



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

March 20, 2017

Mr. Gregory G. DiCarlo
Vice President & General Counsel
NorthStar Group Services, Inc.
35 Corporate Drive, Suite 1155
Trumbull, CT 06611

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION APPROVAL OF NORTHSTAR
REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
REGARDING LICENSE TRANSFER FOR THE VERMONT YANKEE NUCLEAR
POWER STATION

Dear Mr. DiCarlo:

By letter dated February 9, 2017, Entergy Nuclear Operations, Inc., on behalf of itself and Entergy Nuclear Vermont Yankee, LLC and NorthStar Nuclear Decommissioning Company, LLC (NorthStar) submitted an "Application for Order Consenting to Direct and Indirect Transfers of Control of Licenses and Approving Conforming License Amendment and Notification of Amendment to Decommissioning Trust Agreement" (Application) for the Vermont Yankee Nuclear Power Station. The letter requested that Enclosure 1P of the Application, entitled "Membership Interest Purchase and Sale Agreement," which contains confidential commercial and financial information, be withheld from public disclosure pursuant to Title 10 of *the Code of Federal Regulations* (10 CFR), Part 2, Section 2.390. Included in the Application was an affidavit dated February 8, 2017, executed by you, requesting the same.

A nonproprietary copy of the Membership Interest Purchase and Sale Agreement, which was included as Enclosure 1 of the Application, has been placed in the U.S. Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

The affidavit requested that Enclosure 1P, which was labeled "CONFIDENTIAL INFORMATION SUBMITTED UNDER 10 CFR 2.390", be withheld from public disclosure under the provisions of 10 CFR 2.390(a)(4) for the following reasons:

1. Enclosure 1P contains confidential commercial information, the disclosure of which would adversely affect NorthStar.
2. This information has been held in confidence by NorthStar. To the extent that NorthStar has shared this information with others, it has done so on a confidential basis.

3. NorthStar customarily keeps such information in confidence, and there is a rational basis for holding such information in confidence. The information is not available from public sources and could not be gathered readily from other publicly available information.

4. Public disclosure of this information would cause substantial harm to NorthStar's business interests because such information has significant commercial value to NorthStar and its disclosure could adversely affect other NorthStar transactions.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, Enclosure 1P to the Application, marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.390(a)(4), 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended. Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions regarding this matter, I may be reached at 301-415-6634.

Sincerely,

/RA/

Jack D. Parrott, Senior Project Manager
Reactor Decommissioning Branch
Division of Decommissioning, Uranium Recovery
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Docket No.: 50-271
License No.: DPR-28

cc: Mr. Stephen A. Scheurich
Entergy Wholesale Commodities

Ms. Susan H. Ramio
Entergy Services, Inc.

Mr. David R. Lewis
Pillsbury Winthrop Shaw Pittman LLP

Mr. John E. Matthews
Morgan, Lewis & Bockius LLP

U.S. NUCLEAR REGULATORY COMMISSION APPROVAL OF NORTHSTAR REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE REGARDING LICENSE TRANSFER FOR THE VERMONT YANKEE NUCLEAR POWER STATION – **March 20, 2017**

DISTRIBUTION:

Public VY ListServ DCD R/F

ML17068A032 * by email

OFFICE	DUWP:PM	DUWP:LA	DUWP:BC	OGC*	DUWP:PM
NAME	J. Parrott	C. Holston	B. Watson	B. Mizuno	J. Parrott
DATE	3/9/17	3/9/17	3/16/17	3/16/17	3/20/17

OFFICIAL RECORD COPY