

February 4, 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:

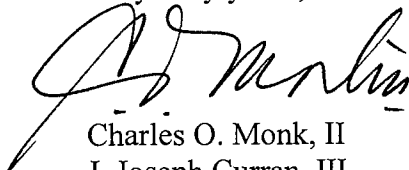
UniStar Nuclear Energy, LLC and UniStar Nuclear Operating Services, LLC (collectively "UniStar") have received the reply letter submitted jointly by the Nuclear Information Resource Service ("NIRS") and Beyond Nuclear on January 23, 2008. Based upon NIRS's and Beyond Nuclear's refinement of their respective bases of intervention to fall within the appropriate statutory boundaries of this CPCN application process (MD. PUB. UTIL. COS. ANN. CODE, §7-207(e)), UniStar withdraws its objection to the proposed intervention of NIRS and Beyond Nuclear.¹ UniStar will, however, continue its efforts to ensure that these proceedings remain properly focused on relevant (and non-preempted) topics.

In this regard, it is important to correct a fundamental misunderstanding that permeates the joint reply letter and leads NIRS and Beyond Nuclear to suggest that Maryland's electric ratepayers will bear the costs of construction of this facility. *See Joint Reply Letter* at 2 ("petitioners anticipate a robust exploration of the economics of the proposed plant, as it will be an extraordinarily expensive facility, with unique financing, and a set of costs and economic contingencies that may not be the best interests of [NIRS's and Beyond Nuclear's] members, ratepayers, or the public."). UniStar is not a rate regulated utility under PSC jurisdiction and Calvert 3 will not be a rate-based power plant. Thus, the Applicants' shareholders bear the

¹ UniStar affirmatively states that it has no objection to the proposed intervention of Public Citizen, represented by the same counsel, which has identified appropriate topics of intervention.

economic risks associated with the construction and operation of the proposed unit – not Maryland ratepayers as is suggested by NIRS and Beyond Nuclear.

Very truly yours,



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CERTIFICATE OF SERVICE

I, Charles O. Monk, II, hereby certify that on this 4th day of February 2008, the foregoing letter brief was served on all parties and interested persons on the attached service list via first class mail.


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PRELIMINARY SERVICE LIST - CASE NO. 9127

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¹ Filed petition to intervene on 12/31/07.

² Filed petition to intervene on 1/16/8.