

ISHAM, LINCOLN & BEALE
COUNSELORS AT LAW

ONE FIRST NATIONAL PLAZA FORTY-SECOND FLOOR
CHICAGO, ILLINOIS 60603
TELEPHONE 312-786-7500 TELEX: 2-5288

WASHINGTON OFFICE
1080 17TH STREET N.W.
SEVENTH FLOOR
WASHINGTON, D.C. 20036
202-833-9730



November 29, 1978

Ivan W. Smith, Esq
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Mr. Lester Kornblith, Jr.
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Frederick P. Cowan
6152 N. Verde Trail
Apt. B-125
Boca Raton, Florida 33433

Re: Consumers Power Company
(Midland Plant, Units 1 and 2)
Docket Nos. 50-329, 50-330

Gentlemen:

Pursuant to this Atomic Safety and Licensing Board's Order of November 13, 1978, Consumers Power Company filed a brief on November 28, 1978, which addressed matters related to the supplemental contentions of Ms. Mary P. Sinclair and Mr. Wendell H. Marshall, and one other question posed by the Licensing Board's Order. Soon after the brief was mailed, it was discovered that it inadvertently contains a factual error which relates to the steam and electric rates under the contracts between Consumers Power and The Dow Chemical Company. The error appears in the response to contention 9 at page 16, the response to contention 11 at pages 18-19, and the response to contention 15 at page 21. This letter is intended to correct the statements relating to steam and electric rates which appear at those pages.

With respect to the electric rate, Dow will be charged for electricity at a generally available rate approved by the Michigan Public Service Commission. However, contrary to what is stated in the brief, the steam rate itself may or may not be subject to the jurisdiction of the Michigan Public Service Commission. Nevertheless, the steam rate will be subject to MPSC scrutiny to ensure that that rate does not favor Dow at the expense of Consumers Power's electric customers. That being the case, the conclusions stated in the brief regarding the question of rates remain valid.

Very truly yours,
Martha E. Gibbs
Martha E. Gibbs
One of the Attorneys for
Consumers Power Company

MEG bc

cc: Service List

7812130383

G