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Serial: NPD-NRC 2017-014
November 1, 2017

10 CFR 52.3
10 CFR 52.110

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

Levy Nuclear Plant (LNP) Units 1 & 2
Combined License Nos. NPF-99 and NPF-100
Docket Nos. 52-029 & 52-030

Subject: Duke Energy Florida (DEF), LNP Units 1 & 2 Notification of Termination of Project

The purpose of this letter is to formally notify the NRC as required by 10 CFR 52.110(a)(1) that as of August 29, 2017, DEF announced it will no longer move forward with building the Levy Nuclear Plant (LNP) and placed the project in an abandoned status, consistent with the NRC's policy statement on deferred and terminated plants (52 Fed. Reg. 38,077). The announcement was part of a revised settlement agreement on future rates of return filed with the Florida Public Service Commission (FPSC). The agreement states that the company will no longer move forward with building the LNP project and customers will not pay any further costs associated with the project. The settlement agreement was approved by the FPSC on October 25, 2017.

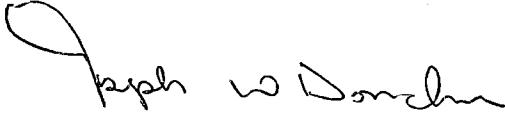
Within 90 days from the date of this letter, DEF plans to submit an application for termination of license, along with a License Termination Plan for disposition of the combined licenses (COLs) (NPF-99 and NPF-100) in accordance with 10 CFR 52.110(i). Until the COLs have been terminated, DEF will continue to adhere to the Commission's regulations and terms of the COLs. There is no nuclear fuel, other byproduct, source, or special nuclear material, or Safeguards Information on the site. DEF requests that the NRC staff avoid unnecessary inspections or licensing reviews given the status of LNP Units 1 & 2.

As a Part 52 licensee, Duke is required by 10 CFR 50.71(e)(3)(iii) to submit an annual update to the LNP FSAR by the end of calendar year 2017. In anticipation of the possibility that an NRC decision to terminate the COLs may not be made by the end of 2017, a request for exemption from this requirement will be submitted separately.

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NRD

If you have any questions concerning this letter, or require additional information, please contact me or Erik Wagner at (704) 382-3949.

Sincerely,

A handwritten signature in black ink that reads "Joseph W. Donahue". The signature is written in a cursive style with a large initial 'J'.

Joseph W. Donahue
Vice President - Nuclear Engineering

cc: Mr. Brian Hughes, U.S. NRC Project Manager
Ms. Vonna Ordaz, U.S. NRC Director, Office of New Reactors
Ms. Jennifer Dixon-Herrity, U.S. NRC Chief, Licensing Branch 4
Mr. Frank Akstulewicz, U.S. NRC Division of New Reactor Licensing
Ms. Mallecia Sutton, U.S. NRC Project Manager
U.S. NRC Region II, Regional Administrator
Mr. Braulio L. Baez, Executive Director - FPSC