

Michigan Municipal Electric Association

818 COWLEY AVENUE
EAST LANSING, MICHIGAN 48823

Telephone (517) 351-6469

February 19, 1982



Mr. Stephen S. Skjei, Chief
Antitrust and Economic Analysis Branch
Division of Engineering
Office of Nuclear Reactor Regulation
United States Nuclear Regulatory Commission
Washington, District of Columbia 20555

Dear Mr. Skjei,

It has come to my attention that on or about January 28, 1982, you wrote letters to Richard Gorman of the Michigan Public Power Agency and Mr. John Keen, Manager of the Municipal Cooperative Pool. The subject of these letters was a request for information regarding NRC Dockets Nos. 50-329-A and 50-330A, specifically, requesting comments regarding whether the terms of the agreement dated August 4, 1980 relating to nuclear power, firm and non-firm bulk power, coordinated operations and planning, and transmission services, were being met.

The Michigan Municipal Electric Association, which represents thirty six municipally owned electric utilities in Michigan, was a direct intervenor in the case which brought about the aforementioned agreement. The Michigan Public Power Agency and the Michigan South Central Power Agency could not have been so involved for the reason that the statute creating joint agencies, P.A. 448 of 1976, was not passed until approximately five years after the suit was commenced.

The members of the Michigan Municipal Electric Association do have a number of concerns relative to this matter.

Under the generally accepted "duly noticed" doctrine, it would appear to me that an error was made in not notifying the Michigan Municipal Electric Association, especially in view of the fact that the Association's identity as an Intervenor is clearly stated on page two, lines six and seven of the Memorandum and Order dated August 4, 1980.

Thus, on behalf of the Association, I respectfully request that we receive an official notice of the standing of the Association and adequate time for reply.

Sincerely,

A handwritten signature in dark ink, appearing to read "S. Don Potter". The signature is fluid and cursive.

S. Don Potter
Executive Vice President

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