

945

RELATED CORRESPONDENCE

August 9, 1984  
DOCKETED  
USNRC

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

'84 AGO 13 A10:21

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

In the Matter of )  
 )  
CAROLINA POWER & LIGHT COMPANY )  
AND NORTH CAROLINA EASTERN )  
MUNICIPAL POWER AGENCY )  
 )  
(Shearon Harris Nuclear Power )  
Plant) )

Docket No. 50-400 OL

APPLICANTS' EMERGENCY PLANNING INTERROGATORIES  
AND REQUEST FOR PRODUCTION OF DOCUMENTS  
TO INTERVENOR WILSON (FIRST SET)

Pursuant to 10 C.F.R. §§ 2.740b and 2.741 and to the Atomic Safety and Licensing Board's "Order (Ruling on Various Procedural Questions and Eddleman Contention 15AA)" of May 10, 1984, Carolina Power & Light Company and North Carolina Eastern Municipal Power Agency hereby request that Intervenor Richard Wilson answer separately and fully in writing, and under oath or affirmation, each of the following interrogatories, and produce and permit inspection and copying of the original or best copy of all documents identified in the responses to interrogatories below. Answers or objections to these interrogatories and responses or objections to the request for production of documents must be served no later than August 30, 1984.

DS03

These interrogatories are intended to be continuing in nature, and the answers should promptly be supplemented or amended as appropriate, pursuant to 10 C.F.R. § 2.740(e), should Dr. Wilson or any individual acting on his behalf obtain any new or differing information responsive to these interrogatories. The request for production of documents is also continuing in nature and Dr. Wilson must produce immediately any additional documents he, or any individual acting on his behalf, obtains which are responsive to the request, in accordance with the provisions of 10 C.F.R. § 2.740(e).

Where identification of a document is requested, briefly describe the document (e.g., book, letter, memorandum, transcript, report, handwritten notes, test data) and provide the following information as applicable: document name, title, number, author, date of publication and publisher, addressee, date written or approved, and the name and address of the person or persons having possession of the document. Also state the portion or portions of the document (whether section(s), chapter(s), or page(s)) upon which you rely.

Definitions. As used hereinafter, the following definitions shall apply:

"Applicants" is intended to encompass Carolina Power & Light Company, North Carolina Eastern Municipal Power Agency and their contractors for the Harris Plant.

"Offsite emergency plans" refers to the "North Carolina Emergency Response Plan In Support of The Shearon Harris Nuclear Power Plant," Parts 1-5.

"Document(s)" means all writings and records of every type in the possession, control or custody of Dr. Wilson or any individual acting on his behalf, including, but not limited to, memoranda, correspondence, reports, surveys, tabulations, charts, books, pamphlets, photographs, maps, bulletins, minutes, notes, speeches, articles, transcripts, voice recordings and all other writings or recordings of any kind; "document(s)" shall also mean copies of documents even though the originals thereof are not in the possession, custody, or control of Dr. Wilson; a document shall be deemed to be within the "control" of Dr. Wilson or any individual acting on his behalf if they have ownership, possession or custody of the document or copy thereof, or have the right to secure the document or copy thereof, from any person or public or private entity having physical possession thereof.

#### General Interrogatories

1(a). State the name, present or last known address, and present or last known employer of each person known to you to have first-hand knowledge of the facts alleged, and upon which you relied in formulating allegations, in each of your contentions which are the subject of this set of interrogatories.

(b). Identify those facts concerning which each such person has first-hand knowledge.

(c). State the specific allegation in each contention which you contend such facts support.

2(a). State the name, present or last known address, and present or last employer of each person, other than affiant, who provided information upon which you relied in answering each interrogatory herein.

(b). Identify all such information which was provided by each such person and the specific interrogatory response in which such information is contained.

3(a). State the name, address, title, employer and educational and professional qualifications of each person you intend to call as an expert witness or a witness relating to any contention which is the subject of this set of interrogatories.

(b). Identify the contention(s) regarding which each such person is expected to testify.

(c). State the subject matter as to which each such person is expected to testify.

4(a). Identify all documents in your possession, custody or control, including all relevant page citations, pertaining to the subject matter of, and upon which you relied in formulating allegations in each contention which is the subject of this set of interrogatories.

(b). Identify the contention(s) to which each such document relates.

(c). State the specific allegation in each contention which you contend each document supports.

5(a). Identify all documents in your possession, custody or control, including all relevant page citations, upon which you relied in answering each interrogatory herein.

(b). Identify the specific interrogatory response(s) to which each such document relates.

6(a). Identify any other source of information, not previously identified in response to Interrogatory 2 or 5, which was used in answering the interrogatories set forth herein.

(b). Identify the specific interrogatory response(s) to which each such source of information relates.

7(a). Identify all documents which you intend to offer as exhibits during this proceeding to support the contentions which are the subject of this set of interrogatories or which you intend to use during cross-examination of witnesses presented by Applicants and/or the NRC Staff and/or the Federal Emergency Management Agency ("FEMA") Staff on each contention which is the subject of this set of interrogatories.

