



MITSUBISHI HEAVY INDUSTRIES, LTD.
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TOKYO, JAPAN

February 27, 2008

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

Attention: Mr. Jeffrey A. Ciocco,

Project No.0751
MHI Ref: UAP-HF-08045

Subject: Supplemental Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application

References: 1) Letter MHI Ref: UAP-HF-08037 from M. Kaneda (MHI) to U.S. NRC, "Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application," dated February 8, 2008.

With this letter, Mitsubishi Heavy Industries, Ltd. ("MHI") transmits to the U.S. Nuclear Regulatory Commission ("NRC") a document entitled "MHI's Supplemental Responses to the NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application." In the enclosed document, MHI supplements the initial responses provided for Question 1 and Question 2 in "MHI's Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application," Enclosure 1 to Reference 1. In the initial responses submitted with Reference 1, MHI committed to submit additional information to the NRC to respond fully to these questions by the end of February, 2008. The responses to Question 1 and Question 2 provided in the enclosed document replace MHI's initial responses provided with Reference 1.

As indicated in the enclosed materials, this document contains information that MHI considers proprietary, and therefore should be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4) and 10 C.F.R § 9.17 (a)(4) as trade secrets and commercial or financial information which is privileged or confidential. A non-proprietary version of the document is also being submitted in this package (Enclosure 3). In the non-proprietary version, the proprietary information, bracketed in the proprietary version, is replaced by the designation "[]".

This letter includes a copy of the proprietary version (Enclosure 2), a copy of non-proprietary version (Enclosure 3), and the Affidavit of Masahiko Kaneda (Enclosure 1) which identifies the reasons MHI respectfully requests that all materials designated as "Proprietary" in Enclosure 2 be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4) and 10 C.F.R. § 9.17(a)(4).

Please contact Dr. C. Keith Paulson, Senior Technical Manager, Mitsubishi Nuclear Energy Systems, Inc. if the NRC has questions concerning any aspect of the submittals. His contact information is provided below.

Sincerely,

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M. Kaneda

Masahiko Kaneda,
General Manager- APWR Promoting Department
Mitsubishi Heavy Industries, LTD.

Enclosures:

Enclosure1 - Affidavit of Masahiko Kaneda (non-proprietary)

Enclosure2 - MHI's Supplemental Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application (proprietary)

Enclosure3 - MHI's Supplemental Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application (non-proprietary)

CC: L. J. Burkhart
J. W. Chung
S. R. Monarque
C. K. Paulson

Contact Information

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MITSUBISHI HEAVY INDUSTRIES, LTD.

AFFIDAVIT

I, Masahiko Kaneda, state as follows:

1. I am General Manager, APWR Promoting Department, of Mitsubishi Heavy Industries, LTD ("MHI"), and have been delegated the function of reviewing MHI's US-APWR documentation to determine whether it contains information that should be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4) and 10 C.F.R. § 9.17(a)(4) as trade secrets and commercial or financial information which is privileged or confidential.
2. In accordance with my responsibilities, I have reviewed the enclosed document entitled "MHI's Supplemental Responses to NRC's Questions for NRC's Acceptance Review of the US-APWR Design Certification Application" dated February 2008, and have determined that portions of the document contain proprietary information that should be withheld from public disclosure. Those pages containing proprietary information are identified with the label "Proprietary" on the top of the page and the proprietary information has been bracketed with an open and closed bracket as shown here "[]". The first page of the document indicates that all information identified as "Proprietary" should be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4).
3. The information identified as proprietary in the enclosed document has in the past been, and will continue to be, held in confidence by MHI and its disclosure outside the company is limited to regulatory bodies, customers and potential customers, and their agents, suppliers, and licensees, and others with a legitimate need for the information, and is always subject to suitable measures to protect it from unauthorized use or disclosure.
4. The basis for holding the referenced information confidential is that it describes the unique design of the safety analysis, developed by MHI and not used in the exact form by any of MHI's competitors. This information was developed at significant cost to MHI, since it required the performance of research and development and the performance of detailed hardware design and software development extending over several years.
5. The referenced information is being furnished to the Nuclear Regulatory Commission ("NRC") in confidence and solely for the purpose of information to the NRC staff.
6. The referenced information is not available in public sources and could not be gathered readily from other publicly available information. Other than through the provisions in paragraph 3 above, MHI knows of no way the information could be lawfully acquired by organizations or individuals outside of MHI.
7. Public disclosure of the referenced information would assist competitors of MHI in their design of new nuclear power plants without incurring the costs or risks associated with the design of the subject systems. Therefore, disclosure of the information contained in the referenced document would have the following negative impacts on the competitive position of MHI in the U.S. nuclear plant market:

- A. Loss of competitive advantage due to the costs associated with development of the safety analysis methodology. Providing public access to such information permits competitors to duplicate or mimic the methodology without incurring the associated costs.
- B. Loss of competitive advantage of the US-APWR created by benefits of enhanced plant safety, and reduced operation and maintenance costs associated with the safety analysis.

I declare under penalty of perjury that the foregoing affidavit and the matters stated therein are true and correct to the best of my knowledge, information and belief.

Executed on this 27th day of February, 2008.



Masahiko Kaneda,
General Manager- APWR Promoting Department
Mitsubishi Heavy Industries, LTD.