension is justified, in light of the number of contentions filed (four), the amount of detailed information needed to support the contentions under the Commission's admissibility standard in 10 C.F.R. § 2.714(b)(2), and the need to address the late-filing standard in 10 C.F.R. § 2.714(a)(1). Fairness also

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requires giving the Applicant and Staff an equivalent opportunity to respond.

Respectfully submitted,



Diane Curran

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NUCLEAR REGULATORY COMMISSION
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In the Matter of)
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CAROLINA POWER & LIGHT)
(Shearon Harris Nuclear)
Power Plant))
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OFFICE OF SECRETARY
RULEMAKING AND
ADJUDICATION STAFF
Docket No. 50-400 - ODA
ASLBP No. 99-762-02-LA

CERTIFICATE OF SERVICE

I certify that on February 16, 2000, copies of the foregoing ORANGE COUNTY'S REQUEST FOR EXCEEDANCE OF PAGE LIMITATION were served on the following by e-mail and/or first class mail as indicated below:

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