



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION I  
475 ALLENDALE ROAD  
KING OF PRUSSIA, PA 19406-1415

March 15, 2000

Docket No. 030-29741

License No. 29-01022-14

Stephen G. LaPoint  
Director, Directorate for Safety  
Department of the Army  
U.S. Army Communications-Electronics Command  
Fort Monmouth, NJ 07703-5000

SUBJECT: Letter Dated February 4, 2000, Containing Proprietary Information

Dear Mr. LaPoint:

This refers to your letter dated February 4, 2000, requesting to amend your NRC license. We are returning the letter and enclosures to you, because you requested that all information relating to the design/component configuration of the device and its subassemblies to be considered proprietary information but did not comply with the regulations for withholding this information from public disclosure. The NRC regulations governing withholding of documents from public disclosure are in 10 CFR 2.790. If you wish information in your amendment request to be considered for withholding from public disclosure, you should submit an application for withholding information and an affidavit containing all of the information required by 10 CFR 2.790(b)(1). Alternately, you may re-submit your license amendment request without any request to withhold information from public disclosure. In that case, all information will be available to the public. The methods for making information available to the public are described on our website at [www.nrc.gov](http://www.nrc.gov).

If you submit an application for withholding information, the NRC will consider the application as described in 10 CFR 2.790(b)(3) through (b)(6). If the request for withholding is denied, the NRC will notify you and you may request to withdraw the documents as described in 10 CFR 2.790(c). The NRC will also notify you if the request for withholding is approved. If you request withdrawal of these documents, the NRC may not be able to process your request to amend your license. A copy of the applicable regulations are enclosed for your information.

Please note that 10 CFR 2.790 requires that the affidavit be executed by an officer or upper-level management official who has specifically been delegated the function of reviewing information to be withheld and is authorized to request withholding of information on behalf of the company, that the affidavit be executed by the owner of the information, and that the application and affidavit be submitted at the same time of filing the information to be withheld. In addition, the information to be withheld should be in a document or paper that is easily separated from any associated licensing or inspection activities involving that information, unless there are circumstances which may require withholding the entire document.

S. LaPoint  
Department of the Army

2

Thank you for your cooperation.

Sincerely,

***Original signed by Judith A. Joustra***

Judith Joustra, Acting Chief  
Nuclear Materials Safety Branch 2  
Division of Nuclear Materials Safety

Enclosures:

1. Letter dated February 4, 2000, with attachments
2. 10 CFR 2.790
3. 10 CFR 9.17 and 9.19

cc:

Barry Silber, Radiation Safety Officer

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