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T. Michael Twomey  
Vice President, External Affairs

June 20, 2017

Angela M. O'Connor  
Chairman  
Massachusetts Department of Public Utilities  
One South Station  
Boston, MA 02110

Re: Potential NDCAP Subcommittees and Future Meeting Topics

Dear Chairman O'Connor:

This letter provides Entergy's views on the comments submitted by the Town of Duxbury Nuclear Advisory Committee ("DNAC") and Pilgrim Watch regarding the upcoming June 21, 2017 Nuclear Decommissioning Citizens Advisory Panel ("NDCAP") meeting. Entergy believes that the NDCAP serves a very important purpose, and we are committed to assisting the Panel in carrying out its duly-authorized responsibilities. Those responsibilities are clearly defined and circumscribed by statute. The comments of DNAC and Pilgrim Watch, however, reflect an attempt to expand the Panel's responsibilities beyond those authorized by statute. Entergy strongly objects to any such attempt. I had planned to discuss these issues at the next quarterly NDCAP meeting, but in light of the irregularly scheduled meeting this week (for which I am not available), I thought it appropriate to communicate our perspective in writing.

Based on (1) the public comments of some panel members and (2) the off-the-record activities of a subset of the panel in coordination with certain long-time anti-nuclear activists, we are concerned that certain stakeholders may not have a clear understanding of the role of the NDCAP. Chapter 188 of the Acts of 2016, Section 14(i) makes clear that the role of the NDCAP is limited to "serv[ing] in an advisory capacity only," and that the Panel "shall not have authority to direct decommissioning of the [Pilgrim Nuclear Power Station ("Pilgrim")." The statute also clearly delineates the Panel's duties:

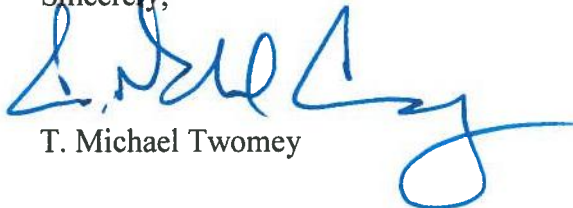
The duties of the panel shall be: (1) to commence public meetings beginning on or about June 1, 2017, at a frequency of quarterly until the shutdown of the Pilgrim Nuclear Power Station [Pilgrim] for the purpose of discussing issues related to *decommissioning planning activities*; (2) to hold a minimum of four public meetings each year for the purpose of discussing issues relating to *the progress of decommissioning* of [Pilgrim] beginning on or about June 1, 2019, or

when [Pilgrim] permanently ceases power operations; provided that the panel may hold additional meetings; (3) to advise the governor, the general court, the agencies of the commonwealth, and the public on issues related to the *decommissioning of [Pilgrim]*, with a written report being provided annually to the governor and to the energy committees of the General Court; (4) to serve as a conduit for public information and education on and to encourage community involvement in matters related to *the decommissioning of [Pilgrim]* and to receive written reports and presentations on the *decommissioning* of the Station at its regular meetings; (5) to periodically receive reports on the Decommissioning Trust Fund and other funds associated with *decommissioning of [Pilgrim]*, including fund balances, expenditures made, and reimbursements received; (6) to receive reports regarding the *decommissioning plans* for [Pilgrim], including any site assessments and post-shutdown decommissioning assessment reports; provide a forum for receiving public comment on these plans and reports; and to provide comment on these plans and reports as the panel may consider appropriate to state agencies and the owner of [Pilgrim] and in the annual report described in clause (3).<sup>1</sup>

Thus, under the statute, the Panel's duties are to be focused on the *decommissioning* of Pilgrim. The statute does not authorize the Panel to conduct any activities related to the day-to-day operations of Pilgrim or nuclear safety issues, such as emergency preparedness (indeed, any attempt to do so would be pre-empted by federal law). Accordingly, Entergy cannot support the creation of any subcommittees or the conduct of any future meetings related to ongoing day-to-day operations at the site, the need for emergency preparedness at Pilgrim, developments related to the NRC's Phase C IP95003 On-Site Inspection, or any other matter not specifically related to the decommissioning of the facility. Moreover, Entergy will not support, participate in, or provide any information to, any subcommittee or Panel meetings that seek to review such topics.

Entergy urges the Panel to focus on activities that are within the bounds of its statutorily-authorized responsibilities – i.e., decommissioning and decommissioning planning. Thank you for this opportunity to provide Entergy's views on the future conduct of the NDCAP. We look forward to our continued participation on this important Panel. With kind regards, I am

Sincerely,



T. Michael Twomey

cc: NDCAP members

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<sup>1</sup> Chapter 188 of the Acts of 2016, Section 14(i) (emphasis added).