



June 5, 2007
E-25134

U. S. Nuclear Regulatory Commission
Attn: Document Control Desk
One White Flint North
11555 Rockville Pike
Rockville, MD 20852

Subject: Affidavit for Proprietary Information Involved in a Planned Public Meeting
Regarding Transnuclear, Inc. Application for Amendment 10 to the NUHOMS®
Certificate of Compliance No. 1004 for Spent Fuel Storage Casks, Docket No.
72-1004 (TAC NO. L24052)

Gentlemen:

The NRC staff has requested a meeting to discuss certain thermal calculations associated with Transnuclear's application for Amendment 10 to NUHOMS® Certificate of Compliance No. 1004 for Spent Fuel Storage Casks. Transnuclear considers the information contained in those calculations to be proprietary in nature. Therefore, in accordance with 10 CFR 2.390, I am providing an affidavit (Enclosure 1) specifically requesting that you withhold this proprietary information from public disclosure.

Should the NRC staff require additional information regarding this submittal, please do not hesitate to contact Mr. Don Shaw at 410-910-6878 or me at 410-910-6860.

Sincerely,

Tara Neider
President

cc: Mr. Joseph Sebrosky (NRC SFST) (provided in a separate mailing)

Enclosures:

1. Affidavit

AFFIDAVIT PURSUANT
TO 10 CFR 2.390

Transnuclear, Inc.)
State of Maryland) SS.
County of Howard)

I, Tara Neider, depose and say that I am the President of Transnuclear, Inc., duly authorized to make this affidavit, and have reviewed or caused to have reviewed the information which is identified as proprietary and referenced in the paragraph immediately below. I am submitting this affidavit in conformance with the provisions of 10 CFR 2.390 of the Commission’s regulations for withholding this information.

The information for which proprietary treatment is sought is listed below:

- Transnuclear, Inc. Calculation NUH32PTH1-0402, “Fuel Effective Thermal Properties Calculation for the NUHOMS®-32PTH1 DSC Design for Helium Backfill and Vacuum Conditions,” Revision 0
- Transnuclear, Inc. Calculation NUH32PTH1-0420, “Air Flow within NUHOMS HSM-H Loaded with 32PTH1 DSC,” Revision 0
- Transnuclear, Inc. Calculation NUH32PTH1-0421, “Thermal Analysis of HSM-H Loaded with 32PTH1 DSC,” Revision 0
- Transnuclear, Inc. Calculation NUH32PTH1-0450, “Thermal Analysis of OS200 Transfer Cask Loaded with 32PTH1 DSC,” Revision 0
- Transnuclear, Inc. Calculation NUH32PTH1-0403, “NUHOMS®-32PTH1 DSC Thermal Evaluation for Storage and Transfer Conditions,” Revision 0
- Transnuclear, Inc. Calculation NUH61BTH-0402, “Fuel Effective Thermal Properties Calculation for the NUHOMS®-61BTH DSC Design for Helium Backfill and Vacuum Conditions,” Revision 0
- Transnuclear, Inc. Calculation NUH61BTH-0420, “Air Flow Calculation for NUHOMS® HSM-H with 61BTH-DSC,” Revision 0
- Transnuclear, Inc. Calculation NUH61BTH-0421, “Thermal Analysis of NUH61BTH DSC in HSM-H Storage Module,” Revision 0
- Transnuclear, Inc. Calculation NUH61BTH-0450, “Thermal Analysis of NUHOMS® OS197FC-B Transfer Cask Loaded with 61BTH Type 1 and Type 2 DSC,” Revision 0
- Transnuclear, Inc. Calculation NUH61BTH-0403, “NUHOMS®-61BTH DSC Thermal Evaluation for Storage and Transfer Conditions,” Revision 0

I have personal knowledge of the criteria and procedures utilized by Transnuclear, Inc. in designating information as a trade secret, privileged or as confidential commercial or financial information.

Pursuant to the provisions of paragraph (b) (4) of Section 2.390 of the Commission's regulations, the following is furnished for consideration by the Commission in determining whether the information sought to be withheld from public disclosure, included in the above referenced document, should be withheld.

- 1) The information sought to be withheld from public disclosure involves certain thermal analyses associated with the 32PTH1 and 61BTH cask designs, which are owned and have been held in confidence by Transnuclear, Inc.
- 2) The information is of a type customarily held in confidence by Transnuclear, Inc. and not customarily disclosed to the public. Transnuclear, Inc. has a rational basis for determining the types of information customarily held in confidence by it.
- 3) The information will be shared with the Commission in confidence under the provisions of 10 CFR 2.390 with the understanding that it is to be reviewed in confidence by the Commission.
- 4) The information, to the best of my knowledge and belief, is not available in public sources, and any disclosure to third parties has been made pursuant to regulatory provisions or proprietary agreements which provide for maintenance of the information in confidence.
- 5) Public disclosure of the information is likely to cause substantial harm to the competitive position of Transnuclear, Inc. because:
 - a) A similar product is manufactured and sold by competitors of Transnuclear, Inc.
 - b) Development of this information by Transnuclear, Inc. required expenditure of considerable resources. To the best of my knowledge and belief, a competitor would have to undergo similar expense in generating equivalent information.
 - c) In order to acquire such information, a competitor would also require considerable time and inconvenience related to the development of a design and analysis of a dry spent fuel storage system.
 - d) The information required significant effort and expense to obtain the licensing approvals necessary for application of the information. Avoidance of this expense would decrease a competitor's cost in applying the information and marketing the product to which the information is applicable.
 - e) The information consists of certain descriptions of the design and analysis of dry spent fuel storage systems, the application of which provide a competitive economic advantage. The availability of such information to competitors would enable them to modify their product to better compete with Transnuclear, Inc., take marketing or other actions to improve their product's position or impair the position of Transnuclear, Inc.'s product, and avoid developing similar data and analyses in support of their processes, methods or apparatus.

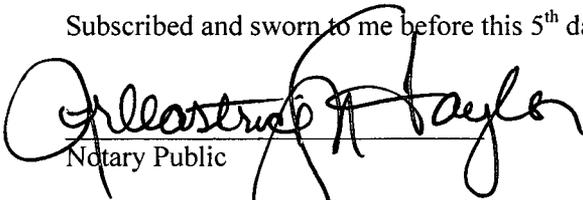
- f) In pricing Transnuclear, Inc.'s products and services, significant research, development, engineering, analytical, licensing, quality assurance and other costs and expenses must be included. The ability of Transnuclear, Inc.'s competitors to utilize such information without similar expenditure of resources may enable them to sell at prices reflecting significantly lower costs.

Further the deponent sayeth not.



Tara Neider
President, Transnuclear, Inc.

Subscribed and sworn to me before this 5th day of June, 2007.



Notary Public

My Commission Expires 10 / 14 / 2008

