

Docket No. 389A

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DMuller

ACRS S2

The Honorable Alan Simpson, Chairman  
Subcommittee on Nuclear Regulation  
Committee on Environmental and Public Works  
United States Senate  
Washington, D.C. 20510

Dear Mr. Chairman:

This is to inform the Subcommittee on Nuclear Regulation that the Commission has received additional antitrust advice from the Attorney General in connection with Florida Power and Light Company's construction permit application for the St. Lucie Nuclear Generating Station, Unit 2. This advice is rendered pursuant to section 105c of the Atomic Energy Act of 1954, as amended.

A copy of the Attorney General's letter dated October 25, 1982, is enclosed. In his letter he concludes:

Our review of the information submitted for antitrust review purposes, as well as other information available to the Department, provides no basis at this time to conclude that the participation in St. Lucie, Unit 2 by FMPA would create or maintain a situation inconsistent with the antitrust laws. Accordingly, it is the Department's view that no antitrust hearing is necessary with respect to the proposed amendment to the construction permit.

Sincerely,



Argil L. Toalston, Chief  
Antitrust & Economic Analysis Branch  
Division of Engineering  
Office of Nuclear Reactor Regulation

Enclosure:  
Attorney General's letter

cc: Senator Gary Hart

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M PDR

Identical letters sent to the attached list.

OFFICE	AEAB	AEAB	AEAB	DE	OCA		
SURNAME	PNicholson	AToalston	JRutberg	DMuller	E. Fay		
DATE	11/10/82	11/10/82	11/10/82	11/15/82	11/16/82		

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