

January 14, 2008

Ms. Terry J. Romine  
Executive Secretary  
Maryland Public Service Commission  
6 Saint Paul Street, 16th Floor  
Baltimore, Maryland 21202

Re: In the Matter of the Application of UniStar Nuclear Energy, LLC and UniStar Nuclear Operating Services, LLC for a Certificate of Public Convenience and Necessity to Construct a Nuclear Power Plant at Calvert Cliffs in Calvert County, Maryland (Maryland Public Service Commission Case No. 9127).

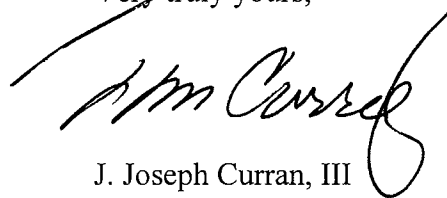
Dear Ms. Romine:

We have recently learned that a third organization, Beyond Nuclear, at Nuclear Policy Research Institute (NPRI) (hereinafter, "Beyond Nuclear") has submitted a petition to intervene in this Certificate of Public Convenience and Necessity ("CPCN") proceeding. UniStar Nuclear Energy, LLC and UniStar Nuclear Operating Services, LLC (jointly, "UniStar") oppose the intervention of Beyond Nuclear in this proceeding. For the same reasons as set forth in our letter of January 9, 2008, opposing the intervention of the Nuclear Information and Research Service ("NIRS"), UniStar submits that the issues Beyond Nuclear raises are also (1) irrelevant or immaterial to this CPCN proceeding or (2) pre-empted by federal law.

Beyond Nuclear's petition states that it seeks to educate the public about the "connections between nuclear power and nuclear weapons and the need to abandon both to safeguard our future." (Petition at ¶ 1.) Beyond Nuclear also states that it advocates for a "sustainable, benign and democratic" energy future. *Id.* These concepts are not at issue in this case. MD. CODE ANN., PUB. UTIL. COS. § 7-207(e) (listing criteria to be evaluated). Beyond Nuclear's interest in promoting the connections between nuclear power and nuclear weapons falls far outside the scope of this CPCN proceeding.

Because Beyond Nuclear has, as yet, described no interest relevant or material to the instant CPCN proceeding, UniStar respectfully requests that Beyond Nuclear's Petition to Intervene be denied.<sup>1</sup> UniStar has no objection to Beyond Nuclear remaining in the case as an "interested person."

Very truly yours,



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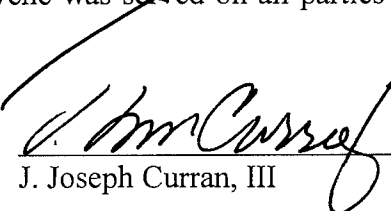
cc: Lisa M. Decker, Esquire  
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<sup>1</sup> UniStar further notes that Beyond Nuclear's petition was neither timely filed, pursuant to the *Notice of Pre-Hearing Conference* (Dec. 14, 2007) (Moorhouse, CHE) (PSC Docket No. 3) (setting intervention deadline of January 2, 2007), nor properly served, pursuant to § 3-103(a) of the PUC article as counsel for Appellant has not received a copy from Beyond Nuclear.

**CERTIFICATE OF SERVICE**

I, J. Joseph Curran, III, hereby certify that on this 14th day of January 2008, the foregoing letter brief opposing Beyond Nuclear's petition to intervene was served on all parties and interested persons on the attached service list via first class mail.

  
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J. Joseph Curran, III

**PRELIMINARY SERVICE LIST - CASE NO. 9127**

January 2, 2008

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<sup>1</sup> Filed petition to intervene on 12/31/07.