



Vista 360°

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Friday, September 2, 2011

Edward Williamson  
Assistant General Counsel  
**U.S. Nuclear Regulatory Commission**  
Washington, D.C. 20555-001

Subject : Zion Nuclear Power Station  
Facility Operating License Nos. DPR-39 and DPR-48  
NRC Docket Nos. 50-295 and 50-304

Dear Mr. Williamson,

The NRC's web site indicates that you are the legal authority where applications for license amendments, renewals and transfers are the subject matter.

Since 2007, Vista 360 has been engaged in the Decommissioning & Site Restoration plan relating to the Zion Nuclear Power Station which has recently commenced pursuant to the License Transfers of September 2010.

We are seeking formal clarification and any referenced information you might be able to provide or direct us to about Decommissioning Trust Funds applicable to the above referenced License Nos. and Docket Nos.

**Questions:**

Who owns the Decommissioning Trust Fund balances, the rate-payers or the utility (licensee)?

What legal authority does the current and new Licensee, Zion Solutions LLC (not a public Utility) have in unilaterally appointing and empowering a new trustee and then conveying Decommissioning Trust Fund balances accordingly?

Thank you and if this subject matter is memorialized at the NRC somewhere that coherently addresses this subject are please advise us accordingly along with your response to our questions.

Sincerely,

Tom Rielly  
Executive Principal

Enclosure

## Community Solutions Service Background

Vista 360 is a volunteer Leadership group involved with problem solving issues that have a public dimension. We are composed of scientists, engineers, business executives and academics who unilaterally and independently engage issues that have a potential impact on the public.

All volunteer participants are welcome but in essence, we are skills based critical thinkers who bring decades of work history, knowledge capital and life experiences to problem identification, definition, resolution and solution. As citizen experts, Vista 360 believes it can make a constructive positive contribution to problem solving complex issues in the public domain where actionable plans come into play.

Since 2007, Vista 360 has been engaged in the proposed License Transfer & Decommissioning of the Zion Nuclear Power Station which is an Exelon Corporation asset. The currently pending transaction between Exelon Corporation and Energy Solutions, Inc. and as reviewed by the U.S. Nuclear Regulatory Commission involves the unprecedented License Transfer and then the multi-year Decommissioning of the Zion Facility using a dedicated Decommissioning Trust Fund that has been financed by the rate paying public in the Northern Illinois service area. The Zion Nuclear Power Station Decommissioning Trust Funds have currently accrued to a level of \$ 890,000,000 as of July 30th, 2010 which will be drawn down to meet the capital needs of the project.

Transparency and full disclosure have been ongoing challenges since the conceptual onset of the innovative Decommissioning model which is now pending. Vista 360 is NOT anti-nuclear, anti-utility, anti-contractor or anti-plan as we understand it. We are pro-public and feel that this segment of the stakeholder universe has been marginalized by the system and the proposed business model for the project so we have been working on an engagement strategy that addresses the upcoming Decommissioning term which will begin shortly and unfold during various phases until about 2020.

Vista 360 looks forward to addressing the opportunities and challenges that lie ahead.

On September 1, 2010 which is also the effective date, the U.S. Nuclear Regulatory Commission finalized the transfer of the possession license for the Zion Nuclear Power Station from Exelon Generating LLC to Zion Solutions LLC. The Zion Nuclear Power Station is a two unit facility located 40 miles north of Chicago, IL on Lake Michigan.

Tom Rielly – Executive Principal