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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*

Administrative Judges Kelley, Bright and Carpenter:

On December 10, 1984, Applicants filed motions for summary disposition of Emergency Planning Joint Contention 1 ("EPJ-1") and Conservation Council of North Carolina ("CCNC") Contention 8. Pursuant to an extension of time from the Licensing Board, the NRC Staff filed its response in support of Applicants' motion on EPJ-1 on January 16, 1985. Similarly, the FEMA Staff filed a response to Applicants' motion on CCNC Contention 8 on January 16, 1985.

With an extension corresponding to that obtained by the NRC and FEMA Staffs, intervenors' responses to the motions on EPJ-1 and CCNC Contention 8 were due on January 28, 1985. Intervenors have not requested an additional extension of time. Applicants have received no responses from intervenors to the motions on EPJ-1 and CCNC Contention 8, and we assume that none have been filed.

The schedule approved by the Licensing Board calls for rulings on all motions for summary disposition by March 29, and further reflects the hope that the Board would be able to rule on summary disposition motions as they become

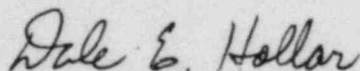
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Administrative Judges Kelley, Bright and Carpenter
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ripe." Applicants Proposed Schedule ff. Tr. 6480. Given that the deadline for filing responses has passed and intervenors have not requested an extension of time, both the motion on EPJ-1 and the motion on CCNC-8 are now ripe for rulings by the Board.

Very truly yours,



Dale E. Hoilar
Associate General Counsel

DEH:ew

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