



Constellation Energy Nuclear Group, LLC

**Maria Korsnick**  
Senior Vice President, Northeast Operations  
Chief Nuclear Officer, CENG

100 Constellation Way  
Suite 500P  
Baltimore, MD 21202

410-470-5133 Office  
443-213-6739 Fax  
[www.exeloncorp.com](http://www.exeloncorp.com)  
[maria.korsnick@exeloncorp.com](mailto:maria.korsnick@exeloncorp.com)

10 CFR 50.90

January 23, 2015

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

Calvert Cliffs Nuclear Power Plant, Units 1 and 2  
Renewed Facility Operating License Nos. DPR-53 and DPR-69  
Docket Nos. 50-317 and 50-318

Calvert Cliffs Independent Spent Fuel Storage Installation  
Materials License No. SNM-2505  
Docket No. 72-8

Subject: Withdrawal of Application for Preemption Authority Pursuant to Section 161a of the Atomic Energy Act and License Amendment Request for Calvert Cliffs Nuclear Power Plant

- References:
1. EA-13-092, "Order Designating an Interim Class of NRC-Licensed Facilities that are Eligible to Apply to the Commission for Authorization to Use the Authority Granted Under the Provisions of Section 161a of the Atomic Energy Act of 1954, as Amended," dated June 5, 2013
  2. Letter from J. A. Spina (Constellation Energy Nuclear Group, LLC ) to U.S. Nuclear Regulatory Commission, "Application for Preemption Authority Pursuant to Section 161a of the Atomic Energy Act and License Amendment Request," dated August 14, 2013
  3. Letter from M. G. Evans (U.S. Nuclear Regulatory Commission) to the Interim Eligible Class of NRC Licensed Facilities, Request for Additional Information Concerning Preemption Authority, dated May 1, 2014
  4. Letter from B. S. Montgomery (Exelon Generation Company, LLC) to U.S. Nuclear Regulatory Commission, "Response to Request for Additional Information Concerning Preemption Authority," dated May 14, 2014

5. Letter from M. G. Korsnick (Constellation Energy Nuclear Group, LLC, Exelon Generation Company, LLC) to U.S. Nuclear Regulatory Commission, "Application for Preemption Authority Pursuant to Section 161a of the Atomic Energy Act and License Amendment Request," dated January 16, 2015
6. Letter from Sandra Benson Brantley (Attorney General of Maryland, Counsel to the General Assembly) to Thomas V. Mike Miller, Jr. (President of the Senate, Maryland General Assembly), dated January 15, 2015

In Reference 1, NRC designated an interim class of licensed facilities eligible to apply for preemption authority to allow the possession and use of firearms, ammunition, and other devices such as large-capacity ammunition feeding devices, notwithstanding local, State, and certain Federal firearms laws that may prohibit such possession and use. In Reference 2, Constellation Energy Nuclear Group, LLC applied for Commission approval to use the preemption authority allowed by Section 161a of the Atomic Energy Act for its licensed facilities at Calvert Cliffs Nuclear Power Plant, Nine Mile Point Nuclear Station, and the R.E. Ginna Nuclear Power Plant.

In the Reference 3 letter, the U.S. Nuclear Regulatory Commission requested additional information. Reference 4 provided the response to the NRC's request. In the Reference 5 letter, Consent and Hearing Waiver Forms were provided for the Nine Mile Point Nuclear Station and R.E. Ginna Nuclear Power Plant.

In Reference 6, the Attorney General of Maryland concluded that, "if the NRC authorizes the weapons for use by security personnel at the Calvert Cliffs Nuclear Plant as part of the required security plan, [then] the facility falls within the exemption provided in State law." In view of this determination, we are withdrawing our request for the Calvert Cliffs Nuclear Power Plant.

There are no commitments contained in this letter.

If you have any questions about this letter, then please contact T. Loomis at (610) 765-5510.

Respectfully,



Mary G. Korsnick

Chief Nuclear Officer, Constellation Energy Nuclear Group, LLC

Senior Vice President, Northeast Operations, Exelon Generation Company, LLC