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C O U N S E L O R S A T L A W

Steven P. Frantz
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March 2, 2006

VIA FEDERAL EXPRESS

Office of the Clerk
United States Court of Appeals
for the Seventh Circuit
United States Courthouse
219 South Dearborn Street
Chicago, Illinois 60604

Re: Environmental Law and Policy Center, Blue Ridge Environmental Defense League,
Nuclear Energy Information Service, Nuclear Information and Resource Service, and
Public Citizen v. United States Nuclear Regulatory Commission and the United States of
America, Case No. 06-1442

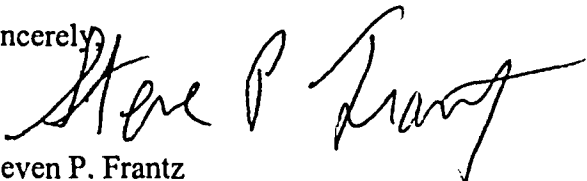
Dear Sir or Madam:

Enclosed please accept for filing on behalf of Exelon Generation Company, LLC an original and three copies of the following:

Motion for Leave to Intervene
Circuit Rule 26.1 Disclosure Statements

Also enclosed is an additional copy of each of the above which we would appreciate if you would stamp received and return in the accompanying self-addressed, postage prepaid envelope.

Sincerely,



Steven P. Frantz

Enclosures

UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT

The Environmental Law and Policy Center,
Blue Ridge Environmental Defense League,
Nuclear Energy Information Service, Nuclear
Information and Resource Service, and Public
Citizen,

Petitioners,

vs.

United States Nuclear Regulatory
Commission and the United States of
America,

Respondents.

Case No. 06-1442

March 2, 2006

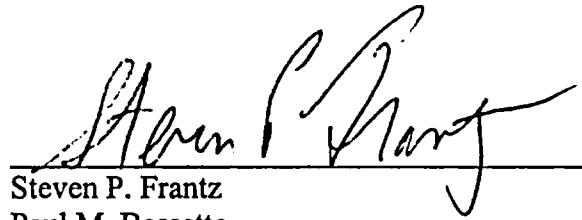
MOTION FOR LEAVE TO INTERVENE

Pursuant to 28 U.S.C. § 2348 and Rule 15(d) of the Federal Rules of Appellate Procedure, Exelon Generation Company, LLC, ("EGC"), respectfully moves for leave to intervene in the above-captioned proceeding in which the Petitioners seek review of three final orders of the United States Nuclear Regulatory Commission ("NRC") in In the Matter of Exelon Generation Company, LLC (Early Site Permit for Clinton ESP Site), NRC Docket No. 52-007-ESP.

EGC is the applicant in the NRC proceeding that is the subject of the petition for review. On September 25, 2003, EGC filed an application for an Early Site Permit ("ESP") with the NRC seeking approval of the existing Clinton nuclear power station site in Dewitt County, Illinois, for the possible construction of one or more new nuclear reactors. Accordingly, EGC's interests will be directly affected if the orders that are the subject of the petition for review are

enjoined, set aside or suspended because such an action could adversely affect the status of EGC's application. Therefore, pursuant to 28 U.S.C. § 2348, EGC may appear as of right in any proceeding to review the orders. Id. Accordingly, EGC wishes to intervene as a respondent in support of the orders.

Respectfully submitted,



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Thomas S. O'Neill
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EXELON NUCLEAR
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Thomas.oneill@exeloncorp.com

March 2, 2006

Counsel for Intervenor-Respondent
Exelon Generation Company, LLC.

CIRCUIT RULE 26.1 DISCLOSURE STATEMENT

Appellate Court No: 06-1442

Short Caption: Environmental Law & Policy Center et al vs. U.S. NRC

To enable the judges to determine whether recusal is necessary or appropriate, an attorney for a non-governmental party or amicus curiae, or a private attorney representing a government party, must furnish a disclosure statement providing the following information in compliance with Circuit Rule 26.1 and Fed. R. App. P. 26.1.

