

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 19-E-0730 - Joint Petition of Entergy Nuclear Indian Point 2, LLC; Entergy Nuclear Indian Point 3, LLC; and Nuclear Asset Management Company, LLC for a Declaratory Ruling Disclaiming Jurisdiction Over or Abstaining from Review of the Proposed Transfers or, in the Alternative, an Order Approving the Proposed Transfers Pursuant to Section 70 of the New York Public Service Law.

NOTICE OF JOINT PROPOSAL AND
SOLICITING PUBLIC COMMENTS

(Issued April 15, 2021)

PLEASE TAKE NOTICE that comments are sought on the Joint Proposal submitted in this proceeding by the parties on April 14, 2021. The Joint Proposal addresses various issues including, but not limited to, financial assurance, project and financial reporting, state monitoring, schedule, leased structures, local tax payments, pipeline safety, and discontinuance of pending judicial proceedings. In the submission, the parties request that the Commission review and thereafter approve the Joint Proposal.

The proceeding was initiated by the Joint Petition filed by Entergy Nuclear Indian Point 2, LLC (ENIP2); Entergy Nuclear Indian Point 3, LLC (ENIP3); and Nuclear Asset Management Company, LLC (NAMCo) (collectively, Petitioners) for a Declaratory Ruling Disclaiming Jurisdiction Over or Abstaining from Review of the Proposed Transfers or, in the Alternative, an Order Approving the Proposed Transfers Pursuant to Section 70 of the New York Public Service Law (the Petition). The Petition relates to a proposed two-part transaction through which ownership of the Indian Point site and associated nuclear power facilities, nuclear waste, and nuclear decommissioning and site

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restoration funds (generally, Indian Point) will be transferred from its current ownership by subsidiaries of Entergy Corporation (Entergy) to ownership by subsidiaries of Holtec International (Holtec).

Initial comments were filed in May 2020. Public statement hearings occurred on February 23, 2021. A notice of settlement negotiations was filed on March 19, 2021. Settlement negotiations resulted in the parties' submission of the April 14, 2021 Joint Proposal. The Commission may adopt, adopt with changes, or reject - in whole or in part - any of the terms of the Joint Proposal. The Commission also may adopt terms other than those proposed.

Comments must be submitted on or before **April 29, 2020, by 4:00 PM**. All comments should refer to "Case 19-E-0730" and be submitted to the Secretary by e-filing, through the Department of Public Service's Document and Matter Management System (DMM), or by email to the Secretary at secretary@dps.ny.gov. If unable to file electronically, commenters may make submissions by U.S. Mail or by hand delivery to the Hon. Michelle L. Phillips, Secretary, Three Empire Plaza, Albany, New York 12223-1350.

The Joint Proposal as well as the Petition and the record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov by searching under Case 19-E-0730.

All documents submitted to the Secretary will be posted on the Department's website and become part of the official case record.

(SIGNED)

MICHELLE L. PHILLIPS
Secretary