

718-A Iredell St.
Durham NC 27705
January 31, 1983

DOLKETS
15181

FEB -3 AIO:47

50-400

Tom Baxter
Attorney for CP&L
Shaw, Pittman, Potts & Trowbridge '83
1800 M St NW
Washington DC 20036

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Dear Tom Baxter,

I regret we were unable to agree on extensions of time re discovery dated 1/15/83 on my Contention 15. Since you did not allege any inability to comply with those interrogatories within the time limit provided, but simply sought to supply the information only after the 30 days given in the Board's January 11 Order (served Jan. 12) for revising Contention 15 or filing new contentions re ER Amendment 5 had run, I proposed to give CP&L an extension if CP&L would not oppose an equal extension. Otherwise, as I said, I'll have to basically allege that all of the complex inputs to the computer runs ER Amendment 5's "fuel Discovery infox is not necessary to file such, but might avoid some.* savings" data are based on, are in error. ^ You did not agree to any extensions for me, and I am unable to give you an extension for the sole purpose of jamming me against a deadline. I still believe it will considerably complicate matters for CP&L, NRC Staff and the Board to have to deal with a larger number of contentions than might be filed were CP&L to comply with my 1-15 discovery in a timely fashion. The Board left discovery re all contentions open in spite of CP&L's request to defer or deny admission of Eddleman Contention 15, and I continue to believe you can answer the 1-15 interrogatories and should, on time.

Wells Eddleman
Wells Eddleman

xc: Board members and all parties
50-400/401 operating license docket

* where CP&L's basis may appear accurate, if I saw it.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the matter of CAROLINA POWER & LIGHT CO. Et al.)
Shearon Harris Nuclear Power Plant, Units 1 and 2)

Dockets 50-400
and 50-401 O.L.

CERTIFICATE OF SERVICE

I hereby certify that copies of 1-31 Letter to CP&L
Attorney Baxter re 1-15 Interrogatories
HAVE been served this 31 day of January 1983, by deposit in
the US Mail, first-class postage prepaid, upon all parties whose
names are listed below, except those whose names are marked with
an asterisk, for whom service was accomplished by _____

Judges James Kelley, Glenn Bright and James Carpenter (1 copy each)
Atomic Safety and Licensing Board
US Nuclear Regulatory Commission
Washington DC 20555

George F. Trowbridge (attorney for Applicants)
Shaw, Pittman, Potts & Trowbridge
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Washington, DC 20036

Office of the Executive Legal Director
Attn Dockets 50-400/401 O.L.
USNRC
Washington DC 20555

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Certified by

W. W. Eddleman