

August 28, 2007

Mr. Ronnie L. Gardner  
AREVA NP Inc.  
3315 Old Forest Road  
P.O. Box 10935  
Lynchburg, VA 24506-0935

SUBJECT: AREVA NP, INC. - REQUEST FOR WITHHOLDING INFORMATION FROM  
PUBLIC DISCLOSURE FOR THE RESPONSE TO A REQUEST FROM THE NRC  
FOR MAAP AND MELCOR INPUT FILES FOR THE U.S. EPR  
(TAC NO. MD0303)

Dear Mr. Gardner:

By letter to the Nuclear Regulatory Commission (NRC) dated May 11, 2007, AREVA NP Inc. submitted an affidavit dated May 11, 2007 (ADAMS Accession Number ML071350435), executed by Ronda M. Daflucas, requesting 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: a CD containing the U.S. EPR Input Files for MAAP and MELCOR. You indicated that you considered the information contained on this CD to be proprietary in its entirety, thus you did not provide a non-proprietary version.

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

- (1) 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.
- (2) 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.

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 withheld from public disclosure.

Therefore, the version of the submitted information 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.

R. Gardner

-2-

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 301-415-3361.

Sincerely,

*/RA/*

Getachew Tesfaye, Project Manager  
EPR Projects Branch 1  
Division of New Reactor Licensing  
Office of New Reactors

Project No. 733

cc: DC Areva - EPR Mailing List

R. Gardner

-2-

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 301-415-3361.

Sincerely,

*/RA/*

Getachew Tesfaye, Project Manager  
EPR Projects Branch 1  
Division of New Reactor Licensing  
Office of New Reactors

Project No. 733

cc: DC Areva - EPR Mailing List

Distribution:  
PUBLIC  
NAR1 R/F  
RidsNroDnrlNar1  
RidsOgcMailCenter  
RidsAcrcsAcnwMailCenter  
RidsRgn2MailCenter  
RidsNroDsraSrlb  
GTesfaye  
MCanova  
DClarke  
EFuller  
LBurkhart

ADAMS Accession Number: ML0721201170

OFFICE	PM:DNRL/NARP	PM:DNRL/NARP	LA:DNRL/NARP	BC:DSRA/SRLBB	BC:DNRL/NARP
NAME	MCanova	GTesfaye	PCoates	HHamzehee	JColaccino
DATE	08/21/2007	08/21/2007	08/21/2007	08/24/2007	08/28/2007

OFFICIAL RECORD COPY

cc:

Mr. Glenn H. Archinoff  
AECL Technologies  
481 North Frederick Avenue  
Suite 405  
Gaithersburg, MD 20877

Ms. Michele Boyd  
Legislative Director  
Energy Program  
Public Citizens Critical Mass Energy  
and Environmental Program  
215 Pennsylvania Avenue, SE  
Washington, DC 20003

Mr. Marvin Fertel  
Senior Vice President  
and Chief Nuclear Officer  
Nuclear Energy Institute  
1776 I Street, NW  
Suite 400  
Washington, DC 20006-3708

Mr. Ray Ganthner  
AREVA, Framatome ANP, Inc.  
3315 Old Forest Road  
P.O. Box 10935  
Lynchburg, VA 24506-0935

Dr. Charles L. King  
Licensing Manager, IRIS Project  
Westinghouse Electric Company  
Science and Technology Department  
20 International Drive  
Windsor, CT 06095

Ms. Sherry McFaden  
Framatome NP, Inc.  
3315 Old Forest Road, OF-16  
Lynchburg, VA 24501

Mr. John O'Neill  
Pillsbury, Winthrop, Shaw, Pittman  
2300 N Street, NW  
Washington, DC 20037

Mr. Steve Seitz  
AREVA  
100 Dean Road  
East Lyme, CT 06333

Mr. Robert E. Sweeney  
IBEX ESI  
4641 Montgomery Avenue  
Suite 350  
Bethesda, MD 20814

Mr. Gary Wright  
Director  
Division of Nuclear Facility Safety  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield, IL 62704

Email

APH@NEI.org (Adrian Heymer)  
awc@nei.org (Anne W. Cottingham)  
bennettS2@bv.com (Steve A. Bennett)  
bob.brown@ge.com (Robert E. Brown)  
BrinkmCB@westinghouse.com (Charles Brinkman)  
carey.fleming@constellation.com (Carey Fleming)  
chris.maslak@ge.com (Chris Maslak)  
cwaltman@roe.com (C. Waltman)  
david.hinds@ge.com (David Hinds)  
david.lewis@pillsburylaw.com (David Lewis)  
dlochbaum@UCSUSA.org (David Lochbaum)  
erg-xl@cox.net (Eddie R. Grant)  
frankq@hursttech.com (Frank Quinn)  
gcesare@enercon.com (Guy Cesare)  
greshaja@westinghouse.com (James Gresham)  
james.beard@gene.ge.com (James Beard)  
jcurtiss@winston.com (Jim Curtiss)  
jgutierrez@morganlewis.com (Jay M. Gutierrez)  
jim.riccio@wdc.greenpeace.org (James Riccio)  
JJNesrsta@cpsenergy.com (James J. Nesrsta)  
john.o'neil@pillsburylaw.com (John O'Neil)  
Joseph.savage@ge.com (Joseph Savage)  
Joseph\_Hegner@dom.com (Joseph Hegner)  
junichi\_uchiyama@mhi.co.jp (Junichi Uchiyama)  
KSutton@morganlewis.com (Kathryn M. Sutton)  
kwaugh@impact-net.org (Kenneth O. Waugh)  
lynchs@gao.gov (Sarah Lynch - Meeting Notices Only)  
maria.webb@pillsburylaw.com (Maria Webb)  
mark.beaumont@wsms.com (Mark Beaumont)  
matias.travieso-diaz@pillsburylaw.com (Matias Travieso-Diaz)  
media@nei.org (Scott Peterson)  
mike\_moran@fpl.com (Mike Moran)  
mwetterhahn@winston.com (M. Wetterhahn)  
nirsnet@nirs.org (Michael Mariotte)  
patriciaL.campbell@ge.com (Patricia L. Campbell)  
paul@beyondnuclear.org (Paul Gunter)  
paul.gaukler@pillsburylaw.com (Paul Gaukler)  
Petrovb@westinghouse.com (Bojan Petrovic)  
pshastings@duke-energy.com (Peter Hastings)  
RJB@NEI.org (Russell Bell)  
RKTemple@cpsenergy.com (R.K. Temple)  
roberta.swain@ge.com (Roberta Swain)  
rod.krich@constellation.com (Mr. Rod Krich)  
Ronda.Daflucas@areva.com (Ronda Daflucas)  
ronald.hagen@eia.doe.gov (Ronald Hagen)  
sandra.sloan@areva.com (Sandra Sloan)  
sfrantz@morganlewis.com (Stephen P. Frantz)  
steven.hucik@ge.com (Steven Hucik)

tkkibler@scana.com (Tria Kibler)  
tom.miller@hq.doe.gov (Tom Miller)  
trsmith@winston.com (Tyson Smith)  
vijukrp@westinghouse.com (Ronald P. Vijuk)  
waraksre@westinghouse.com (Rosemarie E. Waraks)  
wayne.marquino@ge.com (Wayne Marquino)  
whorin@winston.com (W. Horin)