

August 3, 2006

Mr. John M. Heffley, Vice President
Chief Nuclear Officer
Constellation Generation Group
1997 Annapolis Exchange Parkway
Annapolis, MD 21401

SUBJECT: R.E. GINNA NUCLEAR POWER PLANT, CALVERT CLIFFS NUCLEAR POWER PLANT, UNIT NOS. 1 AND 2, NINE MILE POINT NUCLEAR STATION, UNIT NOS. 1 AND 2, AND CALVERT CLIFFS INDEPENDENT SPENT FUEL STORAGE INSTALLATION - ORDERS APPROVING APPLICATION REGARDING PROPOSED CORPORATE MERGER (TAC NOS. MC9620, MC9621, MC9622, MC9623, AND MC9624)

Dear Mr. Heffley:

The U.S. Nuclear Regulatory Commission (NRC) staff has completed its review of the application dated January 23, 2006, as supplemented by letters dated April 25 and May 25, 2006, filed by Constellation Generation Group, LLC, on behalf of R.E. Ginna Nuclear Power Plant, LLC, Calvert Cliffs Nuclear Power Plant, Inc., and Nine Mile Point Nuclear Station, LLC, for the R.E. Ginna Nuclear Power Plant, Calvert Cliffs Nuclear Power Plant, Unit Nos. 1 and 2, Nine Mile Point Nuclear Station, Unit Nos. 1 and 2, and Calvert Cliffs Independent Spent Fuel Storage Installation. The application, pursuant to Sections 50.80 and 72.50 of Title 10 of the *Code of Federal Regulations*, sought approval of the proposed indirect transfer of the licenses, as held by the foregoing licensees, to the extent effected by the proposed merger of Constellation Energy Group, Inc., and FPL Group, Inc. The enclosed Orders (Enclosure 1) approve the proposed indirect license transfers. The Orders will be placed in the NRC public document room (PDR), added to the Agencywide Documents Access and Management System Publicly Available Records System (ADAMS PARS) Library and will be forwarded to the Office of the Federal Register for publication.

Enclosure 2 is the NRC staff's safety evaluation (SE) related to the preceding actions. In your January 23, 2006, application, as supplemented, you provided certain confidential commercial information relating to projected income statements, which you requested to be withheld from public disclosure pursuant to 10 CFR 2.390(a)(4) and 10 CFR 9.17(a)(4). On June 8, 2006, the NRC notified you that it had reviewed your request and determined that the information sought to be withheld did contain proprietary commercial information and would be withheld from public disclosure. Since some of this proprietary information is discussed in the SE, Enclosure 2 will

J. M. Heffley

- 2 -

be withheld from public disclosure. Enclosure 3 is a nonproprietary version of the SE that will be placed in the NRC Public Document Room and will be accessible electronically through the Agencywide Documents Access and Management System.

Sincerely,

/RA/

Patrick D. Milano, Senior Project Manager
Plant Licensing Branch I-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-244, 50-317, 50-318,
50-220, 50-410, and 72-8

Enclosures:

1. Orders
2. Safety Evaluation (Proprietary version)
3. Safety Evaluation (Nonproprietary version)

cc w/encls 1 and 3: See next page

be withheld from public disclosure. Enclosure 3 is a nonproprietary version of the SE that will be placed in the NRC Public Document Room and will be accessible electronically through the Agencywide Documents Access and Management System.

Sincerely,

/RA/

Patrick D. Milano, Senior Project Manager
Plant Licensing Branch I-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-244, 50-317, 50-318,
50-220, 50-410, and 72-8

Enclosures:

- 1. Orders
- 2. Safety Evaluation (Proprietary version)
- 3. Safety Evaluation (Nonproprietary version)

cc w/encls 1 and 3: See next page

DISTRIBUTION:

PUBLIC

LPLI-1 r/f

J. Dyer/M. Weber	RidsNrrOd
B. Boger	RidsNrrAdro
S. Collins	RidsRgn1MailCenter
C. Haney	RidsNrrDorl
W. Brach	RidsNmssSfpo
R. Laufer	RidsNrrDorlLpII-1
P. Milano	RidsNrrPMPMilano
S. Little	RidsNrrLASLittle
T. Reed	RidsNrrDprPfpb
M. Dusaniwskyj	
T. Boyce	RidsNrrDirsltsb
C. Anderson	RidsRgn1MailCenter
S. Burnell, OPA	RidsOpaMailCenter
Susan Uttal, OGC	RidsOgcRp
ACRS	RidsAcrsAcnwMailCenter
SECY	RidsSecyMailCenter
B. Sousa, EDO	RidsEdoMailCenter

