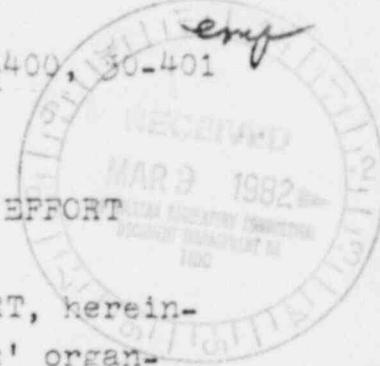


UNITED STATES OF AMERICA
U.S. NUCLEAR REGULATORY COMMISSION

IN THE MATTER OF CAROLINA POWER &
LIGHT COMPANY et al. (Shearon Har-
ris Nuclear Power Plants)

'82 107-2 10:51
Docket 50-400, 30-401



MOTION BY THE CHAPEL HILL ANTI-NUCLEAR GROUP EFFORT
(CHANGE) FOR EXTENSION OF TIME

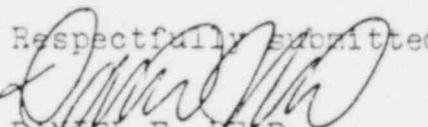
Now comes the CHAPEL HILL ANTI-NUCLEAR GROUP EFFORT, herein-
after referred to as CHANGE, a non-profit citizens' organi-
zation which has previously filed a petition for leave to
intervene in the above-captioned docket, which petition, as
amended, sufficiently stated an interest in the proceeding
to meet the initial requirements for intervention under 10
C.F.R. 2.714 (see Applicants' Response to Petition to Intervene
by CHANGE, p. 2), and MOVES as follows:

1. That copies of the Final Safety Analysis Report and
the Environmental Report be furnished CHANGE at its address
of P.O. Box 524, Chapel Hill, NC 27514, as previously re-
quested by Amendment to original petition for leave to inter-
vene dated and mailed February 25, 1982;

2. That such copies as forwarded under paragraph 1 be
true, complete, and up-to-date copies of the working copies
available to Applicants and the Nuclear Regulatory Commission
staff;

3. That CHANGE be allowed a minimum of thirty (30) days
following receipt of such copies to prepare and submit its
contentions in this docket as required by 10 C.F.R. 2.714.

Respectfully submitted,


DANIEL F. HEAD
President, CHANGE
P.O. Box 524
Chapel Hill, NC 27514

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5 March 1982

MEMORANDUM

In Support of Motion by CHANGE for Extension of Time etc.

CHANGE has already demonstrated that it has an interest at stake in the grant or denial of a license in this docket. As a matter of due process of law, CHANGE therefore has a right under the Fifth and Fourteenth Amendments to the United States Constitution to a full and fair opportunity to contest the evidence adduced in support of the application for operating license, as well as a full and fair opportunity to present its evidence before an impartial fact finder. CHANGE is based in the Chapel Hill, North Carolina area, approximately twenty-five miles from the Public Document Room maintained in the Wake County Public Library in Raleigh, North Carolina. In addition, the hours of the Wake County Public Library are such as to hinder members of CHANGE, particularly those members who must work or attend classes during the week, from obtaining full access to the documents therein. Therefore it is only fair and just that CHANGE be furnished copies of the reports described in the motion. Such access would be meaningless if the copies furnished were out-of-date, and therefore CHANGE requests that only true and complete copies of such reports as currently in use by Applicants and the NRC staff be furnished.

In that it is unlikely that CHANGE, whose resources are limited in comparison to those of Applicants, will be able to devote the kind of record it has taken Applicants years to develop, CHANGE requests at a minimum thirty extra days after the receipt of the reports to prepare its contentions. According to the applicable regulations, the purpose of the contentions is to sharpen the legal issues. CHANGE is confident it has at least one contention which will enable it to be admitted as a party intervenor, but in the spirit of the applicable regulations would like to present all issues it desires to have litigated at the outset. This is only possible if at least thirty days extra time. To deny this motion would be to indicate that the contention process, rather than serving to sharpen the legal issues to be litigated, is

in fact merely a mechanism to keep parties who have an otherwise valid interest in the proceeding from taking part and receiving a full and fair hearing. This the Nuclear Regulatory Commission and the Atomic Safety and Licensing Board cannot allow, both as a matter of law under the Atomic Energy Act, 42 U.S.C.A. 2239, and as a matter of policy under the United States Constitution.

CERTIFICATE OF SERVICE

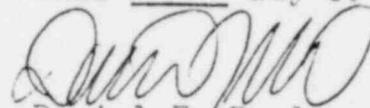
I hereby certify that a copy of MOTION BY THE CHAPEL HILL ANTI-NUCLEAR GROUP EFFORT (CHANGE) FOR EXTENSION OF TIME and MEMORANDUM supporting same, both dated March 5, 1982, was this day served on the following parties by placing said copy in the United States mail, postage pre-paid, in a U.S. Mail Depository Box, addressed as follows:

Secretary of the Commission
U.S. Nuclear Regulatory Commission
ATTN: Docketing and Service Branch
Washington, DC 20555

George F. Trwobridge
Shaw, Pittman, Potts, and Trowbridge
1800 M Street N.W.
Washington, DC 20036

Office of the Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, DC 20555

This 6th day of March, 1982.


Daniel F. Read

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emp