

Case 14-E-0270

Petition Requesting Initiation of a
Proceeding to Examine a Proposal for
Continued Operation of the R.E. Ginna
Nuclear Power Plant, LLC.

Hearing Exhibit 26

Rochester Gas and Electric Corporation

**Petition for Initiation of a Proceeding to Examine a Proposal for Continued Operation of
the R.E. Ginna Nuclear Power Plant
Case 14-E-0270**

INFORMATION REQUEST

Requesting Party and No: Citizen's Environmental Coalition (CEC 2)

Request No.: GNP-15-051

Date of Request: March 18, 2015

Response Due: March 30, 2015

Date of Reply: March 31, 2015

Respondent: Jeffrey Converse & David Kimiecik

Re: Citizen's Environmental Coalition First Set of Information Requests

Question:

What information and supporting analyses were supplied by RG & E to the NY Energy Planning Board, Public Service Commission and other relevant state or federal agencies regarding the expiration of the previous power purchase agreement between Ginna and RG&E and the possible closure of Ginna? When was such information supplied, if at all? Provide any copies of such communications and/or supporting analysis. Was this information requested of RG & E or was the communication initiated by RG&E?

Response:

RG&E objects to this interrogatory because it requests information that is irrelevant and outside the scope of the current phase of this proceeding (i.e., the interrogatory seeks information that does not involv[e] the request of RG&E and R.E. for Commission acceptance of a Reliability Support Services Agreement between RG&E and R.E. Ginna Nuclear Power Plant, LLC, and for approval of the allocation and recovery of the costs of that agreement.”)

RG&E also objects to this information request as overly broad, unduly burdensome and/or not tailored to this particular proceeding.

Subject to and without waiving these objections, RG&E provides the following response:

The New York State Department of Public Service was aware of the termination date of the Ginna Power Purchase Agreement (“PPA”) when RG&E sold Ginna in 2004. The ten-year PPA between RG&E and Ginna was included in the documents provided to the New York State Public Service Commission as part of the sale. Under the terms of the PPA, Ginna was not precluded from submitting a retirement notice to retire the unit. If the plant did retire, Ginna

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would have needed to compensate RGE for net replacement power costs, when replacement power costs were higher than the PPA rates.

(<https://www.rge.com/MediaLibrary/2/5/Content%20Management/RGE/SuppliersPartners/PDFs%20and%20Docs/FilingJointSection70Petition.pdf>)

RG&E conducts summer preparedness meetings with the New York State Department of Public Service on an annual basis and RG&E noted the pending termination of the PPA in the spring of 2013 and 2014.

RG&E did not become aware of the possible permanent retirement of Ginna until a meeting with Ginna at the New York State Public Service Commission in January 2014.