

February 19, 2016

VIA E-MAIL

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Re: Implementation of the Federal Clean Power Plan – NYS Stakeholder Discussions
Draft 2016 RGGI Program – Review Reference Case Results
Comments of the Entergy Entities on February 2nd and 11th Meeting Presentations

Ladies and Gentlemen:

In accordance with your request for comments during the February 11, 2016 NYS stakeholder discussions concerning the implementation of the federal Clean Power Plan, Entergy Nuclear FitzPatrick, LLC, Entergy Nuclear Indian Point 2, LLC, Entergy Nuclear Indian Point 3, LLC and Entergy Nuclear Operations, Inc. (“Entergy Entities”) hereby submit this letter to provide two factual clarifications concerning certain study assumptions involving their facilities that appear to underlie the 2016 reference case results. Given that these facilities are baseload, virtually zero emission generating facilities and two of these facilities account for 2,000 MW that operate in the highly constrained, nonattainment areas in southeastern New York State on essentially a 24x7 basis, the Entergy Entities would expect that these clarifications would materially affect the study results, and thus, would urge the group to account for them before issuing the study’s final 2016 results.

Both clarifications involve assumptions concerning the duration over which certain nuclear facilities will continue operations. Specifically, on the Excel spreadsheet dedicated to the NYISO markets in the Draft RGGI 2016 Program Review Reference Case Firm Builds and Retirements Assumptions presentation, released on February 9, 2016, both units at the Indian Point facility, located in NYISO Zone H in southeastern New York, are listed under the Firm Retirements heading as retired in 2019. The FitzPatrick facility, located in NYISO Zone C, is not listed under this heading. Likewise, on the Excel spreadsheet entitled “Capacity Additions” contained in the Draft RGGI 2016 Program Review Reference Case Results, released on February 9, 2016, nuclear facility capacity is listed as retired by 2020 with no nuclear facility capacity listed as retired in 2017. Both assumptions, however, fail to take into account publicly available, critical facts.

First, as respects the Indian Point facility, the Entergy Entities have timely filed license renewal applications for the Indian Point units with the Nuclear Regulatory Commission (“NRC”), the agency charged with license renewal determinations. That proceeding is currently ongoing. The Entergy Entities have addressed, and continue to actively pursue, all channels to obtain license renewals for the facility.

Second, as respects the FitzPatrick facility, on November 2, 2015, ENFP submitted a generator deactivation notice with the NYISO advising the NYISO of its intent to retire the facility no later than the end of its current refueling cycle, projected at that time to be in the Q4 2016 to early Q1 2017 period. Since that time, ENFP has also notified the NRC of its planned decommissioning. ENFP has not purchased the fuel – and has no plans to order the fuel – that would be necessary to continue operations for another refueling cycle. While the NYISO has identified a statewide resource deficiency in 2019 due to the projected combined loss of 2,600 MW, the need is not specific to any location and can be addressed by adding MWs in any location statewide. Yesterday, ENFP announced January 27, 2017 as the expected retirement date for the FitzPatrick facility.

Based on the foregoing, the Entergy Entities submit that the reference case assumptions should be revised to reflect 850 MW of firm nuclear plant retirements in 2017 and no incremental firm nuclear plant retirements by 2020. Should you have any questions, please contact me at the number referenced above.

Regards,

_____/s/ Kenneth L. Dell Orto_____

Kenneth L. Dell Orto
Director of Market Affairs
Entergy Wholesale Commodities