

August 29, 2000

Mr. Michael R. Kansler
Senior Vice President and Chief Operating Officer
Entergy Nuclear Indian Point 3, LLC
Entergy Nuclear Operations, Inc.
123 Main Street
White Plains, NY 10601

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE -
INDIAN POINT NUCLEAR GENERATING UNIT NO. 3 (TAC NO. MA8948)

Dear Mr. Kansler:

By your application and affidavit dated May 12, 2000, you submitted "Transfer of Facility Operating License and Proposed License Amendment for Indian Point Nuclear Generating Unit No. 3" and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. Your letter dated May 12, 2000 included certain proprietary and nonproprietary information. A nonproprietary copy of this document has been placed in the NRC public document room and added to the Agencywide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS) Library.

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. This information is and has been held in confidence by Entergy Nuclear IP3 [Entergy Nuclear Indian Point 3 LLC] and ENO [Entergy Nuclear Operations].
2. This information is of a type that is held in confidence by Entergy Nuclear IP3 and ENO and there is a rational basis for doing so because the information contains sensitive financial, corporate, and commercial information concerning Entergy Nuclear IP3 and ENO's projected revenues and operating expenses as well as confidential financial and organizational information concerning affiliated companies.
3. This information is being transmitted to the NRC in confidence.
4. This information is not available in public sources and could not be gathered readily from other publicly available information.
5. Public disclosure of this information would create substantial harm to the competitive position of Entergy Nuclear IP3 and ENO by disclosing Entergy Nuclear IP3 and ENO's internal financial projections, confidential financial and corporate information of affiliated companies, and the commercial terms of a unique transaction to other parties whose commercial interests may be adverse to those of Entergy Nuclear IP3 and ENO.

The version of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.790(a)(4) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

M. Kansler

- 2 -

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-1441.

Sincerely,

/RA/

George F. Wunder, Project Manager, Section 1
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-286

cc: See next page

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-1441.

Sincerely,

/RA/

George F. Wunder, Project Manager, Section 1
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-286

cc: See next page

DISTRIBUTION:

- PUBLIC
- PDI-1 R/F
- E. Adensam
- M. Gamberoni
- S. Little
- G. Wunder
- M. P. Siemien, OGC
- M. Oprendeck

Accession Number:

OFC	LA/PDI-1	PM/PDI-1	SC/PDI-1	OGC
NAME	SLittle	GWunder	MGamberoni	MPSiemien
DATE	8/9/00	08/09/00	8/27/00	8/22/00

OFFICIAL RECORD COPY

Indian Point Nuclear Generating
Station Unit No. 3

Mr. Gerald C. Goldstein
Assistant General Counsel
Power Authority of the State
of New York
1633 Broadway
New York, NY 10019

Resident Inspector's Office
U. S. Nuclear Regulatory Commission
P.O. Box 136
Lycoming, NY 13093

Mr. Harry P. Salmon, Jr.
Vice President - Engineering
Power Authority of the State of New York
123 Main Street
White Plains, NY 10601

Ms. Charlene D. Faison
Director Nuclear Licensing
Power Authority of the State of New York
123 Main Street
White Plains, NY 10601

Supervisor
Town of Scriba
Route 8, Box 382
Oswego, NY 13126

Mr. Eugene W. Zeltmann
President & Chief Operating Officer
Power Authority of the State of New York
30 South Pearl Street
Albany, NY 12207-3425

Charles Donaldson, Esquire
Assistant Attorney General
New York Department of Law
120 Broadway
New York, NY 10271

Mr. Paul Eddy
New York State Dept. of
Public Service
3 Empire State Plaza, 10th Floor
Albany, NY 12223

Mr. F. William Valentino, President New
York State Energy, Research,
and Development Authority
Corporate Plaza West
286 Washington Ave. Extension
Albany, NY 12203-6399

Regional Administrator, Region I
U. S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406

Mr. Robert J. Barrett
Plant Manager
Indian Point 3 Nuclear Power Plant
P.O. Box 215
Buchanan, NY 10511

Resident Inspector
Indian Point 3 Nuclear Power Plant
U. S. Nuclear Regulatory Commission
P.O. Box 337
Buchanan, NY 10511

Mr. Charles W. Jackson, Manager
Nuclear Safety & Licensing
Consolidated Edison Company
of New York, Inc.
Broadway and Bleakley Avenues
Buchanan, NY 10511

Mayor, Village of Buchanan
236 Tate Avenue
Buchanan, NY 10511

Mr. Richard L. Patch, Director
Quality Assurance
Power Authority of the State of New York
123 Main Street
White Plains, NY 10601

Michael J. Colomb
Site Executive Officer
James A. FitzPatrick Nuclear Power Plant
P.O. Box 41
Lycoming, NY 13093

Indian Point Nuclear Generating
Station Unit No. 3

David Lochbaum
Nuclear Safety Engineer
Union of Concerned Scientists
1707 H Street, NW., Suite 600
Washington, DC 20006

Oswego County Administrator Jack Tierney
46 East Bridge Street
Oswego, New York 13126

Mr. James Knubel
Chief Nuclear Officer
Power Authority of the State of New York
123 Main Street
White Plains, NY 10601