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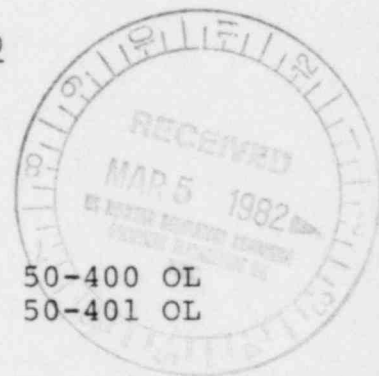
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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of )  
 )  
CAROLINA POWER & LIGHT COMPANY )  
AND NORTH CAROLINA MUNICIPAL )  
POWER AGENCY NO. 3 )  
 )  
(Shearon Harris Nuclear Power )  
Plant, Units 1 and 2) )

Docket Nos. 50-400 OL  
50-401 OL

APPLICANTS' RESPONSE TO PETITION TO INTERVENE  
BY ENVIRONMENTAL LAW PROJECT

On January 27, 1982, notice was published in the Federal Register concerning the application of Carolina Power & Light Company and North Carolina Municipal Power Agency No. 3 (Applicants) for licenses to operate the Shearon Harris Nuclear Power Plant, Units 1 and 2. The notice afforded interested persons an opportunity to request a hearing and to petition for leave to intervene.

On February 17, 1982, a petition to intervene was filed by the Environmental Law Project, School of Law, University of North Carolina (Project or the Project). The Project bases its

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interest on the interests of individual members, some of whom reside in the area of Chapel Hill, N.C., a distance of approximately 20 miles from the Harris Plant. The Project asserts among other things that the physical well-being of its members may be affected by plant operation and by radioactive releases from the Plant. The specific aspects of the proceeding as to which the Project wishes to intervene include plant design and emergency preparedness. To this extent the Project has in Applicants' view sufficiently stated an interest in the proceeding to meet the initial requirements for intervention under Section 2.714 of the Commission's Rules of Practice.

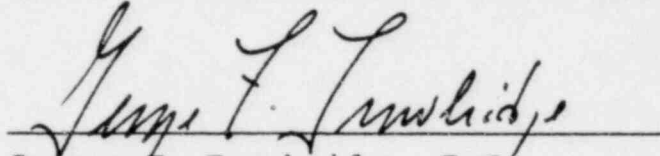
The Project has alleged other interests and effects upon those interests which in Applicants' view are not cognizable in an NRC operating license proceeding. Applicants propose, however, to await the formulation of the Project's contentions pursuant to Section 2.714(b) and to address at that time the allowability of the contentions, including their relationship to an interest cognizable in the proceeding.

Applicants note that the Project's petition was delivered to Applicants' counsel in the same envelope as petitions to intervene by Daniel F. Read and Chapel Hill Anti-Nuclear Group Effort, although the petitions do not on their face show any other connection between Mr. Read or CHANGE with the Environmental Law Project. Applicants may at a later date request

the consolidation of two or more of these petitioners or the designation of a single individual to represent their interests in the proceeding.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE

A handwritten signature in cursive script, appearing to read "George F. Trowbridge", is written over a horizontal line.

George F. Trowbridge, P.C.

Thomas A. Baxter, P.C.

John H. O'Neill, Jr.

Counsel for Applicants

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(202) 822-1000

Dated: March 3, 1982

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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CAROLINA POWER & LIGHT COMPANY	)	Docket Nos. 50-400 OL
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POWER AGENCY NO. 3	)	
	)	
(Shearon Harris Nuclear Power	)	
Plant, Units 1 and 2)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Applicants' Response to Petition to Intervene by Environmental Law Project," dated March 3, 1982, were served upon the following by deposit in the United States mail, postage prepaid, this 3d day of March, 1982.

James L. Kelley, Esq., Chairman  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Mr. Glenn O. Bright  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
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Dr. James H. Carpenter  
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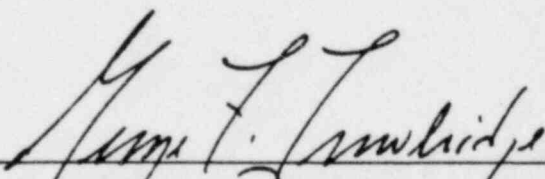
Charles A. Barth, Esq.  
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Mr. George Jackson, Secretary  
Environmental Law Project  
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Docketing and Service Section (3)  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety and Licensing Board  
Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety and Licensing Appeal  
Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

  
George F. Trowbridge, P.C.