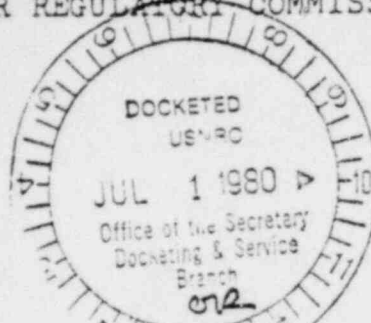


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of
CONSUMERS POWER COMPANY
Midland Plants I & II



Docket No. 50-329-OM
50-330-OM
(Hearing on Order for
Modification of CP)

PETITION TO INTERVENE

Petitioner, Michael A. Race, petitions to intervene in this proceeding pursuant to Section 2.714 and other pertinent sections of the Nuclear Regulatory Commission's Rules of Practice and states:

I
IDENTIFICATION OF PETITIONER
AND ITS INTERESTS TO BE AFFECTED

Michael A. Race

I am a long time resident of Bay City, Michigan. I own property in Bay City, Michigan and have a wife and three children who live with me at 2015 Seventh Street. The Nuclear power Plants in Midland, Michigan will affect my property and family when they operate.

This petitioner has studied, to the extent that information has been available, the proposed Midland Plants I & II and is concerned as set forth in more specific detail below, that the unresolved soil settlement problems at the Midland site will result in an unsafe and inefficient exercise of the use of atomic energy; that it will create adverse effects upon the County of Bay. The safe and efficient operation of these atomic plants is dependent upon the reliability and stability of the foundation of the generator buildings which house the wiring for the back up safety systems. Due to the past record for quality control assurance displayed by Consumers Power Company, the petitioner finds that to grant them the right to continue construction of this portion of the plant a serious threat to the well being of petitioners home and family.

II
INTERESTS ADVERSELY AFFECTED
BY ACTION OF THE COMMISSION

2. Based upon the interests and concerns of the petitioner identified in (I) above, one or more of the direct interests of the petitioner will be adversely affected by the outcome of this hearing. These interests and how they may be affected are as follows:

(a) The economic interests of the petitioner will be affected by the construction of this portion of the plant in the following ways:

(1) All construction work in progress (CWIP) is already in the rate base

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- (2) Any modifications of the construction calling for re-construction of the generator buildings complex will add to the cost overruns which have already occurred and will add an even more unfair burden upon ratepayers.
- (3) As a homeowner petitioner feels that the soil settlement and related problems would eventually lead to unsafe and undesirable conditions that will adversely affect the value of petitioners residential property.
- (4) Finally, petitioner questions the integrity of the installations beneath the sinking buildings and their role in the operation of this nuclear plant thereby threatening the health and safety of the petitioners three children.

III
STATEMENT OF CONTENTIONS

3. Under Sec. 2.714 Petitioner is not required to frame specific contentions until fifteen (15) days prior to the holding of a special prehearing conference or the hearing conference if no special prehearing conference is held. The petitioner reserves his right under 2.714 to file contentions within the time limits specified in the section identified above.

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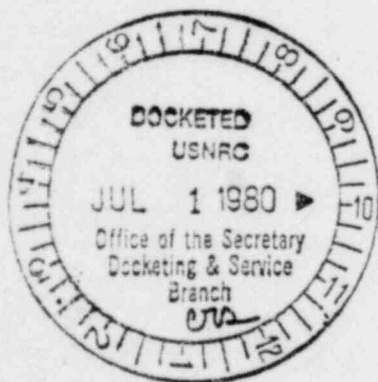
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CERTIFICATE OF SERVICE

I hereby certify that I have served copies of the foregoing document entitled "Petition to Intervene" by deposit in the United States Mail, first class this 25th day of June, 1980 on the foll wing:

Secretary of the Commission
U.S Nuclear Regulatory Commission
Washington, D.C. 20555
Attention: Docketing and Service Branch

Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555



Michael I. Miller, Esq.
Isham, Lincoln, and Beale
One First National Plaza
Chicago, Illinois 60690

Michael A. Race
Michael A. Race

On this 25th day of June, 1980, before me personally appeared Michael A. Race to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

6/25/80
Date

Kathleen McMoris
Notary Public