

# ShawPittman

A Law Partnership Including Professional Corporations

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September 7, 2000

## **BY HAND DELIVERY**

U.S. Nuclear Regulatory Commission  
Attn: Document Control Desk  
Washington, D.C. 20555

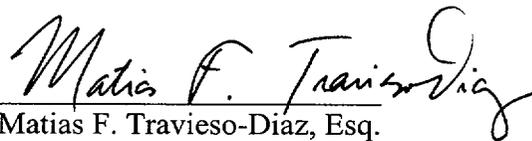
**Re: Palo Verde Nuclear Generating Station, Units 1, 2 and 3 (Docket Nos. STN 50-528/529/530, Facility Operating License Nos. NPF-41, NPF-51, NPF-74)--Application By Public Service Company of New Mexico for Consent to Indirect Transfers of Control and Approval of License Amendments to Reflect Licensee's Name Change**

Ladies and Gentlemen:

Enclosed is a document dated September 6, 2000 entitled "Exhibit A" and consisting of the affidavit of Terry R. Horn. The enclosed document replaces Exhibit A to the Application dated March 3, 2000 submitted by Public Service Company of New Mexico ("PNM") in the above captioned proceeding.

If the NRC requires additional information concerning this Application or the enclosed document, please contact the undersigned or Terry R. Horn, Vice President and Treasurer, (505) 241-2119.

Very truly yours,



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cc: Ellis W. Merschoff, Regional Administrator, NRC Region IV  
Mel B. Fields, NRC Project Manager, PVNGS  
David E. Corporandy, NRC Resident Inspector, PVNGS  
Robert S. Wood, NRC Division of Licensing and Program Mgm't  
Steven R. Hom, Esq., NRC Office of General Counsel  
Jeffry E. Sterba, Public Service Company of New Mexico  
James M. Levine, Arizona Public Service Company



3. Public disclosure of the information contained in the cited Exhibits would be likely to cause substantial harm to PNM's competitive position in the electric power generation market because the information includes PNM's planning estimates of its economic performance, market penetration estimates and other sensitive business data which could be used by PNM's competitors to the company's detriment and which absent such disclosure could not be properly acquired or duplicated by PNM's competitors.
  
4. For these reasons, the information contained in the cited Exhibits qualifies for withholding from public disclosure pursuant to 10 C.F.R. §§ 2.790(a)(4) and 9.17(a)(4) and 5 USC § 552(b)(4), and I hereby request that it be withheld from public disclosure in accordance with those provisions..



Terry R. Horn

SIGNED this 6<sup>th</sup> day of September 2000.



NOTARY PUBLIC IN AND FOR  
THE STATE OF NEW MEXICO

My Commission Expires:

July 19, 2003