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May 28, 2013

BY ELECTRONIC INFORMATION EXCHANGE

Administrative Judge Ronald M. Spritzer, Chair
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge Randall J. Charbeneau
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge Anthony J. Baratta
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

**In the Matter of
DTE Electric Company
(Fermi Nuclear Power Plant, Unit 3)
Docket No. 52-033-COL**

Dear Administrative Judges:

According to an e-mail sent from your law clerk to the parties on May 16, 2013, it appears that the Intervenors submitted a request on May 15, 2013, to allow them to cross-examine DTE and/or NRC Staff witnesses regarding Contention 8. Based on our review of the rules applicable to this proceeding, any motion for cross-examination should be available to all parties, while the cross-examination plan itself would, for now, remain confidential. Unless the request is facially deficient and can be denied on those grounds, DTE expects to see a copy of the motion and have an opportunity to respond prior to a Board decision on the request.

Sincerely,

/s/ signed electronically by

Tyson R. Smith

cc: EIE Service List