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John A. Ventosa  
Chief Operating Officer - North

10 CFR 50.82(a)(1)(i)

CNRO-17-00001  
January 4, 2017

U.S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, DC 20555-0001

SUBJECT: Withdrawal of Certification of Permanent Cessation of Power Operations

James A. FitzPatrick Nuclear Power Plant  
Docket No. 50-333  
License No. DPR-059

- REFERENCES:
1. Letter, Entergy Nuclear Operations, Inc. to USNRC, "Notification of Permanent Cessation of Power Operations," JAFP-15-0133, dated November 18, 2015 (ADAMS Accession No. ML15322A273)
  2. Letter, Entergy Nuclear Operations, Inc. to USNRC, "Certification of Permanent Cessation of Power Operations," JAFP-16-0045, dated March 16, 2016 (ADAMS Accession No. ML16076A391)
  3. Letter, Entergy Nuclear Operations, Inc. and Exelon Generation Company, LLC to USNRC, "Application for Order Approving Transfer of Renewed Facility Operating License and Proposed Conforming License Amendment," dated August 18, 2016 (ADAMS Accession No. ML16235A081)

Dear Sir or Madam:

On November 18, 2015, Entergy Nuclear Operations, Inc. (Entergy) notified the NRC that it intended to permanently cease power operations of James A. FitzPatrick Nuclear Power Plant (JAF) in late 2016 or early 2017 (Reference 1). In Reference 2, pursuant to 10 CFR 50.82(a)(1)(i), Entergy certified that it planned to permanently cease power operations at JAF on January 27, 2017. The planned permanent closure of JAF was due to the economic conditions for operating a nuclear power plant in upstate New York.

Subsequent to certification of planned permanent cessation of power operations, an option to keep JAF operating in the form of a planned sale and proposed transfer of the operating license to Exelon Generation Company, LLC (Exelon Generation) (the "Transaction") was announced (see Reference 3). In accordance with the terms of the Transaction, JAF will temporarily shut down in January 2017 for a planned refueling outage and resume power operations upon startup from the refueling outage. Following

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the start up from the outage and subject to a number of conditions, including the receipt of all required regulatory approvals, Entergy will transfer ownership of JAF and the license to operate JAF will transfer to Exelon Generation. The application to transfer the operating license was submitted in Reference 3.

Although the application to transfer the operating license is still under NRC review, the New York Public Service Commission and the Federal Energy Regulatory Commission have approved the transfer of ownership of JAF to Exelon Generation.

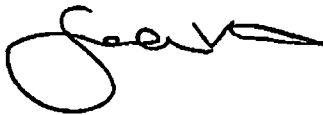
In the application to transfer the operating license (Reference 3), Exelon Generation requested that Entergy's notice of intent to permanently cease power operations (References 1 and 2) be deemed withdrawn if the NRC approved the license transfer. However, in light of the approvals from the New York Public Service Commission and the Federal Energy Regulatory Commission of the transfer of ownership of JAF to Exelon Generation and Entergy's decision to continue operations of JAF and pursue transfer of the operating license, by this letter, Entergy formally withdraws its certification of permanent cessation of power operations. Entergy requests that the NRC acknowledge this withdrawal within 30 days of receipt of this letter.

Should you have any questions regarding this submittal, please contact Mr. Bryan Ford at 601-368-5516.

This letter contains no new regulatory commitments.

I declare under penalty of perjury that the foregoing is true and correct; executed on January 4, 2017.

Sincerely,



JV / plc

cc: Mr. Daniel H. Dorman  
Region 1 Administrator  
U.S. Nuclear Regulatory Commission  
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NRC Senior Resident Inspector - James A. FitzPatrick Nuclear Power Plant  
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