

April 6, 2005

Mr. Jeffrey S. Forbes  
Vice President Operations  
Arkansas Nuclear One  
Entergy Operations, Inc.  
1448 S. R. 333  
Russellville, AR 72801

SUBJECT: FRAMATOME ANP (FANP), REQUEST FOR WITHHOLDING INFORMATION  
FROM PUBLIC DISCLOSURE FOR ARKANSAS NUCLEAR ONE, UNIT 2  
(ANO-2) (TAC NO. MC2641)

Dear Mr. Forbes:

By letter dated January 20, 2005, you submitted an affidavit dated December 17, 2004, executed by Gale F. Elliott, and requested that the information contained in the following document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

“ANO-2 P/T [Pressure/Temperature] Limit Raw Data for All Components during  
Cooldown Transients”

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (a) The information reveals details of FANP's research and development plans and programs or their results.
- (b) Use of the information by a competitor would permit the competitor to significantly reduce its expenditures, in time or resources, to design, produce, or market a similar product or service.
- (c) The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for FANP.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component the exclusive use of which provides a competitive advantage for FANP in product optimization or marketability.
- (e) The information is vital to a competitive advantage held by FANP, would be helpful to competitors to FANP, and would likely cause substantial harm to the competitive position of FANP.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be

Mr. J. S. Forbes

- 2 -

withheld from public disclosure.

Therefore, the report, "ANO-2 P/T Limit Raw Data for All Components during Cooldown Transients," marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.390(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 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.

If you have any questions regarding this matter, I may be reached at 301-415-1436.

Sincerely,

*/RA/*

Drew Holland, Project Manager, Section 1  
Project Directorate IV  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-368

cc: Plant Mailing List

Mr. J. S. Forbes

- 2 -

Therefore, the report, "ANO-2 P/T Limit Raw Data for All Components during Cooldown Transients," marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.390(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 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.

If you have any questions regarding this matter, I may be reached at 301-415-1436.

Sincerely,

/RA/

Drew Holland, Project Manager, Section 1  
Project Directorate IV  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-368

cc: Plant Mailing List

DISTRIBUTION:

Non-Public  
PDIV-1 Reading  
RidsNrrDlpmLpdiv (HBerkow)  
RidsNrrDlpmLpdiv1 (AHowe)  
RidsNrrLADJohnson  
RidsNrrPMDHolland  
RidsOgcMailCenter  
JWermiel, DSSA/SRXB (JSW1)  
WBateman, DE/EMCB (WHB)  
RidsArcsAcnwMailCenter  
RidsRgn4MailCenter

ADAMS ACCESSION NUMBER:

OFFICE	PDIV-1/PM	PDIV-1/LA	DE/EMCB	PDIV-1/SC
NAME	DHolland	DJohnson	MMitchell	AHowe
DATE	3/17/05	2/18/05	3/17/05	3/21/05

**OFFICIAL RECORD COPY**

Arkansas Nuclear One

cc:

Senior Vice President  
& Chief Operating Officer  
Entergy Operations, Inc.  
P. O. Box 31995  
Jackson, MS 39286-1995

Vice President, Operations Support  
Entergy Operations, Inc.  
P. O. Box 31995  
Jackson, MS 39286-1995

Director, Division of Radiation  
Control and Emergency Management  
Arkansas Department of Health  
4815 West Markham Street, Slot 30  
Little Rock, AR 72205-3867

Wise, Carter, Child & Caraway  
P. O. Box 651  
Jackson, MS 39205

Winston & Strawn  
1400 L Street, N.W.  
Washington, DC 20005-3502

Mr. Mike Schoppman  
Framatome ANP  
3815 Old Forest Road  
Lynchburg, VA 24501

Senior Resident Inspector  
U.S. Nuclear Regulatory Commission  
P. O. Box 310  
London, AR 72847

Regional Administrator, Region IV  
U.S. Nuclear Regulatory Commission  
611 Ryan Plaza Drive, Suite 400  
Arlington, TX 76011-8064

County Judge of Pope County  
Pope County Courthouse  
Russellville, AR 72801