

February 13, 1984

Robert E. Zahler, Esq.
Shaw, Pittman, Potts and Trowbridge
1800 M Street, N.W.
Washington, D.C.

Re: The Cleveland Electric Illuminating
Company, et al., (Perry Nuclear
Power Plant, Unit 1), Antitrust,
Docket No. 50-440A

Dear Mr. Zahler:

Pursuant to our conversations concerning the captioned matter, I am enclosing a copy of a letter dated January 31, 1984 from Chairman Palladino to The Honorable J. Paul McGrath, Assistant Attorney General, Antitrust Division, U. S. Department of Justice, advising of the Commission's determination not to impose civil penalties against the Cleveland Electric Illuminating Company.

I have also enclosed for your information a copy of a Motion by the City of Cleveland for "Clarification and Correction of Finding of The Director of Nuclear Reactor Regulation Concerning Operating Licensing Antitrust Review" for the Perry Nuclear Plant, Unit 1. This Motion is dated February 6, 1984. Please call me after you have had an opportunity to review these matters.

Sincerely,

Benjamin H. Vogler
Deputy Antitrust Counsel

Enclosures: As stated

DISTRIBUTION: (w/o enclosures)

NRC Docket/PDR/LPDR

FF (2)

Murray
Olmstead

W. Regan

Vogler

S. Lewis

Christenbury

Lieberman

A. Toalston

Rutberg

Chiron

DESIGNATED ORIGINAL
Certified By *Klaus J. Hoff*
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