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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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USNRC

ATOMIC SAFETY AND LICENSING BOARD

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Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Frederick J. Shon  
Dr. Peter S. Lam

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ADJUDICATORY  
OFFICE

**SERVED MAR 21 2000**

In the Matter of  
  
CAROLINA POWER & LIGHT COMPANY  
  
(Shearon Harris Nuclear  
Power Plant)

Docket No. 50-400-LA  
ASLBP No. 99-762-02-LA  
March 21, 2000

MEMORANDUM AND ORDER  
(Requesting Additional Information)

Relative to the pending January 31, 2000 motion of intervenor Board of Commissioners of Orange County, North Carolina (BCOC), to admit late-filed environmental contentions, the March 3, 2000 responses of applicant Carolina Power & Light Company (CP&L) and the NRC staff, and the March 13, 2000 BCOC reply to those responses, the parties have discussed the risks associated with spent fuel pool accidents. It has come to the Board's attention that there is on the public record a recent staff draft final technical study regarding spent fuel pool accident risks, albeit in the context of facility decommissioning, that none of the parties has referenced or discussed. See 65 Fed. Reg. 8752 (Feb. 22, 2000). Given this draft final study's subject matter, the Board requests that the parties provide


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their views on the relevance, if any, of this study to the issues before the Board.

Party responses to this Board information request shall be filed on or before Wednesday, March 29, 2000. Party replies to any party response shall be filed on or before Wednesday, April 5, 2000. The filings permitted under this memorandum and order shall not exceed ten pages in length.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

  
\_\_\_\_\_  
G. Paul Bollwerk, III  
ADMINISTRATIVE JUDGE

This order is issued pursuant to the authority of the Chairman of the Atomic Safety and Licensing Board designated for this proceeding.

Rockville, Maryland

March 21, 2000

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\* Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for (1) applicant CP&L; (2) intervenor BCOC; and (3) the NRC staff.

NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER (REQUESTING ADDITIONAL INFORMATION) have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Washington, DC 20555

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Washington, DC 20555

Administrative Judge  
Frederick J. Shon  
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Peter S. Lam  
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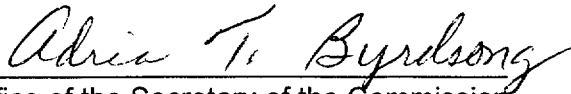
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Docket No. 50-400-LA  
LB MEMORANDUM AND ORDER  
(REQUESTING ADDITIONAL  
INFORMATION)

  
Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 21<sup>st</sup> day of March 2000