



Department of Energy  
Washington, DC 20585

January 4, 2006

Lisa D. Johnson  
President  
Mirant Potomac River, LLC  
1400 North Royal Street  
Alexandria, VA 22314

Re: District of Columbia Public Service Commission  
Docket No. EO-05-01

Dear Ms. Johnson:

The Department has received the compliance plan submitted by Mirant Potomac River, LLC (Mirant) on December 30, 2005, pursuant to DOE Order No. 202-05-3. The Department is still in the process of reviewing Mirant's compliance plan in consultation with the Environmental Protection Agency (EPA), and in a subsequent letter or order, will address the options described in that plan. In the interim, Mirant should immediately take the necessary steps to implement Option A of the intermediate phase proposed in the implementation plan. Mirant represents that implementation of this option will produce no NAAQS exceedances. DOE will work with EPA to verify the accuracy of that representation.

The Department notes that it believes the two options addressed in Mirant's plan are not the only possible compliance options that can be developed. Mirant should expect to receive additional requests from DOE for information that will aid the Department in considering what options are available to Mirant for complying with paragraph D of the Secretary of Energy's December 20, 2005 order.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin M. Kolevar".

Kevin M. Kolevar  
Director, Office of Electricity Delivery  
and Energy Reliability

