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May 13, 2020

VIA ELECTRONIC FILING

Hon. Michelle L. Phillips
Secretary to the Commission
New York State Public Service Commission
Empire State Plaza
Agency Building 3
Albany, NY 12223-1350

Re: Case 05-E-0889 - *Proceeding on Motion of the Commission to Establish Policies and Procedures Regarding Generation Unit Retirements*
Confirmation of Permanent Retirement of Generating Facility
Indian Point Energy Center – Unit 2
Village of Buchanan, Town of Cortlandt, Westchester County, New York

Dear Secretary Phillips:

Our firm represents Entergy.¹ Entergy Nuclear Indian Point 2, LLC owns Unit 2 at the Indian Point Energy Center located in the Village of Buchanan, Town of Cortlandt in Westchester County, New York. Pursuant to the Generator Retirement Notice Order issued by the Commission, Entergy submitted a notice of permanent retirement to the Commission in the above-referenced proceeding on October 30, 2019 to advise the Commission, *inter alia*, that IP Unit 2 would be permanently retired no later than April 30, 2020.²

Consistent with the statement in Entergy's October 30th letter that it would confirm the date of permanent retirement, this letter serves to advise the Commission that IP Unit 2 permanently retired on April 30, 2020. Attached hereto is a notice submitted to the Nuclear Regulatory Commission by Entergy Nuclear Operations, Inc. yesterday certifying the permanent cessation of

¹ Entergy Nuclear Indian Point 2, LLC and Entergy Nuclear Indian Point 3, LLC own the three units at the Indian Point Energy Center. These two entities, together with Entergy Nuclear Operations, Inc., the operator of the three Indian Point units, are collectively referred to herein as "Entergy."

² See NYPSC Case 05-E-0889, *Proceeding on Motion of the Commission To Establish Policies and Procedures Regarding Generation Unit Retirements*, Order Adopting Notice Requirements for Generation Unit Retirements (issued and effective December 20, 2005) at 13, 15; see also NYPSC Case 05-E-0889, *supra*, "Notice of Permanent Retirement of Generating Facility" (dated October 30, 2019).

operations on April 30, 2020 and the subsequent permanent removal of fuel from the IP Unit 2 reactor vessel on May 12, 2020.

If you have any questions, please call or e-mail me.

GREENBERG TRAURIG, LLP

A handwritten signature in blue ink that reads "Doreen U. Saia".

Doreen Unis Saia

Counsel to Entergy Nuclear Indian Point 2, LLC, Entergy Nuclear Indian Point 3, LLC
and Entergy Nuclear Operations, Inc.

DUS/aaw
Enclosure (via e-mail)
ACTIVE 50444946v1



Entergy Nuclear Operations, Inc.
Indian Point Energy Center
450 Broadway, GSB
P.O. Box 249
Buchanan, NY 10511-0249
Tel 914-254-6700

Anthony J. Vitale
Site Vice President

10 CFR 50.82(a)(1)

NL-20-042

May 12, 2020

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

Subject: Certifications of Permanent Cessation of Power Operations and Permanent Removal of Fuel from the Reactor Vessel

Indian Point Nuclear Generating Unit No. 2
NRC Docket No. 50-247
Renewed Facility Operating License No. DPR-26

Reference: Entergy Nuclear Operations, Inc. (Entergy) letter to U.S. Nuclear Regulatory Commission (NRC), "Notification of Permanent Cessation of Power Operations," (Letter No. NL-17-021) (ADAMS Accession No. ML17044A004), dated February 8, 2017

By the Reference letter dated February 18, 2017, Entergy Nuclear Operations, Inc. (Entergy) notified the U.S. Nuclear Regulatory Commission (NRC) of its decision to permanently cease power operations at Indian Point Nuclear Generating Unit No. 2 (IP2) by April 30, 2020 pursuant to Title 10 of the Code of Federal Regulations (10 CFR) 50.82(a)(1)(i). This notification of the proposed permanent cessation of operations of IP2 was part of a settlement agreement between Entergy, the State of New York (among other related New York entities), and Riverkeeper, Inc.

By this letter, Entergy hereby certifies to the NRC in accordance with 10 CFR 50.82(a)(1)(i) that power operations ceased at IP2 on April 30, 2020. In addition, in accordance with 10 CFR 50.82(a)(1)(ii), Entergy also certifies that the fuel was permanently removed from the IP2 reactor vessel and placed in the IP2 spent fuel pool on May 12, 2020. Entergy understands and acknowledges that upon docketing of these certifications, the IP2 10 CFR Part 50 license no longer authorizes operation of the reactor or emplacement or retention of fuel in the reactor vessel.

If you have any questions regarding this submittal, please contact Ms. Mahvash Mirzai, Manager, Regulatory Assurance, at 914-254-7714.

There are no new regulatory commitments made in this letter.

I declare under penalty of perjury that the foregoing is true and correct. Executed on
May 12, 2020.

Respectfully,

A handwritten signature in black ink, appearing to read "Anthony J. Vitale". The signature is written in a cursive style with a large, sweeping initial "A".

Anthony J. Vitale
Site Vice President

AJV/cdm

cc: NRC Senior Project Manager, NRC NRR DORL
Regional Administrator, NRC Region I
NRC Senior Resident Inspector, Indian Point Energy Center
President and CEO, NYSERDA
New York State (NYS) Public Service Commission