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November 2, 2015

EXEC-FILES-ALBANY

VIA HAND DELIVERY AND E-MAIL

Hon. Kathleen Burgess, Secretary
New York State Public Service Commission
Three Empire State Plaza
Albany, New York 12223-1350
secretary@dps.ny.gov

Re: Notice of Intent to Retire James A. FitzPatrick Nuclear Generating Facility
Oswego County, New York

Dear Secretary Burgess:

Entergy Nuclear FitzPatrick, LLC ("ENFP") is the owner of the James A. FitzPatrick nuclear generating facility ("FitzPatrick"), PTID 23598. Pursuant to the Generator Retirement Notice Order and the NYPSC ENFP Order,¹ ENFP hereby provides this written notice that it intends to retire the FitzPatrick facility at the end of its current fuel cycle, expected Q4 2016 – Q1 2017.²

The FitzPatrick facility is a 882 MW (nameplate) facility located in Oswego County, New York, New York Independent System Operator, Inc. ("NYISO") Zone C. The FitzPatrick facility is interconnected to the New York Power Authority's ("NYPA") transmission system and is located in the National Grid ("Grid") service territory.

The FitzPatrick facility is a merchant generating facility that must rely on the revenues that it is able to earn either directly from the NYISO's energy, capacity and

¹ 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) (hereinafter, "Generator Retirement Notice Order"); see NYPSC Case 00-E-1225, Entergy Nuclear FitzPatrick, LLC, Entergy Nuclear Indian Point 3, LLC and Entergy Nuclear Operations, Inc. – Joint Petition for a Declaratory Ruling That Lightened Regulation be Applied Concerning Their Purchase of Nuclear Power Facilities From the Power Authority of the State of New York, "Order Providing for Lightened Regulation of Nuclear Generating Facilities" (issued and effective August 31, 2001) (hereinafter, "NYPSC ENFP Order.").

² In light of the New York Independent System Operator, Inc.'s ("NYISO") proposed October 20, 2015 effective date for tariff revisions filed with the Federal Energy Regulatory Commission ("FERC") on October 19, 2015 to address, *inter alia*, generator deactivations ("Filing"), ENFP contemporaneously has submitted a Generator Deactivation Notice to the NYISO together with an express reservation of its rights to withdraw or modify such submission based on FERC action with respect to the NYISO's Filing. The retirement date will be determined by ENFP consistent with the FitzPatrick nuclear fuel cycle parameters.

ancillary service markets or through bilateral contracts. Low commodity prices, combined with the plant's distance from key load centers and market structure design flaws, including the failure of markets to compensate FitzPatrick for the generation of clean energy, have rendered the facility uneconomic now and for the foreseeable future. Based on the facility's current and forecasted revenues and the circumstances surrounding it as of this time, ENFP intends to retire the facility at the end of its current fuel cycle.

While the Generator Retirement Notice Order and the NYPSC Order both denoted a six month notice period for the retirement of the FitzPatrick facility, ENFP has elected to issue this notice to the NYISO, the NYPSC and the affected Transmission Owners well in advance of the period defined by these orders. Pursuant to the Generator Retirement Notice Order and NYISO Technical Bulletin No. 185, ENFP contemporaneously has sent a copy of this notice to the NYISO via e-mail directed to its designated web address. The Generator Retirement Notice Order further specified delivery of this notice to "any affected T&D utility" without, however, defining such term or otherwise providing guidance on how it was to be applied. To be conservative and out of an abundance of caution, ENFP has provided a copy of this notice to both NYPA and Grid.

Should you have any questions about this notice, please call or email me using the contact information noted above.

Very truly yours,



Marc L Potkin
Vice President of Power Marketing
Entergy Wholesale Commodities

cc (via email):

New York Independent System Operator, Inc. at generator_retirement@nyiso.com

Peter Altenburger, National Grid

Bart Franey, National Grid

Andrew Antinori, NYPA

Arnie Schuff, NYPA