(b). Identify the contention(s) to which each document relates and the particular page citations applicable to each contention.



Interrogatories on Wilson II

II-1(a). List all groups for which you assert there should be criteria defined for entry into the Harris plume EPZ, including "parents of children in day care, parents with such children at home, people with dependents without vehicles, people needing to secure their businesses, [and] people needing to remove a few belongings from their homes."

(b). As to each group identified in answer to (a) above, state whether you contend that all members of that group should be permitted entry into the plume EPZ in a radiological emergency.

(c). As to each group identified in answer to (a) above, identify, to the best of your knowledge, the approximate number of individuals in that group who might request entry into the plume EPZ in a radiological emergency.

(d). As to each specific group identified in answer to (a) above, state the bases for your conclusion that the members of that group should be permitted entry into the plume EPZ in a radiological emergency.

(e). As to each specific group identified in answer to (a) above, describe and explain in detail all possible adverse consequences of the denial of entry into the EPZ by the members of the group.

II-2. Describe any and all changes you believe must be made in offsite emergency plans to meet your concerns about

defined "criteria for entry into the 10 mile EPZ," as expressed in Wilson II. Describe in detail the bases for your belief that such changes must be made.

II-3. Describe any and all actions you believe must be taken, or changes you believe must be made (other than those identified in the answer to Interrogatory II-2 above) to meet your concerns about defined "criteria for entry into the 10 mile EPZ," as expressed in Wilson II. Describe in detail the bases for your belief that such actions must be taken and such changes made.

#### Request For Production of Documents

Applicants request that Intervenor Wilson respond in writing to this request for production of documents and produce the original or best copy of each of the documents identified or

described in the answers to each of the above interrogatories,  
at a place mutually convenient to the parties.

Respectfully submitted,

*Delissa A. Ridgway*

Thomas A. Baxter, P.C.  
Delissa A. Ridgway  
SHAW, PITTMAN, POTTS & TROWBRIDGE  
1800 M Street, N.W.  
Washington, D.C. 20036  
(202) 822-1000

Richard E. Jones  
Samantha Francis Flynn  
Dale Hollar  
CAROLINA POWER & LIGHT  
COMPANY  
P.O. Box 1551  
Raleigh, North Carolina 27602  
(919) 836-7707

Dated: August 9, 1984



RELATED DOCUMENTS

DOCKETED  
USNRC

'84 AGO 13 AIO:21

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
CAROLINA POWER & LIGHT COMPANY	)	
AND NORTH CAROLINA EASTERN	)	Docket No. 50-400 OL
MUNICIPAL POWER AGENCY	)	
	)	
(Shearon Harris Nuclear Power	)	
Plant)	)	

CERTIFICATE OF SERVICE

This is to certify that copies of the foregoing "Applicants' Emergency Planning Interrogatories and Request For Production of Documents To Intervenor Wilson (First Set)" were served by deposit in the United States Mail, first class, postage prepaid, this 9th day of August, 1984, to all those on the attached Service List.

*Delissa A. Ridgway*  
\_\_\_\_\_  
Delissa A. Ridgway

DATED: August 9, 1984

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 EASTERN ) 50-401 OL  
MUNICIPAL POWER AGENCY )  
 )  
(Shearon Harris Nuclear Power )  
Plant, Units 1 and 2) )

SERVICE LIST

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

John D. Runkle, Esquire  
Conservation Council of  
North Carolina  
307 Granville Road  
Chapel Hill, North Carolina 27514

Mr. Glenn O. Bright  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

M. Travis Payne, Esquire  
Edelstein and Payne  
P.O. Box 12607  
Raleigh, North Carolina 27605

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

Dr. Richard D. Wilson  
729 Hunter Street  
Apex, North Carolina 27502

Charles A. Barth, Esquire  
Janice E. Moore, Esquire  
Office of Executive Legal Director  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Mr. Wells Eddleman  
718-A Iredell Street  
Durham, North Carolina 27705

Docketing and Service Section  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Richard E. Jones, Esquire  
Vice President and Senior Counsel  
Carolina Power & Light Company  
P.O. Box 1551  
Raleigh, North Carolina 27602

Mr. Daniel F. Read, President  
CHANGE  
P.O. Box 2151  
Raleigh, North Carolina 27602

Dr. Linda W. Little  
Governor's Waste Management Board  
513 Albemarle Building  
325 North Salisbury Street  
Raleigh, North Carolina 27611

Bradley W. Jones, Esquire  
U.S. Nuclear Regulatory Commission  
Region II  
101 Marrietta Street  
Atlanta, Georgia 30303

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

Mr. Robert P. Gruber  
Executive Director  
Public Staff - NCUC  
P.O. Box 991  
Raleigh, North Carolina 27602

Administrative Judge Harry Foreman  
Box 395 Mayo  
University of Minnesota  
Minneapolis, Minnesota 55455

Spence W. Perry, Esquire  
Associate General Counsel  
FEMA  
500 C Street, S.W., Suite 480  
Washington, D.C. 20740