

February 10, 2017

Diane Render, Project Manager
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
One White Flint North, 8C2A
11555 Rockville Pike
Rockville, MD 20852-2738

Re: Proposed license amendment for transfer of FitzPatrick Nuclear Power Plant license from Entergy Nuclear Operations, Inc. to Exelon Generation Company, LLC.

Dear Ms. Render:

The State of New York welcomes the opportunity to provide the enclosed comments on the August 18, 2016 proposed license amendment.

If you have any questions or concerns, please contact me.

Sincerely,



Alyse Peterson
Senior Project Manager
State Liaison Officer – Designee

New York State Energy Research and Development Authority

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Written Comments Submitted by the State of New York
Concerning Proposed License Amendment Regarding Transfer of the James A. FitzPatrick
Nuclear Plant from Entergy Nuclear Operations, Inc. to Exelon Generation Company, LLC
(Operating License DPR-59)

In regard to the proposed transfer of the James A. FitzPatrick Nuclear Power Plant (FitzPatrick) from Entergy Nuclear Operations, Inc. (Entergy) to Exelon Generation Company, LLC (Exelon) (pending in Docket ID NRC-2016-0195), the New York State Department of Public Service advises that the New York State Public Service Commission (NYPSC) has granted its approval of the transfer, as required under the New York Public Service Law (PSL). In an Order issued on November 17, 2016, the NYPSC approved the transfer of the FitzPatrick facility and related assets from Entergy to Exelon, and clarified the application of certain regulatory matters under the PSL. The Order may be obtained by accessing the NYPSC's website at <http://www3.dps.ny.gov/W/PSCWeb.nsf/All/FCFC9542CC5BE76085257FE300543D5E?OpenDocument> and entering Case Number "16-E-0472" in the input box labeled "Search by Case Number."