



**Entergy Nuclear Northeast  
Entergy Nuclear Operations, Inc.**

James A. FitzPatrick NPP  
P.O. Box 110  
Lycoming, NY 13093  
Tel 315-342-3840

**Brian R. Sullivan**  
Site Vice President – JAF

JAFP-17-0004  
January 13, 2017

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

**Subject:** Withdrawal of License Amendment Request to Revise Technical Specifications Administrative Controls and Request to Revise Emergency Plan to Address the Permanently Defuel Condition (CAC No. MF7280 and MF7347)

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

- Reference:**
1. ENOI letter, Certification of Permanent Cessation of Power Operations, JAFP-16-0045, dated March 16, 2016
  2. ENOI letter, License Amendment Request – Revision to Technical Specification Administrative Controls for Permanently Defueled Condition, JAFP-15-0143, dated January 15, 2016
  3. ENOI letter, License Amendment Request to Revise the James A. FitzPatrick Emergency Plan to Address the Permanently Defueled Condition, JAFP-16-0012, dated February 4, 2016
  4. ENOI letter, Withdrawal of Certification of Permanent Cessation of Power Operations, CNRO-17-00001, dated January 4, 2017

Dear Sir or Madam:

Pursuant to 10 CFR 50.90, Entergy Nuclear Operations Inc. (ENOI) submitted requests for License Amendments toward plans to permanently cease power operations at James A. FitzPatrick Power Plant (JAF) [Reference 1]. These plans changed with the pending sale of JAF to Exelon Generation and continued power operations [Reference 4]. This letter addresses the cancellation of open requests to the NRC and regulatory commitments made pursuant to ceasing power operations.

On January 15, 2016, a request to revise the JAF Technical Specification Administrative Controls was made in Reference 2 (CAC No. MF7280). Based on the decision to continue operations, ENOI is withdrawing this amendment application.

On February 4, 2016, a request to revise the JAF Emergency Plan was made in Reference 3 (CAC No. MF7347). Based on the decision to continue operations, ENOI is withdrawing this amendment application. Regulatory commitments made toward this application have been canceled and are summarized in the Attachment.

The regulatory commitment made in Reference 1 to cease power operations on January 27, 2017 per 10 CFR 50.82(a)(1)(i) has been canceled. A summary of this change may be found in the Attachment.

This letter contains no new regulatory commitments. If you have any questions regarding this submittal, please contact William C. Drews, Regulatory Assurance Manager, at 315-349-6562.

I declare under penalty of perjury that the foregoing is true and correct. Executed on the 13<sup>th</sup> day of January 2017.

Sincerely,

A handwritten signature in black ink, appearing to read 'BRS', with a long horizontal flourish extending to the right.

Brian R. Sullivan  
Site Vice President

BRS/WCD/mh

Attachment: Regulatory Commitments

cc: Director, Office of Nuclear Reactor Regulation  
NRC Regional Administrator - Region I  
NRC Resident Inspector  
NRC Project Manager, NRR  
NYSPSC  
NYSERDA

**JAFP-17-0004**

**Attachment**

**Regulatory Commitments**

**(1 Page)**

### Regulatory Commitments

This table identifies actions discussed in this letter that ENOI commits to perform. Any other actions discussed in this submittal are described for the NRC's information and are not commitments.

Number	Text	SCHEDULED COMPLETION DATE	
		Original	Revised
Source: JAFP-16-0045 dated March 16, 2016			
18494	James A. FitzPatrick Nuclear Power Plant will cease operations per 10 CFR 50.82(a)(1)(i) on January 27, 2017.	January 27, 2017	Canceled
Source: JAFP-16-0012 dated February 4, 2016			
18493	Revise applicable fuel handling procedures to require that a Chemistry Technician be on-site or the radiation monitors listed in the gaseous effluent EALs are in service as a prerequisite to handling or moving spent fuel.	Prior to permanent removal of fuel from the JAF reactor vessel	Canceled
Source: JAFP-16-0113 dated July 6, 2016			
18495	Provide the State of New York with a proposed markup of Procedure H of the New York State Comprehensive Emergency Management Plan, Radiological Hazards Annex for Fixed Nuclear Facilities that addresses the elimination of ERDS.	Prior to the disposition of ERDS in accordance with the requirements in 10 CFR 50.54(q).	Canceled
18496	Notify the State of New York and Oswego County of the termination of the ERDS link.	Prior to the termination of ERDS.	Canceled
Source: JAFP-16-0130 dated August 10, 2016			
18498	JAF will conduct one or more drills involving the loss of spent fuel pool (SFP) cooling and/or inventory to demonstrate the ability to implement the major elements of the Post Shutdown Emergency Plan (PSEP), and communications/coordination with offsite response organizations, including at the Joint Information Center (JIC).	Prior to implementation of the PSEP.	Canceled
18499	JAF will provide the NRC and FEMA with advanced notice and an opportunity to observe PSEP implementation drill activities by providing a schedule of drill(s) to be conducted to the NRC through the Office of Nuclear Reactor Regulation Project Manager. JAF will offer New York State and Oswego County emergency response organizations the opportunity to participate in the drill(s).	Within 21 days of development of a schedule with which PSEP implementation drills will be conducted.	Canceled