

April 17, 2001

Mr. Oliver D. Kingsley, President  
Exelon Nuclear  
Exelon Generation Company, LLC  
200 Exelon Way, KSA 3-E  
Kennett Square, PA 19348

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC  
DISCLOSURE, LIMERICK GENERATING STATION, UNIT 2 (TAC NO.  
MB1125)

Dear Mr. Kingsley:

By letter dated February 1, 2001, Exelon Generation Company, LLC (Exelon), submitted its license amendment request for Limerick Generating Station, Unit 2 (LGS 2), Cycle 7, Safety Limit Minimum Critical Power Ratio (SLMCPR), and requested that Attachment 4 (Letter from C. P. Collins, Global Nuclear Fuel - America, LLC (GNL-A), to K. Donovan, Exelon, dated January 18, 2001, "Limerick Unit 2 Cycle 7 Safety Limit MCPR") be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.790(a)(4). Attachment 4 includes an affidavit dated January 18, 2001, and executed by Mr. Glen A. Watford of GNL-A. A nonproprietary copy of the GNL-A document has been placed in the Nuclear Regulatory Commission's (NRC's) public document room and added to the Agencywide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS) Library.

In addition, by letter dated March 6, 2001, Exelon responded to an NRC request for additional information regarding their February 1, 2001, amendment request. Exelon requested that Attachment 1, "Affidavit and Response to Request for Additional Information," which includes an affidavit executed by Mr. Charles M. Vaughan of GNL-A on March 5, 2001 of their March 6, 2001, letter be withheld from public disclosure pursuant to 10 CFR 2.790(a)(4).

The affidavits stated that the proprietary information in each document should be considered exempt from mandatory public disclosure because they contain:

Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GNL-A's competitors without license from GNL-A constitutes a competitive economic advantage over other companies; and

Information which, if used by a competitor, would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.

We have reviewed your applications and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of GNL-A's statements, have determined that the information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the versions of the submitted information marked as proprietary (i.e., Attachment 4 of Exelon letter dated February 1, 2001, and Attachment 1 of Exelon letter dated March 6, 2001), will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You should also understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-1055.

Sincerely,

**/RA/**

Christopher Gratton, Sr. Project Manager, Section 2  
Project Directorate I  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-353

cc: See next page

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**/RA/**

Christopher Gratton, Sr. Project Manager, Section 2  
Project Directorate I  
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Limerick Generating Station, Units 1 & 2

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