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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 12, 1984, Applicants filed a motion for summary disposition on Eddleman Contention 57-C-13. Applicants also filed a motion for summary disposition on Chapel Hill Anti-Nuclear Group Effort ("CHANGE") Contention 17 on December 21, 1984. Pursuant to an extension of time from the Licensing Board, the FEMA Staff filed its response in support of Applicants' motion on Eddleman Contention 57-C-13 on January 16, 1985. Similarly, the FEMA Staff filed a response to Applicants' motion on CHANGE Contention 17 on January 22, 1985.

Mr. Eddleman received an extension to February 4, 1985 to file his response to the motion on Eddleman Contention 57-C-13. However, in a telephone conversation with the undersigned counsel for Applicants on February 7, Mr. Eddleman stated that he does not intend to file a response.

With an extension corresponding to that obtained by the FEMA Staff, CHANGE's response to the motion on CHANGE Contention 17 was due on February 1, 1985. CHANGE has not requested an additional extension of time. Applicants have received no response from CHANGE to the motion on CHANGE Contention 17, and we assume that none has been filed.

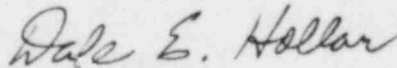
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The schedule approved by the Licensing Board calls for rulings on all motions for summary disposition by March 29, and further reflects the "hope that the Board would be able to rule on summary disposition motions as they become ripe." Applicants Proposed Schedule ff. Tr. 6840. Given that the deadlines for filing responses have passed, that Mr. Eddleman does not intend to respond, and that CHANGE has not requested an extension of time, both the motion on Eddleman Contention 57-C-13 and the motion on CHANGE Contention 17 are now ripe for rulings by the Board.

Very truly yours,



Dale E. Hollar
Associate General Counsel

/j

cc: Service List Attached

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