

## **NRR-PMDAPem Resource**

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**From:** Venkataraman, Booma  
**Sent:** Wednesday, August 09, 2017 1:47 PM  
**To:** Helker, David P:(GenCo-Nuc)  
**Cc:** Williams, Christian D:(GenCo-Nuc); Danna, James  
**Subject:** ACCEPTANCE REVIEW: FitzPatrick- Application for Order Approving Transfer of Direct Ownership under Renewed Facility Operating License and Proposed Conforming License Amendment (CAC No. MG0014)

**Expires:** Sunday, October 08, 2017 12:00 AM

By letter dated July 24, 2017 (Agencywide Documents Access and Management System Accession No. ML17206A395), Exelon Generation Company, LLC (Exelon Generation), and its wholly owned subsidiary, Exelon FitzPatrick, LLC (Exelon FitzPatrick), submitted an application for an order approving the transfer of direct ownership of the James A. FitzPatrick Nuclear Power Plant (FitzPatrick) from Exelon Generation to Exelon FitzPatrick under Renewed Facility Operating License No. DPR-59 (License) and the generally licensed FitzPatrick Independent Spent Fuel Storage Installation (ISFSI) (collectively, FitzPatrick and ISFSI are referred to as the "Facility"). The applicants also requested that the U.S. Nuclear Regulatory Commission (NRC) approve a conforming administrative amendment to the License to reflect the proposed transfer of direct ownership of the Facility from Exelon Generation to Exelon FitzPatrick.

The purpose of this letter is to provide the results of the NRC staff's acceptance review of the above request. The acceptance review was performed to determine if there is sufficient technical information in scope and depth to allow the NRC staff to complete its detailed technical review. The acceptance review is also intended to identify whether the application has any readily apparent information insufficiencies in its characterization of the regulatory requirements or the licensing basis of the plant.

Consistent with Section 50.80 of Title 10 of the *Code of Federal Regulations* (10 CFR), an application for transfer of a license shall include as much of the information as described in Sections 50.33 and 50.34 of 10 CFR 50, with respect to identity and technical and financial qualifications of the proposed transferee. Also, consistent with 10 CFR 50.90, an amendment to the license must fully describe the changes requested, and following, as far as applicable, the form prescribed for original applications. Section 50.34 of 10 CFR addresses the content of technical information required. This section stipulates that the submittal address the design and operating characteristics, unusual or novel design features, and principal safety considerations.

The NRC staff has reviewed your submittal and concluded that it does provide technical information in sufficient detail to enable the staff to proceed with its detailed technical review and make an independent assessment regarding the acceptability of the proposed license transfer request in terms of regulatory requirements and the protection of public health and safety and the environment. Given the lesser scope and depth of the acceptance review as compared to the detailed technical review, there may be instances in which issues that impact the NRC staff's ability to complete the detailed technical review are identified, despite completion of an adequate acceptance review. You will be advised of any further information needed to support the NRC staff's detailed technical review by separate correspondence.

Based on the information provided in your submittal, the NRC staff has estimated that the license transfer request will take approximately 320 hours to complete. The NRC staff expects to complete the review of the licensing action by November 17, 2017. If there are emergent complexities or challenges in our review that would cause changes to the initial forecasted completion date or significant changes in the forecasted hours, the reasons for the changes, along with the new estimates, will be communicated during routine interactions with the assigned project manager.

These estimates are based on the NRC staff's initial review of the application and they could change due to several factors, including requests for additional information, unanticipated addition of scope to the review, and review by NRC advisory committees or hearing-related activities. Additional delay may occur if the submittal is provided to the NRC in advance or in parallel with industry program initiatives or pilot applications.

If you have any questions, please contact me at (301) 415-2934 or by e-mail.

Sincerely, Booma

**Booma Venkataraman, P.E.**

*Project Manager, NRR/DORL/LPL1*

*Office of Nuclear Reactor Regulation*

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