

October 13, 1999

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)	
)	
CAROLINA POWER & LIGHT)	Docket No. 50-400-LA
COMPANY)	
(Shearon Harris Nuclear Power Plant))	ASLBP No. 99-762-02-LA

**ORANGE COUNTY'S MOTION FOR
EXTENSION OF DISCOVERY DEADLINE**

Pursuant to the Licensing Board's Memorandum and Order (Granting Request to Invoke 10 C.F.R. Part 2, Subpart K Procedures and Establishing Schedule) (July 29, 1999), Orange County hereby requests an extension of the October 31, 1999, deadline for concluding discovery in this proceeding. The extension is needed to permit Orange County to take depositions of two CP&L witnesses and an NRC Staff witness regarding criticality issues on November 2 and 4, 1999.

Counsel for all parties have proceeded diligently and cooperatively in the taking of discovery, and the parties have consulted extensively to come up with a workable deposition schedule within the Board's time frame. Of the 13 depositions to be taken in the proceeding, counsel for the parties were able to schedule all but two before the end of October. Two depositions are scheduled in Washington, D.C. on October 15 and 18; five depositions are scheduled in North Carolina for November 19 through 21; and three depositions are scheduled in Washington, D.C. for October 29. Because of scheduling conflicts and the need to travel for some of the depositions, however, it was not possible

to schedule depositions for all of the experts by the end of the month. Therefore, a brief extension of the discovery schedule is requested. The requested extension will have no effect on the schedule for Subpart K presentations or oral argument.

Neither the Applicant nor the Staff opposes this request.

Respectfully submitted,



Diane Curran

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NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of) CAROLINA POWER & LIGHT) (Shearon Harris Nuclear) Power Plant)))) Docket No. 50-400 -OLA) ASLBP No. 99-762-02-LA)
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CERTIFICATE OF SERVICE

I certify that on October 13, 1999, copies of the following documents were served on the service list below by e-mail and/or first class mail as indicated below:

Orange County's Motion for Extension of Discovery Schedule
Request for Entry Upon Harris Site
Notice of Deposition of Dr. Ahmad Moccari
Notice of Deposition of Charles H. Griffin
Notice of Deposition of R. Steven Edwards
Notice of Deposition of Mike DeVoe
Notice of Deposition of Dr. Everett L. Redmond II
Notice of Deposition of Dr. Stanley E. Turner
Notice of Deposition of Lawrence Kopp
Notice of Deposition of Christopher Gratton
Notice of Deposition of Donald G. Naujock
Notice of Deposition of James A. Davis
Notice of Deposition of Kenneth C. Heck
Orange County's Second Supplemental Response to Applicant's First Set of
Interrogatories and First Supplemental Response to NRC Staff's First Set of
Discovery Requests

Secretary of the Commission
Attention: Rulemakings and Adjudications
Staff
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
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Adjudicatory File
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

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I also certify that each of the following deponents was served with a notice of his deposition at the following addresses:

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