

November 8, 2007

Mr. Robert Grubb
Transnuclear, Inc.
5135 Minstrel Way, Suite 300
Columbia, MD 21045

SUBJECT: WITHHOLDING INFORMATION FOR THE MODEL NO. TN-RAM PACKAGE,
CERTIFICATE OF COMPLIANCE NO. 9233

Dear Mr. Grubb:

By letter dated October 19, 2007, you requested, on behalf of Transnuclear, Inc. (TN), revision of Certificate of Compliance No. 9233 for the Model No. TN-RAM package. You also requested that certain information be withheld from public disclosure in accordance with 10 CFR 2.390. You provided an affidavit dated October 19, 2007, identifying information sought to be withheld and the basis for withholding this information. Your affidavit requested that the following information be withheld: Transnuclear Drawing Nos. 990-701, Rev. 7; 990-703, Rev. 8; 990-704, Rev. 4; and 990-610, Rev. 0.

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

- The information sought to be withheld from public disclosure consists of drawings associated with the TN-RAM packaging, all of which are owned and have been held in confidence by TN. This information is of a type customarily held in confidence by TN and not customarily disclosed to the public. TN has a rational basis for determining the types of information customarily held in confidence by it. The information was transmitted to the Commission in confidence under the provisions of 10 CFR 2.390 with the understanding that it was to be received in confidence by the Commission. The information, to the best of your 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.
- TN has expended considerable resources in developing the information, and any release or disclosure of such information to third parties would enable and assist third parties to use the information to fabricate and license a similar transport package while reducing the development risk and cost. This could cause substantial harm to TN's competitive position.

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 portions of your application identified in your affidavit and 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 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 of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions regarding this matter, I can be reached at 301-492-3326.

Sincerely,

/RA/

Nancy L. Osgood, Senior Project Manager
Licensing Branch
Division of Spent Fuel Storage and Transportation
Office of Nuclear Material Safety
and Safeguards

Docket No. 71-9233

TAC No. L24144

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C=Without attachment/enclosure E=With attachment/enclosure N=No copy **OFFICIAL RECORD COPY**

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