

# Susquehanna River Basin Commission

*a water management agency serving the Susquehanna River Watershed*



DOCKETED  
USNRC

August 15, 2007

August 21, 2007 (10:21am)

Mr. Eric Joseph Epstein  
4100 Hillsdale Road  
Harrisburg, PA 17112

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

DOCKET NO. 50-387/388-OLA

Re: Petition in Opposition to PPL Susquehanna, LLC Application  
for Surface Water Withdrawal Request to Modify Application  
19950301-EPU-0572 and Formal Request for a Public Input  
Hearing Under Subpart A – Conduct of Hearings §808.1

## RESPONSE AND NOTICE

Dear Mr. Epstein:

Thank you for your recent submission concerning PPL Susquehanna, LLC's (PPL's) application to modify its surface water withdrawal and consumptive use approvals from the Susquehanna River Basin Commission (Commission). Your submission contains two essential parts: (1) a "Petition in Opposition" setting forth six "contentions" or issues of concern related to the application referenced above; and (2) a formal request to convene a public hearing on the matter.

With respect to the petition, please note that we are treating it as public comment being submitted for consideration in our review of the subject application. As such, it is now part of the record and we will distribute it to our commissioners for their review and consideration in advance of any action on the application. We appreciate your interest in the application and will give your comments due consideration. If you would like to meet with Commission staff to discuss your comments in greater detail, please contact us to make suitable arrangements.

With respect to your request for a public hearing, we anticipate that the application will be reviewed and acted upon by the Commission at a public hearing to be convened as part of the Commission's regularly scheduled business meeting at the Grand Royale Hotel, 80 State Street, Binghamton, New York, on September 12, 2007, beginning at 8:30 a.m. In addition to responding to your submission, this letter also serves as notice to you of that public hearing.

You may appear at the public hearing to present testimony on PPL's application. Your written comments, as well as those you may present at the hearing, will be taken into consideration by the Commission when it acts on the application. Please contact us at least three days in advance of the public hearing if you intend to present testimony at that time.

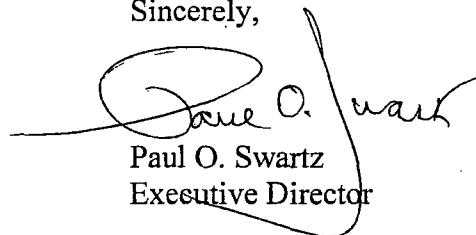
TEMPLATE = SECY-043

SECY-02

Finally, please also note that earlier this year the Commission adopted new regulations concerning administrative review. Pursuant to 18 CFR Part 808.2, any person aggrieved by any action or decision of the Commission may file an administrative appeal requesting a hearing, provided such request is filed within 30 days of such action or decision. Intervention in such hearing process is also provided for in the new regulation for interested parties other than the person initiating the administrative appeal.

If you have any other questions concerning the public hearing or administrative appeals procedures before the Commission, or wish to meet with Commission staff, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul O. Swartz", is written over a printed name and title. The signature is stylized with a large, looping initial 'P'.

Paul O. Swartz  
Executive Director

cc: Listing Attached

Mr. Eric Joseph Epstein

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August 15, 2007

cc:

Mr. Michael Brownell  
Chief, Water Resources Management Division  
Susquehanna River Basin Commission  
1721 North Front Street  
Harrisburg, PA 17102-2391

Ms. Cathy Curran Myers  
Deputy Secretary for Water Management  
Pa. Department of Environmental Protection  
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Paul E. Russell, Esq.  
PPL Electric Utilities Corporation  
Two North Ninth Street  
Allentown, PA 18101-1179

Mr. James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
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Harrisburg, PA 17120

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