



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, DC 20555 - 0001**

December 20, 2002

21<sup>st</sup> Century Technologies, Inc.  
Attn: Kevin Romney  
5050 E. Belknap St.  
Haltom City, TX 76117

**SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
RELATED TO 21<sup>st</sup> CENTURY TECHNOLOGIES MODELS DNS200 AND DNS  
390 INSIGHT TECHNOLOGY GHOSTRING SIGHTS**

Dear Mr. Romney:

21st Century Technologies, Inc., letters dated October 14, 2002, and October 24, 2002, requested a licensing amendment to NRC License No. 42-23850-02E and amendment to registration certificate No. NR-0365-D-101-E, to include Models DNS 200 and DNS 390 Ghosting sights. Affidavit dated November 20, 2002, stated that Drawings DNS-400, DNS-181, DNS 200, DNS-391, DNS-390, DNS-518 and DNS-621 submitted to NRC in support of your application contained information proprietary in nature. Your application package also contained nonproprietary information which will be placed in the U.S. Nuclear Regulatory Commission (NRC) public document room and added to the Agency-wide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS Library).

21<sup>st</sup> Century stated that the the above referenced drawings should be considered exempt from mandatory public disclosure for the following reasons:

1. The referenced drawings contain proprietary information.
2. The owner of the information Insight Technology, Inc., who is the client of 21<sup>st</sup> Century for these products, holds the information in in confidence and such information is customarily held in confidence.
3. The release of the information would jeopardize 21<sup>st</sup> Century competitive position by allowing its competitors to readily reproduce the design and employ it on competing products with out incurring substantial non-recurring expenses associated with the development and qualification.

We have reviewed 21<sup>st</sup> Century's request in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary information.

Therefore, the seven drawings specified in the affidavit dated November 20, 2002, and 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.

Kevin Romney

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 also should 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.

Sincerely,

*/RA/*

Ujagar S. Bhachu, PEng., CEng., F I MECH. E  
Materials Safety and Inspection Branch  
Division of Industrial and  
Medical Nuclear Safety  
Office of Nuclear Material Safety  
and Safeguards

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File; 21<sup>st</sup>. Century affidavit acceptance letter

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