

January 2, 2009

Mr. Jack M. Davis  
Senior Vice President and  
Chief Nuclear Officer  
DTE Energy  
Fermi 2 - 210 NOC  
6400 North Dixie Highway  
Newport, MI 48166

SUBJECT: DETROIT EDISON COMPANY - OPPORTUNITY TO PETITION FOR LEAVE TO  
INTERVENE AND ORDER IMPOSING PROCEDURES FOR ACCESS TO  
SENSITIVE UNCLASSIFIED NON-SAFEGUARDS INFORMATION AND  
SAFEGUARDS INFORMATION FOR CONTENTION PREPARATION

Dear Mr. Davis:

By letter dated November 25, 2008, the U.S. Nuclear Regulatory Commission informed you that we had docketed your combined license application for Fermi 3. In that letter we also informed you that a notice would be published, in accordance with the provisions of 10 CFR 2.104, regarding the opportunity to file a petition for leave to intervene in the hearing required for this application.

Enclosed is a copy of that notice including an order imposing procedures for access to sensitive unclassified non-safeguards information and safeguards information for contention preparation. The notice and order are being forwarded to the Office of the *Federal Register* for publication. Should you have any questions, I can be reached at (301) 415-3025 or [Chandu.Patel@nrc.gov](mailto:Chandu.Patel@nrc.gov).

Sincerely,

**/RA/**

Chandu Patel, Senior Project Manager  
ESBWR/ABWR Projects Branch 1  
Division of New Reactor Licensing  
Office of New Reactors

Docket No. 52-033

Enclosure:  
*Federal Register* Notice

cc w/encl: See next page

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Office of New Reactors

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ADAMS Accession No.: ML083430756-Package

NRO-002

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DATE	12/11/08	12/10/08	12/11/08	12/22/08
OFFICE	D:DNRL:NRO	D:NRO		
NAME	DMatthews	MJohnson		
DATE	12/23/08	12/23/08		

**OFFICIAL RECORD COPY**

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(Revised 09/11/2008)

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