



October 6, 2006  
NRC:06:041


Document Control Desk  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

**Revised Affidavit for Topical Report ANP-10263(P) Revision 0 (TAC No. MD2803)**

Ref.: 1. Letter, Ronnie L. Gardner (AREVA NP Inc.) to Document Control Desk (NRC), "Request for Review and Approval of ANP-10263(P) Revision 0, 'Codes and Methods Applicability Report for the U.S. EPR'," NRC:06:032, August 10, 2006.

This letter is provided in response to an NRC request to provide a revised affidavit for the proprietary information transmitted in Reference 1. The content of the revised affidavit was discussed in a telephone call on October 3, 2006, with Larry Burkhart, NRC Project Manager, and in a telephone call on October 4, 2006, with Joe Williams, NRC Project Manager. The enclosed revised affidavit is consistent with those discussions.

Sincerely,

  
Ronnie L. Gardner, Manager  
Site Operations and Regulatory Affairs  
AREVA NP Inc.

cc: L. J. Burkhart  
J. F. Williams  
Project 733

D077

**AREVA NP INC.**  
An AREVA and Siemens company

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requested qualifies under 10 CFR 2.390(a)(4) "Trade secrets and commercial or financial information."

6. The following criteria are customarily applied by AREVA NP to determine whether information should be classified as proprietary:

- (a) The information reveals details of AREVA NP'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 AREVA NP.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA NP in product optimization or marketability.
- (e) The information is vital to a competitive advantage held by AREVA NP, would be helpful to competitors to AREVA NP, and would likely cause substantial harm to the competitive position of AREVA NP.

The information in the Document is considered proprietary for the reasons set forth in paragraphs 6(b) and 6(c) above.

7. In accordance with AREVA NP's policies governing the protection and control of information, proprietary information contained in this Document have been made available, on a limited basis, to others outside AREVA NP only as required and under suitable agreement providing for nondisclosure and limited use of the information.

8. AREVA NP policy requires that proprietary information be kept in a secured file or area and distributed on a need-to-know basis.

9. The foregoing statements are true and correct to the best of my knowledge, information, and belief.

Jerald S Holm

SUBSCRIBED before me this 4<sup>th</sup>  
day of October, 2006.

Susan K McCoy  
Susan K. McCoy  
NOTARY PUBLIC, STATE OF WASHINGTON  
MY COMMISSION EXPIRES: 1/10/2008

