



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

August 4, 2016

Vice President, Regulatory Assurance
Entergy Nuclear Operations, Inc.
1340 Echelon Parkway
Jackson, MS 39213

SUBJECT: INDIAN POINT NUCLEAR GENERATING UNIT NO. 3 AND JAMES A.
FITZPATRICK NUCLEAR POWER PLANT – CHANGE IN CORPORATE FORM
OF ENTERGY NUCLEAR HOLDING COMPANY (CAC NOS. MF7452 AND
MF7453)

Dear Sir or Madam:

By letter dated February 25, 2016 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML16056A485), Entergy Nuclear Operations, Inc., on behalf of Entergy Nuclear New York Investment Company I (ENNYIC), submitted notice for a planned conversion of ENNYIC from a Delaware corporation to a Delaware limited liability company and for a subsequent loan of funds via a creditor agreement that provides an equity interest to the creditor upon default. The creditor is Entergy Power BJE Holding, Ltd., a wholly-owned subsidiary of Entergy Corp. that is incorporated in the Cayman Islands. The notice of the creditor agreement was supplemented by letter dated March 21, 2016 (ADAMS Accession No. ML16081A370), to increase the potential equity interest upon default from 10 percent to 25 percent.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed the conversion of ENNYIC from a Delaware corporation to a Delaware limited liability company and has determined that the actions are administrative in nature, as codified in the General Corporation Law of Delaware (Sections 228 and 266), and that no substantive changes to the licensee's arrangements or ability to own, operate, or decommission the James A. FitzPatrick Nuclear Power Plant or the Indian Point Nuclear Generating, Unit No. 3, will result from the name change. In addition, the credit agreement, as supplemented, is compliant with 10 CFR 50.81, "Creditor regulations," and does not require a review under 10 CFR 50.38, "Ineligibility of certain applicants," until such time as a default occurs.

The NRC staff has completed its review and has no further questions at this time.

Please contact Thomas Wengert at (301) 415-4037, or by e-mail at Thomas.Wengert@nrc.gov, if you have any questions on this issue.

Sincerely,

A handwritten signature in black ink, appearing to read 'Shaun M. Anderson', with a stylized flourish extending to the right.

Shaun M. Anderson, Acting Chief
Plant Licensing IV-2 and Decommissioning
Transition Branch
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-333, 72-012, 50-286,
and 72-051

cc: Distribution via Listserv

The NRC staff has completed its review and has no further questions at this time.

Please contact Thomas Wengert at (301) 415-4037, or by e-mail at Thomas.Wengert@nrc.gov, if you have any questions on this issue.

Sincerely,

/RA/

Shaun M. Anderson, Acting Chief
Plant Licensing IV-2 and Decommissioning
Transition Branch
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-333, 72-012, 50-286,
and 72-051

cc: Distribution via Listserv

DISTRIBUTION:

PUBLIC

RidsNrrPMIndianPoint Resource

RidsRgn1MailCenter Resource

ABurritt, R1

LPL1-1 R/F

RidsNrrDorLpl1-1 Resource

RidsNrrPMFitzPatrick Resource

RidsNrrDorLDpr Resource

RidsNrrDirslfib Resource

LPL4-2 R/F

RidsNrrDorLpl4-2 Resource

RidsACRS_MailCTR Resource

RMurray, IFIB

RidsNrrLAPBlechman Resource

ADAMS Accession No.: ML16195A021

*by memorandum dated

OFFICE	NRR/DOR/LPL4-2/PM	NRR/DORL/LPL4-2/LA	NRR/DIRS/IFIB/BC*	OGC - NLO
NAME	TWengert	PBlechman	ABowers	BMizuno
DATE	7/26/2016	7/20/2016	6/22/16	7/29/2016
OFFICE	NRR/DORL/LPL1-1/PM	NRR/DORL/LPL3-2/BC	NRR/DORL/LPL4-2/BC(A)	
NAME	DPickett	TTate	SAnderson	
DATE	7/26/2016	8/4/2016	8/4/2016	

OFFICIAL RECORD COPY