

February 28, 2013

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of: )  
 )  
DTE ELECTRIC COMPANY ) Docket No. 52-033-COL  
 )  
(Fermi Nuclear Power Plant, Unit 3) )

JOINT MOTION FOR PROTECTIVE ORDER

In accordance with 10 C.F.R. § 2.323, DTE Electric Company (“DTE”), the Intervenor,<sup>1</sup> and the NRC Staff hereby jointly request that the Licensing Board grant, for good cause shown, a protective order concerning the disclosure of confidential proprietary information in connection with this proceeding.

Attached hereto is a copy of the joint proposed Protective Order, which includes a Non-Disclosure Declaration to be executed by the parties and their reviewing representative if they seek access to confidential or proprietary information. Counsel for Intervenor and the NRC Staff have indicated that they support this motion and associated proposed Protective Order.

---

<sup>1</sup> Beyond Nuclear, Citizens for Alternatives to Chemical Contamination, Citizens Environmental Alliance of Southwestern Ontario, Don’t Waste Michigan, Sierra Club, Keith Gunter, Edward McArdle, Henry Newman, Derek Coronado, Sandra Bihn, Harold L. Stokes, Michael J. Keegan, Richard Coronardo, George Steinman, Marilyn R. Timmer, Leonard Mandeville, Frank Mantei, Marcee Meyers, and Shirley Steinman (collectively “Intervenor”).

Respectfully submitted,

/s/ signed electronically by

David A. Repka  
Tyson R. Smith  
Winston & Strawn LLP  
1700 K Street, NW  
Washington, DC 20006

Bruce R. Maters  
The Detroit Edison Co.  
One Energy Plaza  
Detroit, Michigan 48226

COUNSEL FOR DTE ELECTRIC  
COMPANY

Dated at Washington, District of Columbia  
this 28th day of February 2013

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of: )  
 )  
DTE ELECTRIC COMPANY ) Docket No. 52-033-COL  
 )  
(Fermi Nuclear Power Plant, Unit 3) )

CERTIFICATE OF SERVICE

I hereby certify that copies of “JOINT MOTION FOR PROTECTIVE ORDER” and a proposed “PROTECTIVE ORDER” in the captioned proceeding have been served via the Electronic Information Exchange (“EIE”) this 28th day of February 2013, which to the best of my knowledge resulted in transmittal of the foregoing to those on the EIE Service List for the captioned proceeding.

/s/ signed electronically by  
Tyson R. Smith  
Winston & Strawn LLP  
1700 K Street, NW  
Washington, DC 20006

COUNSEL FOR DTE ELECTRIC  
COMPANY

Dated at Washington, District of Columbia  
this 28th day of February 2013