



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE
ENVIRONMENTAL PROTECTION BUREAU

The Honorable Jaclyn Brilling, Secretary
New York State Public Service Commission
3 Empire State Plaza
Albany, NY 12223

July 31, 2008

Re: PSC Case No. 08-E-0077 - Entergy Nuclear Fitzpatrick LLC, Entergy Nuclear Indian Point 2 LLC, Entergy Nuclear Indian Point 3 LLC, Entergy Nuclear Operations, Inc., NewCo, and Entergy Corporation - Joint Petition for a Declaratory Ruling Regarding a Corporate Reorganization, or, in the Alternative, an Order Approving the Transaction and an Order Approving Debt Financing

Dear Secretary Brilling:

Enclosed please find the Office of the Attorney General's letter brief of today's date regarding the application of the New York State Environmental Quality Review Act to PSC Case No. 08-E-0077.

Please place the letter brief in the Commission's official docket for this proceeding.

In addition, this Office respectfully requests that you forward a copy (also enclosed) of the letter brief to the appropriate staff members in the Department of Public Service's Environmental Certification and Compliance Review Section in this proceeding.

Respectfully submitted,

s/

John J. Sipos
Assistant Attorney General

cc: PSC Case No. 08-E-0077 service list