

November 23, 2016

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)	
)	
SUSQUEHANNA NUCLEAR, LLC)	Docket Nos. 50-387, 50-388, 72-28-LT-2
)	
(Susquehanna Steam Electric Station,)	
Units 1 and 2))	

NOTIFICATION

The U.S. Nuclear Regulatory Commission (NRC) staff (Staff) is filing this notification to inform all participants that the Staff has provided the Commission with a Notification of Significant Licensing Action (NSLA) stating that the Staff intends to issue an order approving the indirect transfer of the 90 percent interest of Susquehanna Nuclear, LLC in the renewed facility operating licenses for the Susquehanna Steam Electric Station (SSES), Units 1 and 2, as well as the general license for the SSES Independent Spent Fuel Storage Installation, from the current parent holder, Talen Energy Corporation, to Riverstone Holdings LLC, on or about November 30, 2016. The NSLA is attached.

Respectfully submitted,

/Signed (electronically) by/

Jeremy L. Wachutka
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O14-A44
Washington, DC 20555-0001
Telephone: (301) 287-9188
E-mail: Jeremy.Wachutka@nrc.gov

Dated at Rockville, Maryland
this 23rd day of November, 2016

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R. § 2.305, I hereby certify that copies of the foregoing notification, dated November 23, 2016, have been filed through the Electronic Information Exchange, the NRC's E-Filing System, in the above-captioned proceeding, this 23rd day of November, 2016.

/Signed (electronically) by/

Jeremy L. Wachutka
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O14-A44
Washington, DC 20555-0001
Telephone: (301) 287-9188
E-mail: Jeremy.Wachutka@nrc.gov

Dated at Rockville, Maryland
this 23rd day of November, 2016

November 22, 2016

OFFICE OF NUCLEAR REACTOR REGULATION
NOTIFICATION OF SIGNIFICANT LICENSING ACTION

LICENSEE: Susquehanna Nuclear, LLC
Susquehanna Steam Electric Station, Units 1 and 2
Docket Nos. 50-387, 50-388, and 72-28

SUBJECT: PROPOSED ISSUANCE OF ORDER APPROVING THE INDIRECT TRANSFER
OF A LICENSE FOR WHICH A REQUEST FOR ACCESS TO SUNSI HAD
BEEN SUBMITTED

This is to inform the Commission that the U.S. Nuclear Regulatory Commission (NRC) staff intends to issue an order approving the indirect transfer of the 90 percent interest of Susquehanna Nuclear, LLC (Susquehanna Nuclear) in the renewed facility operating licenses for the Susquehanna Steam Electric Station (SSES), Units 1 and 2, as well as the general license for the SSES Independent Spent Fuel Storage Installation, from the current parent holder, Talen Energy Corporation, to Riverstone Holdings LLC (Riverstone), on or about November 30, 2016. This action is being taken in response to a license transfer application filed by Susquehanna Nuclear on behalf of itself and Riverstone, on June 29, 2016,¹ as supplemented by letter dated November 14, 2016.²

On October 11, 2016, a member of the public, Mr. Sabatini Monatesti, submitted a letter to the NRC requesting, in part, access to sensitive unclassified non-safeguards information (SUNSI) redacted from the publicly available version of the license transfer application.³

CONTACT: Tanya Hood, NRR
301-415-1387

William Dean, Director, NRR
301-415-1270

¹ Letter from Timothy S. Rausch, President and Chief Nuclear Officer, Susquehanna Nuclear, LLC, to NRC, Susquehanna Steam Electric Station, Request for Order Approving Indirect Transfer of Control PLA-7500 (June 29, 2016) (Agencywide Documents Access and Management System (ADAMS) Accession Nos. ML16181A415, ML16181A417, ML16181A419, and ML16181A420).

