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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
CAROLINA POWER & LIGHT COMPANY
Docket No. 50-400-LA
ASLBP No. 99-762-02-LA

DOCKETED
USNRC

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OFFICE OF THE
GENERAL COUNSEL
ADJUDICATIVE DIVISION

SERVED FEB 24 1999

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission dated December 29, 1972, published in the Federal Register, 37 Fed. Reg. 28,710 (1972), and Sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717, 2.721 of the Commission's Regulations, all as amended, an Atomic Safety and Licensing Board is being established to preside over the following proceeding.

CAROLINA POWER & LIGHT COMPANY
Shearon Harris Nuclear Power Plant

This Board is being established pursuant to the request for hearing submitted by the Board of Commissioners of Orange County, North Carolina. The petition for leave to intervene was filed in response to issuance by the NRC staff of a proposed no significant hazards consideration notice with respect to a license amendment request of Carolina Power & Light Company to amend the operating license for the Shearon Harris Nuclear Power Plant. The proposed amendment would modify the plant to increase the spent fuel storage capacity by adding rack modules to spent fuel pools "C" and "D" and placing those pools

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in service. A notice of the proposed amendment was published in the Federal Register at 64 Fed. Reg. 2237 (Jan. 13, 1999).

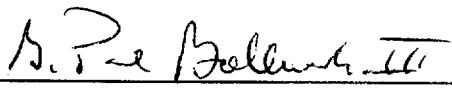
The Board is comprised of the following administrative judges:

G. Paul Bollwerk, III, Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Frederick J. Shon
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Peter S. Lam
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

All correspondence, documents, and other materials shall be filed with the Judges in accordance with 10 C.F.R. § 2.701.



G. Paul Bollwerk, III
Acting Chief Administrative Judge
Atomic Safety and Licensing Board
Panel

Issued at Rockville, Maryland,
this 24th day of February 1999.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

CAROLINA POWER & LIGHT COMPANY

(Shearon Harris Nuclear Power Plant)

Docket No.(s) 50-400-LA

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ESTABLISHMENT DATED 2/24/99 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
G. Paul Bollwerk, III, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
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Administrative Judge
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Washington, DC 20009

William D. Johnson
Vice President and Senior Counsel
Carolina Power & Light Company
P. O. Box 1551
Raleigh, NC 27602

Dated at Rockville, Md. this
24 day of February 1999

Adria T. Byrdsong
Office of the Secretary of the Commission