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RELATED CORRESPONDENCE

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC
1 March 1985

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Glenn O. Bright
Dr. James H. Carpenter
James L. Kelley, Chairman

In the Matter of

CAROLINA POWER AND LIGHT CO. et al.
(Shearon Harris Nuclear Power Plant,
Unit 1)

Docket 50-400 OL

ASLBP No. 82-468-01
OL

Motion to Compel Discovery of NRC Staff

On 4 February 1985 Wells Eddleman filed discovery of NRC Staff on Contention 41-G, seeking information concerning the concerns raised by Chan Van Vo and information concerning the treatment of Chan Van Vo by CP&L. Staff counsel has advised me that no answers to these interrogatories and request for production of documents will be forthcoming. We were unable to resolve this issue in oral negotiations; therefore this Motion to Compel is filed. (Since this Motion is filed within ten days of the default answer date of February 25, 1985 -- Feb. 4 plus 19 days, carried to next work day, no separate notice of negotiations is needed or made.)

I am aware of the Office of Investigations (OI) letter to the Board stating that OI's inquiry into these matters may take another ten weeks. I have no objection to letting OI provide information responsive to the Feb 4 interrogatories after they finish investigating. However, OI is not all of the NRC Staff. I understand no answers or objections were timely filed February 25 (none have been received) and therefore I move to compel answers by the Staff as soon as possible, since it appears I will need Staff's (I&E and other parts of the NRC Staff other than OI) responses and information to respond to summary disposition which I believe the power company intends to file.

This is the first day of March, 1985.

Wells Eddleman
Wells Eddleman

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PDR

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the matter of CAROLINA POWER & LIGHT CO. Et al.) Docket 50-400
Shearon Harris Nuclear Power Plant, Unit 1) O.L.

CERTIFICATE OF SERVICE Motion for Reconsideration on
57-C-7, to E plan servees & all;

I hereby certify that copies of Motion to compel discovery of NRC Staff,
and of WE Responses to Applicants' Interrogatories on 41-G & to Request
for production of documents on 41-G

HAVE been served this 1 day of March 1985, by deposit in
the US Mail, first-class postage prepaid, upon all parties whose
names are listed below, except those whose names are marked with
an asterisk, for whom service was accomplished by also serving
a copy of the interrogatory responses on Andy McDaniel of CP&L

Legal Dept, Box 1551, Raleigh NC 27602. (Trowbridge still served too.)

Judges James Kelley, Glenn Bright and James Carpenter (1 copy each)
Atomic Safety and Licensing Board
US Nuclear Regulatory Commission
Washington DC 20555

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Ruthanne G. Miller
ASLB Panel
USNRC Washington DC 20555

Office of the Executive Legal Director
Attn Dockets 50-400/401 O.L.
USNRC
Washington DC 20555

E
Plan
Only
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Washington DC 20740

Docketing and Service Section (3x)
Attn Dockets 50-400/401 O.L.
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Certified by

W. W. Edleman