UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

November 19, 2008

Ms. Pamela B. Cowan
Director, Licensing and Regulatory Affairs
Exelon Generation Company, LLC
200 Exelon Way
Kennett Square, PA 19348

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE REGARDING PEACH BOTTOM ATOMIC POWER STATION, UNITS 2 AND 3 (TAC NOS. MD3717 AND MD3718)

Dear Ms. Cowan:

By Exelon Generation Company, LLC, (Exelon) letter dated February 14, 2008 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML080460559), and Global Nuclear Fuel – Americas, L.L.C. (GNF-A) affidavit JMD-EXN-HE0-08-015, executed by Mr. Andrew A. Lingenfelter, dated February 13, 2008, (Attachment 1 to the Exelon letter dated February 14, 2008), you requested 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:

> Global Nuclear Fuel Report GNF S-0000-0080-3313, Rev. 1, "PB LPRM Calibration Interval Extension Support." (Attachment 1 to Exelon letter dated February 14, 2008, ADAMS Accession No. ML080460559)

A nonproprietary copy of this document has been placed in the Nuclear Regulatory Comrnission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

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

(4)(a) Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GNF-A's competitors without license from GNF-A constitutes a competitive economic advantage over other companies.

(4)(b) Information which, if used by a competitor, would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.

We have reviewed your application and the material in accordance with 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 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.

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 301-415-3204.

Sincerely,

John D. Hughey

John D. Hughey, Project Manager
Plant Licensing Branch I-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-277 and 50-278

cc: See next page

Peach Bottom Atomic Power Station, Unit Nos. 2 and 3
cc:

Mr. Andrew A. Lingenfelter
Vice President, Fuel Engineering
Global Nuclear Fuel - Americas, LLC
3901 Castle Hayne Road, M/C J70
Wilmington, NC 28401

Additional distribution via ListServ

We have reviewed your application and the material in accordance with 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 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.

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 301-415-3204.

Sincerely,

/ra/

John D. Hughey, Project Manager
Plant Licensing Branch I-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-277 and 50-278

cc: See next page

DISTRIBUTION:

PUBLIC	LPLI-2 R/F	RidsNrrPMJHugheyResource
RidsNrrLAABaxterResource	RidsOgcRPResource	RidsRgn1MailCenterResource
RidsNrrDorlLpl1-2Resource	RidsAcrsAcrw&mMailCenterResource	

ADAMS Accession Number: ML080580549

OFFICE	LPL1-2/PM	LPL1-2/LA	LPL1-2/BC
NAME	JHughey	ABaxter	HChernoff
DATE	11/13/2008	11/12/2008	11/19/2008

OFFICIAL RECORD COPY