



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

June 20, 2019

Mr. Bryan C. Hanson  
Senior Vice President  
Exelon Generation Company, LLC  
President and Chief Nuclear Officer  
Exelon Nuclear  
4300 Winfield Road  
Warrenville, IL 60555

SUBJECT: ORDER APPROVING TRANSFER OF THE LICENSE FOR THE OYSTER CREEK NUCLEAR GENERATING STATION AND CONFORMING LICENSE AMENDMENT (EPID# L-2018-LLM-0002)

Dear Mr. Hanson:

By letter dated August 31, 2018 (Agencywide Documents Access and Management System [ADAMS] Accession No. ML18243A489), including proprietary financial information provided as Enclosure 2A<sup>1</sup>, "Asset Purchase and Sale Agreement", Exelon Generation Company, LLC (Exelon), Oyster Creek Environmental Protection, LLC (OCEP) and Holtec Decommissioning International, LLC (HDI) (together, "applicants") requested that the U.S. Nuclear Regulatory Commission (NRC) consent to the proposed direct transfer of the Oyster Creek Nuclear Generating Station (Oyster Creek) Renewed Facility Operating License No. DPR-16 and the Oyster Creek Independent Spent Fuel Storage Installation general license from Exelon to OCEP as the licensed owner and to HDI as the licensed decommissioning operator. The direct transfer request is submitted to NRC for approval pursuant to Section 184 of the Atomic Energy Act of 1954, as amended, "Inalienability of Licenses," and Title 10 of the *Code of Federal Regulations* (10 CFR) 50.80, "Transfer of licenses," 10 CFR 72.50, "Transfer of licenses," and 10 CFR 50.90, "Application for amendment of license, construction permit, or early site permit." The applicants also requested that NRC approve a conforming administrative amendment to the license to reflect the proposed direct transfer.

Notice of NRC consideration of the application was published in the *Federal Register* (FR) on October 19, 2018 (83 FR 53119) and included an opportunity to comment, request a hearing, and petition for leave to intervene. The comment period was re-opened on December 10, 2018, (83 FR 63544) for an additional 30-days to allow time for members of the public to develop and submit comments.

The NRC staff completed its review of the Oyster Creek license transfer application. Enclosure 1 is the Order (ADAMS Accession No. ML19095A458), which provides consent to the direct license transfers, subject to the conditions described therein, and approves the conforming license amendment. A copy of the Order will be forwarded to the Office of the *FR* for publication.

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<sup>1</sup> Enclosure 2A contains sensitive unclassified non-safeguards information (proprietary commercial and financial information) that is being withheld from public disclosure pursuant to 10 CFR 2.390.

Enclosure 2 provides the conforming amendment for Oyster Creek (ADAMS Accession No. ML19095A461), which will be signed and become effective at the time the transfers are enacted. Enclosure 3 provides the NRC staff's safety evaluation (ADAMS Accession No. ML19095A457) related to the approval of the transfer of a license issued by the NRC and an associated conforming amendment required to reflect the approval of the transfer that notes these actions meet the eligibility criteria for categorical exclusion set forth in 10 CFR 51.22(c)(21). Pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment need be prepared in connection with the approval of the transfer application and conforming license amendment.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of ADAMS. ADAMS is accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>.

Should you have any questions concerning this action, please contact me at (301) 415-6822 or via e-mail at [Amy.Snyder@nrc.gov](mailto:Amy.Snyder@nrc.gov).

Sincerely,

*/RA/*

Amy M. Snyder, Senior Project Manager  
Reactor Decommissioning Branch  
Division of Decommissioning, Uranium Recovery  
and Waste Programs  
Office of Nuclear Material Safety  
and Safeguards

Docket Nos.: 50-219 and 72-15

License No.: DPR-16

Enclosures:

1. Order
2. Conforming Amendment to DPR-16 (unsigned)
3. Safety Evaluation

cc: Oyster Creek ListServ

SUBJECT: ORDER APPROVING TRANSFER OF THE LICENSE FOR THE OYSTER CREEK NUCLEAR GENERATING STATION AND CONFORMING LICENSE AMENDMENT (EPID# L-2017-LLM-0002) **DATE: June 20, 2019**

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**ADAMS Accession No.: Pkg ML19095A454; Ltr ML19095A463; Order ML19095A458;  
 Amend ML19095A461; SER ML19095A457** \*via email

OFFICE	DUWP	DUWP	NRR	NRR
NAME	ASnyder	SAchten*	RTurtill for ABowers	GBowen*
DATE	4/18/19	4/26/19	4/18/19	3/1/19
OFFICE	DUWP	OGC – NLO*	DUWP	NMSS/Tech Ed
NAME	BWatson	AGhosh	JTappert	CGoode
DATE	4/29/19	5/17/19	5/2/19	5/22/19
OFFICE	NMSS	DUWP		
NAME	JLubinski	ASnyder		
DATE	6/4/19	6/20/19		

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