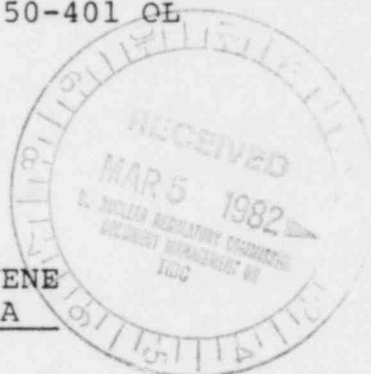


UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION '82 MAR -4 112:06

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 CONSERVATION COUNCIL OF NORTH CAROLINA

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 22, 1982, a petition to intervene was filed by the Conservation Council of North Carolina (CCNC). CCNC bases its interest on the interests of its members, some of whom reside, work and/or own property in the vicinity of the Harris Plant. CCNC asserts among other things that their interest would be affected by the possibility of a radiological accident and by radioactive releases from the Plant. The specific

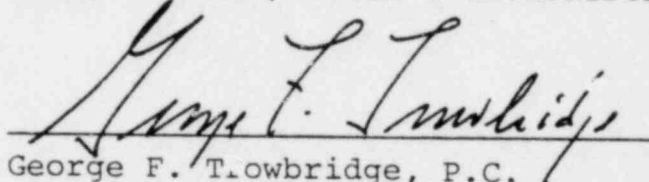
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aspects of the proceeding as to which CCNC wishes to intervene include unresolved safety issues and emergency planning. To this extent CCNC has in Applicants' view sufficiently stated an interest in the proceeding to meet the initial requirements for intervention under Section 2.714 of the Commission's Rules of Practice.

CCNC has alleged other interests and effects upon those interests, some of which in Applicants' view are not cognizable in an NRC operating license proceeding. Applicants propose, however, to await the formulation of CCNC'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.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE



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Dated: March 3, 1982

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
)  
CAROLINA POWER & LIGHT COMPANY ) Docket Nos. 50-400 OL  
AND NORTH CAROLINA MUNICIPAL ) 50-401 OL  
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 Conservation Council of North Carolina," dated March 3, 1982, were served upon the following persons 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  
Washington, D.C. 20555

Dr. James H. Carpenter  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

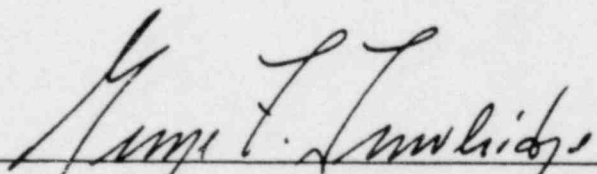
Charles A. Barth, Esq.  
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Mr. John Runkle  
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Docketing and Service Section (3)  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety and Licensing Board  
Panel  
U.S. Nuclear Regulatory Commission  
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Atomic Safety and Licensing Appeal  
Board Panel  
U.S. Nuclear Regulatory Commission  
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