The Court prefers that the disclosure statement be filed immediately following docketing; but, the disclosure statement must be filed within 21 days of docketing or upon the filing of a motion, response, petition, or answer in this court, whichever occurs first. Attorneys are required to file an amended statement to reflect any material changes in the required information. The text of the statement must also be included in front of the table of contents of the party's main brief. **Counsel is required to complete the entire statement and to use N/A for any information that is not applicable if this form is used.**

- (1) The full name of every party that the attorney represents in the case (if the party is a corporation, you must provide the corporate disclosure information required by Fed. R. App. P 26.1 by completing item #3):

Exelon Generation Company, LLC

- (2) The names of all law firms whose partners or associates have appeared for the party in the case (including proceedings in the district court or before an administrative agency) or are expected to appear for the party in this court:

Morgan, Lewis & Bockius, LLP

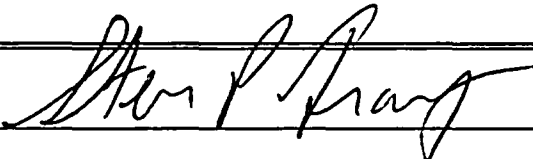
- (3) If the party or amicus is a corporation:

- i) Identify all its parent corporations, if any; and

Exelon Ventures Company, LLC; Exelon Corporation

- ii) list any publicly held company that owns 10% or more of the party's or amicus' stock:

NA

Attorney's Signature:  Date: March 2, 2006

Attorney's Printed Name: Steven P. Frantz

Please indicate if you are *Counsel of Record* for the above listed parties pursuant to Circuit Rule 3(d). Yes ☒ No ☐

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Phone Number: 202-739-3000 Fax Number: 202-739-3001

E-Mail Address: sfrantz@morganlewis.com

CIRCUIT RULE 26.1 DISCLOSURE STATEMENT

Appellate Court No: 06-1442

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Morgan, Lewis & Bockius, LLP

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- i) Identify all its parent corporations, if any; and

Exelon Ventures Company, LLC; Exelon Corporation

- ii) list any publicly held company that owns 10% or more of the party's or amicus' stock:

NA

Attorney's Signature: Paul Bessette

Date: 2/28/06

Attorney's Printed Name: Paul M. Bessette

Please indicate if you are *Counsel of Record* for the above listed parties pursuant to Circuit Rule 3(d). Yes ☐ No ☒

Address: Morgan, Lewis & Bockius, LLP 1111 Pennsylvania Ave. NW Washington, DC 20004

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CIRCUIT RULE 26.1 DISCLOSURE STATEMENT

Appellate Court No: 06-1442

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i) Identify all its parent corporations, if any; and

Exelon Ventures Company, LLC; Exelon Corporation

ii) list any publicly held company that owns 10% or more of the party's or amicus' stock:

NA

Attorney's Signature: Thomas S. O'Neill Date: 3/2/06

Attorney's Printed Name: Thomas S. O'Neill

Please indicate if you are *Counsel of Record* for the above listed parties pursuant to Circuit Rule 3(d). Yes ☐ No ☒

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E-Mail Address: thomas.oneill@exeloncorp.com

UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT

The Environmental Law and Policy Center,
Blue Ridge Environmental Defense League,
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Information and Resource Service, and Public
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vs.

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Commission and the United States of
America,

Respondents.

Case No. 06-1442

CERTIFICATE OF SERVICE

I, Steven P. Frantz, hereby certify that copies of the foregoing Motion for Leave to Intervene and Circuit Rule 26.1 Disclosure Statements have been filed with the clerk of the United States Court of Appeals for the Seventh Circuit (original plus three copies) and served on the following by U.S. Mail, First Class, on this 2nd day of March, 2006.

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Ann P. Hodgdon
Mauri T. Lemoncelli
Robert M. Weisman
Darani M. Reddick
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Clerk
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219 S. Dearborn Street
Chicago, Illinois 60604

(original and 3 copies)

A handwritten signature in black ink, appearing to read "S. P. Frantz", is written over a horizontal line.

Steven P. Frantz
Morgan Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004
Counsel for Exelon Generation Company, LLC