



Private Fuel Storage, L.L.C.

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John L. Donnell, P.E., Project Director

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
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April 14, 2000

**SUBMITTAL OF REVISED COST-BENEFIT
ANALYSIS – PROPRIETARY CD-ROM
DOCKET NO. 72-22 / TAC NO. L22462
PRIVATE FUEL STORAGE FACILITY
PRIVATE FUEL STORAGE L.L.C.**

- References:
1. April 10, 2000 telephone call between Private Fuel Storage, Stone and Webster, and the NRC
 2. PFS letter, Donnell to U.S. NRC, Submittal of Revised Cost-Benefit Analysis, dated April 14, 2000

As discussed in the above referenced telephone call (Reference 1) Private Fuel Storage (PFS) has revised the cost-benefit analysis for the Private Fuel Storage Facility (PFSF). Reference 2 transmitted the revised cost-benefit analysis entitled "Utility At-Reactor Spent Fuel Storage Costs For The Private Fuel Storage Facility Cost-Benefit Analysis, Revision 2", ERI-2025-0001 dated April 2000.

The enclosed CD-ROM contains copies of the electronic spreadsheets used to calculate utility at-reactor storage costs to support ERI's analyses summarized in ERI-2025-0001. The electronic spreadsheets on the enclosed CD-ROM contain sensitive, proprietary and commercial information, which ERI requests the Commission to treat as proprietary and to withhold from public disclosure. Also enclosed is an affidavit which provides ERI's reason for requesting that the NRC treat the compact disk and electronic file as proprietary in accordance with 10 CFR 2.790.

If you have any questions regarding this submittal, please contact me at 303-741-7009.

John L. Donnell
Project Director
Private Fuel Storage L.L.C.

Enclosure

Compact
CD-ROM to Files
NMSS01 Public

Copy to: (without enclosure)

Mark Delligatti

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Greg Zimmerman

Scott Northard

Denise Chancellor

Richard E. Condit

John Paul Kennedy

Joro Walker

regulations. This affidavit supplies the reasons why this information should be withheld from public disclosure as required by the regulation.

3. ERI's analyses, "Utility At-Reactor Spent Fuel Storage Costs For the Private Fuel Storage Facility Cost-Benefit Analysis, Revision 2," ERI-2025-0001, April 2000, was performed to support PFS' cost benefit analysis. The enclosed CD-ROM contains copies of the electronic spreadsheets used to calculate utility at-reactor storage costs to support the ERI's analyses summarized in ERI-2025-0001. The electronic spreadsheets on the enclosed CD-ROM contain the sensitive, proprietary, and commercial information which ERI requests the Commission to treat as proprietary and to withhold from public disclosure. The document identified as ERI-2025-0001, may be fully disclosed. Please note that hard copy printouts of the resulting calculations from the proprietary electronic spreadsheets are contained in ERI-2025-0001, Appendices B through M, and may also be fully disclosed.

4. I am familiar with the sensitive, proprietary, and commercial information contained in ERI's analyses (Attachment to this affidavit). I am authorized to speak to ERI's practice of maintaining such information proprietary and the harm that would befall ERI if it were publicly disclosed.

5. ERI requests that the electronic spreadsheets contained on the CD-ROM (Attachment to this affidavit) remain proprietary and confidential due to the investment of time and money by ERI in developing the logic and algorithms contained in the spreadsheets associated with the modeling of system-wide waste management costs that provide ERI with a unique analysis capability that it would like to retain. This information is information of the type customarily held in confidence by ERI, and this information is so held. ERI does not disclose this type of information to the public and it is not available from public sources. The rational basis for not disclosing the electronic files is that the information is commercially sensitive to the conduct of ERI's business, i.e., modeling the costs associated with spent nuclear fuel management in the U.S., and its disclosure to competitors could cause ERI substantial harm. If the electronic files contained in ERI's analyses (Attachment to this affidavit) became available to ERI's competitors, those parties would learn of sensitive information which could be used against

ERI in the competition for customers. Such a result would provide potential competitors with competitively advantageous information, and cause ERI substantial commercial harm.

6. Accordingly, the electronic spreadsheets contained on the CD-ROM included in ERI's analyses (Attachment to this affidavit) is being transmitted to the Commission in confidence under the provisions of 10 C.F.R. 2.790 with the understanding that it will be received and held in confidence by the Commission and withheld from public disclosure.



Eileen M. Supko
Eileen M. Supko

Sworn to before me this 11 day of April 2000

Reigh K. Anderson
Notary Public

REIGH K. ANDERSON
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires September 30, 2004

Attachment

PROPRIETARY INFORMATION