

~~SAFEGUARDS INFORMATION~~



Entergy Nuclear Operations, Inc.
Palisades Nuclear Plant
27780 Blue Star Memorial Highway
Covert, MI 49043-9530
Tel 269-764-2000

Darrell W. Corbin
Site Vice President

EA-02-026

PNP 2021-013

July 21, 2021

ATTN: Document Control Desk
U. S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Request for Rescission of Interim Compensatory Measure from Order EA-02-026

Palisades Nuclear Plant
NRC Docket No. 50-255
Renewed Facility Operating License No. DPR-20

- References:
- 1) U. S. Nuclear Regulatory Commission (NRC) letter to Nuclear Management Company, LLC (NMC), *Issuance of Order for Interim Safeguards and Security Compensatory Measures for – Palisades Plant*, (ADAMS Accession No. ML020500572), dated February 25, 2002
 - 2) U. S. Nuclear Regulatory Commission (NRC) letter to Nuclear Management Company, LLC (NMC) and Entergy Nuclear Operations, Inc. (Entergy), *Order Approving Transfer of Licenses and Conforming Amendments Relating to Palisades Nuclear Plant (TAC No. MD2954)*, (ADAMS Accession Package No. ML070780038), dated April 6, 2007
 - 3) Entergy Nuclear Operations, Inc. (Entergy) letter to U. S. Nuclear Regulatory Commission (NRC), *Supplement to Certification of Permanent Cessation of Power Operations*, (ADAMS Accession No. ML17292A032), dated October 19, 2017

In Reference 1, the U. S. Nuclear Regulatory Commission (NRC) issued Order EA-02-026, *Order for Interim Safeguards and Security Compensatory Measures*, to Nuclear Management Company, LLC (NMC) for Palisades Nuclear Plant (PNP). In Reference 2, the NRC issued an Order approving the transfer of the PNP operating license from NMC to Entergy Nuclear Operations, Inc. (Entergy).

In Reference 3, Entergy notified the NRC that it has decided to permanently cease operations at PNP no later than May 31, 2022. Once certifications for permanent cessation of operations and permanent removal of fuel from the reactor vessel are submitted to the NRC in accordance with

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Title 10 of the Code of Federal Regulations, Part 50, Section 82 (10 CFR 50.82), *Termination of license*, Subparagraphs 50.82(a)(1)(i) and (ii), per 10 CFR 50.82(a)(2), *the 10 CFR part 50 license no longer authorizes operation of the reactor or emplacement or retention of fuel into the reactor vessel.*

In accordance with Section III.D of Order EA-02-026, a request to rescind Interim Compensatory Measure (ICM) B.1.a is provided in the enclosure to this letter. The rescission request is part of the transition from an operating facility to a non-operating facility. The enclosure to this letter provides the basis for rescission of the subject security order and contains Safeguards Information as defined by 10 CFR 73.21, *Protection of Safeguards Information: Performance Requirements*, and its disclosure to unauthorized individuals is prohibited by Section 147 of the Atomic Energy Act of 1954, as amended.

Entergy requests rescission of the Order no later than May 31, 2022 and that the rescission become effective immediately following submittal of the required 10 CFR 50.82(a)(1)(ii) certification that Entergy has permanently removed fuel from the PNP reactor vessel.

This letter contains no new commitments and no revised commitments.

Should you have any questions or require additional information, please contact Jim Miksa, regulatory assurance engineer at (269) 764-2945.

Respectfully,



Darrell W. Corbin

DWC/jpm

Enclosure: Basis for Rescission of Interim Compensatory Measure from Order EA-02-026

cc: NRC Region III Regional Administrator
NRC Senior Resident Inspector – Palisades Nuclear Plant
NRC Project Manager – Palisades Nuclear Plant

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Enclosure to

PNP 2021-013

Basis for Rescission of Interim Compensatory Measure from Order EA-02-026

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