

July 13, 2005

Mr. Charlie F. Holman, Manager  
Environmental, Health, Safety  
and Licensing  
Framatome ANP, Inc.  
1724 Mount Athos Road  
P. O. Box 11646  
Lynchburg, VA 24506-1646

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
- FRAMATOME ANP, INC. LYNCHBURG (TAC NO. L31886)

Dear Mr. Holman:

By letter dated, June 22, 2005, you submitted an affidavit dated June 22, 2005, that included an attached document titled, "Attachment 1, Supplemental Information for Application for License Amendment to Change the Applied Administrative Margin for Finished Fuel Assemblies at Two Workstations (TAC No. L31886)." You requested that this attachment be withheld from public disclosure pursuant to 10 CFR 2.390.

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

1. The information contained in the document has been held in confidence by FANP, Inc., in that it contains trade secrets or commercial information as defined in 10 CFR 2.390(a).
2. The information contained in the document is the intellectual property of FANP, Inc., and is held in confidence by FANP, Inc. This information has not been made public by FANP, Inc., nor has it authorized its public release.
3. The disclosure of this information to the public would likely cause substantial harm to the competitive advantage held by FANP, Inc., because it contains distinguishing aspects of a process, methodology, or components which provide a competitive advantage in product optimization or marketability.

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. Therefore, the version of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.390(b)(6), 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 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 letter, please contact me at (301) 415-5848 or by e-mail at [bcg@nrc.gov](mailto:bcg@nrc.gov).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

**/RA/**

William Gleaves, Project Manager  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
and Safeguards  
Office of Nuclear Material Safety  
and Safeguards

Docket: 70-1201  
License: SNM-1168

C. Holman

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Sincerely,

**/RA/**

William Gleaves, Project Manager  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
and Safeguards  
Office of Nuclear Material Safety  
and Safeguards

Docket: 70-1201  
License: SNM-1168

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