² Letter from Timothy S. Rausch, President and Chief Nuclear Officer, Susquehanna Nuclear, LLC, to NRC, Susquehanna Steam Electric Station, Supplemental Information Relating to Proposed License Transfer PLA-7538 (November 14, 2016) (ADAMS Accession No. ML16320A436).

³ See Memorandum from Annette L. Vietti-Cook, Secretary, NRC, to E. Roy Hawken, Chief Administrative Judge, Atomic Safety and Licensing Board Panel, Appeal from a Determination of the NRC Staff to Deny a Request for Access to Sensitive Unclassified Non-Safeguards Information (SUNSI) from an Individual who has Indicated an Intent to Request a Hearing Regarding Susquehanna Nuclear, LLC's Application for Indirect License Transfer (Docket Nos. 50-387, 50-388, and 72-28), at 8 (unnumbered) (October 25, 2016) (ADAMS Accession No. ML16299A438) (Referral Memorandum).

On October 20, 2016, the NRC staff denied this access request.⁴ On October 24, 2016, Mr. Monatesti appealed the NRC staff's denial of his access request.⁵ On October 25, 2016, the Secretary of the NRC referred this appeal to the Chief Administrative Judge of the Atomic Safety and Licensing Board Panel.⁶ On October 26, 2016, the Chief Administrative Judge of the Atomic Safety and Licensing Board Panel, pursuant to delegation by the Commission, established an Atomic Safety and Licensing Board (Board) to preside over Mr. Monatesti's appeal of the NRC staff's denial of his access request.⁷

On November 21, 2016, the Board affirmed the NRC staff's denial.⁸ The Board also stated that, to the extent that Mr. Monatesti's October 11, 2016, filing included a hearing request, it remains pending before the Commission⁹ and that Mr. Monatesti may appeal the Board's decision to the Commission within 25 days.¹⁰

⁴ Letter from NRC to Sabatini Monatesti, Request for Access to Sensitive Unclassified Non-Safeguards Information Related to the Application for Indirect Transfer of the Susquehanna Steam Electric Station (October 20, 2016) (ADAMS Accession No. ML16294A385).

⁵ Referral Memorandum at 20 (unnumbered).

⁶ *Id.* at 1 (unnumbered).

⁷ Order (Establishment of Atomic Safety and Licensing Board) (October 26, 2016) (unpublished) (ADAMS Accession No. ML16300A413).

⁸ *Susquehanna Nuclear, LLC* (Susquehanna Steam Electric Station, Units 1 and 2), LBP-16-12, 84 NRC __ (November 21, 2016).

⁹ *Id.* at __ (slip op. at 2 n.5, 8 n.44).

¹⁰ *Id.* at __ (slip op. at 16).

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DISTRIBUTION:

NON-PUBLIC [draft]	Chairman Burns	RidsNrrPMSusquehanna Resource
PUBLIC [after EDO concurs]	LPL1-2 R/F	Commissioner Baran
Commissioner Svinicki	RidsACRS_MailCTR Resource	RidsEdoMailCenter Resource
RidsNrrOd Resource	RidsNrrDorLpl1-2 Resource	RidsNrrLALRonewicz Resource
RidsOcaMailCenter Resource	RidsOcaaMailCenter Resource	RidsOeMailCenter Resource
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ADAMS Accession No.: ML16326A291

*by e-mail

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DATE	11/22/2016	11/22/2016	11/22/2016	11/22/2016
OFFICE	NRR/DORL/D	NRR/D	EDO	
NAME	ABoland (EBenner for)	Wdean (MEvans for)	VMcCree (MJohnson for)	
DATE	11/22/2016	11/22/2016	11/22/2016	

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⁴ Letter from NRC to Sabatini Monatesti, Request for Access to Sensitive Unclassified Non-Safeguards Information Related to the Application for Indirect Transfer of the Susquehanna Steam Electric Station (October 20, 2016) (ADAMS Accession No. ML16294A385).

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⁹ *Id.* at __ (slip op. at 2 n.5, 8 n.44).

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