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February 6, 1985

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

CAROLINA POWER AND LIGHT COMPANY AND  
NORTH CAROLINA EASTERN MUNICIPAL  
POWER AGENCY

(Shearon Harris Nuclear Power Plant,  
Units 1 and 2)

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Docket Nos. 50-400 OL  
50-401 OL

NRC STAFF RESPONSE TO APPLICANTS' MOTION FOR THE  
TOLLING OF THE PARTIES' RESPONSES TO APPLICANTS'  
MOTION FOR SUMMARY DISPOSITION OF EDDLEMAN CONTENTION 213

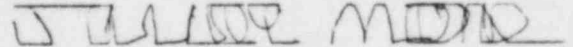
DISCUSSTON

Pursuant to the schedule agreed upon by the parties and approved by the Board, all motions for summary disposition were to be filed by January 14, 1985. "Applicants' Proposed Schedule" ff. Tr. 6840. Applicants have filed such a motion with respect to Eddleman Contention 213. "Applicants' Motion for Summary Disposition of Eddleman 213 and Motion to Toll Parties' Response Times". As a part of that motion, Applicants requested that the time for the filing of the parties' responses to that motion be tolled until the filing by Applicants of a report which is part of the support for the motion. This request is necessary, since the

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motion for summary disposition as filed is incomplete. The Staff has no objection to awaiting the filing of the supporting report before the parties file their responses to the motion.

Respectfully submitted,



Janice E. Moore  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 6th day of February, 1985

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Docket Nos. 50-400-OL  
50-401-OL

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF RESPONSE TO APPLICANTS' MOTION FOR THE TOLLING OF THE PARTIES' RESPONSES TO APPLICANTS' MOTION FOR SUMMARY DISPOSITION OF EDDLEMAN CONTENTION 213" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 6th day of February, 1985:

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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

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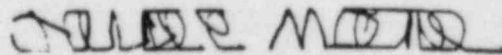
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