ACCESSION NO: ML061520158

OFFICE	LPLI-1/PM	LPLI-1/LA	SPFB/BC	LPLI-1/BC
NAME	PMilano	SLittle	BWetzel	RLaufer
DATE	07/20/06	07/26/06	06/19/06	07/12/06

OFFICE	NMSS/SFPO	OGC	DORL/D
NAME	CRegan	SUttal	CHaney
DATE	07/29/06	07/28/06	08/03/06

Constellation Energy Generation Group

Calvert Cliffs Nuclear Power Plant, Unit Nos. 1 and 2
R.E. Ginna Nuclear Power Plant
Nine Mile Point Nuclear Station, Unit Nos. 1 and 2

cc w/encls 1 and 3:

Mr. Michael J. Wallace
President
R.E. Ginna Nuclear Power Plant, LLC
c/o Constellation Energy
750 East Pratt Street
Baltimore, MD 21202

Mr. James A. Spina, Vice President
Calvert Cliffs Nuclear Power Plant, Inc.
Calvert Cliffs Nuclear Power Plant
1650 Calvert Cliffs Parkway
Lusby, MD 20657-4702

Mrs. Mary G. Korsnick
Vice President R.E. Ginna Nuclear Power
Plant
R.E. Ginna Nuclear Power Plant, LLC
1503 Lake Road
Ontario, NY 14519

Mr. Timothy J. O'Connor
Vice President Nine Mile Point
Nine Mile Point Nuclear Station, LLC
P.O. Box 63
Lycoming, NY 13093

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

Mark Giles, Sr. Resident Inspector
U.S. Nuclear Regulatory Commission
P.O. Box 287
St. Leonard, MD 20685

Kenneth Kolaczyk, Sr. Resident Inspector
R.E. Ginna Nuclear Power Plant
U.S. Nuclear Regulatory Commission
1503 Lake Road
Ontario, NY 14519

Gordon Hunegs, Sr. Resident Inspector
U.S. Nuclear Regulatory Commission
P.O. Box 126
Lycoming, NY 13093

Mr. R. I. McLean, Manager
Nuclear Programs
Power Plant Research Program
Maryland Department of Natural Resources
580 Taylor Avenue (B wing, 3rd floor)
Tawes State Office Building
Annapolis, MD 21401

Mr. Peter R. Smith, President
New York State Energy, Research, and
Development Authority
17 Columbia Circle
Albany, NY 12203-6399

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

Mr. Louis Larragoite
Director, Regulatory Matters
Calvert Cliffs Nuclear Power Plant
1650 Calvert Cliffs Parkway
Lusby, MD 20657-4702

President
Calvert County Board of
Commissioners
175 Main Street
Prince Frederick, MD 20678

Ms. Kristen A. Burger, Esquire
Maryland People's Counsel
6 St. Paul Centre
Suite 2102
Baltimore, MD 21202-1631

Constellation Energy Generation Group

cc w/encls 1 and 3:

Ms. Patricia T. Birnie, Esquire
Co-Director
Maryland Safe Energy Coalition
P.O. Box 33111
Baltimore, MD 21218

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

Ms. Thelma Wideman, Director
Wayne County Emergency Management
Office
Wayne County Emergency Operations
Center
7336 Route 31
Lyons, NY 14489

Ms. Mary Louise Meisenzahl
Administrator, Monroe County
Office of Emergency Preparedness
1190 Scottsville Road, Suite 200
Rochester, NY 14624

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

Mr. James R. Evans
LIPA
P.O. Box 129
Lycoming, NY 10393

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

C. Adrienne Rhodes
Chairman and Executive Director
State Consumer Protection Board
5 Empire State Plaza, Suite 2101
Albany, NY 12223-1556

Mr. Mark J. Wetterhahn, Esquire
Winston & Strawn
1700 K Street, NW
Washington, DC 20006

Mr. Roy Hickok
NRC Technical Training Center
5700 Brainerd Road
Chattanooga, TN 37411-4017

Constellation Energy Generation Group Calvert Cliffs Nuclear Power Plant, Unit Nos. 1 and 2
R.E. Ginna Nuclear Power Plant
Nine Mile Point Nuclear Station, Unit Nos. 1 and 2

cc w/encls 1, 2, and 3:

Mr. John M. Heffley
Senior Vice President and
Chief Nuclear Officer
Constellation Generation Group
1997 Annapolis Exchange Parkway
Suite 500
Annapolis, MD 21401

Mr. Carey Fleming, Esquire
Sr. Counsel - Nuclear Generation
Constellation Generation Group, LLC
750 East Pratt Street, 17th floor
Baltimore, MD 21202