

August 14, 2008

Mr. Dennis Ray Finch  
104 Cardinal Drive  
Taylors, South Carolina 29687

Dear Mr. Finch:

I am responding to your emails dated July 14 and August 4, 2008, in which you explain your design for a cascading radiological confinement system that results in fewer air changes and the generation of less radioactive waste. You provided your design to us for consideration.

The mission of the U.S. Nuclear Regulatory Commission (NRC) is to ensure adequate protection of public health and safety and the scope of our responsibility includes regulating commercial nuclear power plants, nuclear fuel cycle facilities, and the disposal of radioactive materials and wastes. The NRC neither operates these facilities nor issues design patents for the facilities engaged in these activities; therefore, we are unable to provide feedback on your design.

It appears that your "design practice" could be considered proprietary. NRC regulations require that documents submitted to the agency be made publicly available unless a qualifying basis for withholding is provided. If you desire that your paper not be made publicly available, please provide an affidavit requesting that the document be withheld from public disclosure in compliance with the criteria in the applicable regulatory requirements of 10 CFR 2.390. The agency will review any information you provide and determine whether there is an adequate basis to withhold it from public disclosure.

If we do not hear from you within 15 days from the date of this letter, your paper will be made publicly available in our Agencywide Documents Access and Management System (ADAMS). In the alternative, you may request to withdraw your document within the 15 days, in which case we will not maintain a record of it in our system. You should understand that while the NRC is in possession of the document, the agency may have cause to review it for a public disclosure determination, for example, if the scope of a Freedom of Information Act request includes your information. In such situations, the NRC normally notifies the submitter in advance of any public disclosure and provides an opportunity to object to release of the document.

I trust this response clarifies our role in the regulation of nuclear materials.

Sincerely,

***/RA by GPangburn/***

Charles L. Miller, Office Director  
Office of Federal and State Materials  
and Environmental Management Programs

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Taylors, South Carolina 29687

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Charles L. Miller, Office Director  
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OFFICE	DWMEP: D	Tech Ed	FSME: D	
NAME	PBubar for LCamper	PTressler	CMiller (G.Pangburn for)	
DATE	08/06/2008	08/14/2008	08/14/2008	

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