



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

November 6, 2008

Mr. William R. Campbell, Jr.  
Chief Nuclear Officer and  
Executive Vice President  
Tennessee Valley Authority  
6A Lookout Place  
1101 Market Street  
Chattanooga, TN 37402-2801

SUBJECT: BROWNS FERRY NUCLEAR PLANT, UNITS 1, 2 AND 3 – REQUEST FOR  
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE FOR BROWNS  
FERRY NUCLEAR PLANT (TAC NOS. MD5262, MD5263 AND MD5264)

Dear Mr. Campbell:

By letters dated March 6, May 1, and June 3, 2008, the Tennessee Valley Authority submitted affidavits dated March 6, and April 21, and May 23, 2008, executed by Gayle Elliott on behalf of AREVA NP Incorporated (AREVA), requesting that information contained in the following documents be withheld from public disclosure pursuant to Title 10 of the Code of Federal Regulations (10 CFR) Section 2.390:

Enclosure 1 to a letter dated March 6, 2008, *Responses to NRC RAI - Round 16 for Browns Ferry EPU SRXB-74/86, SRXB-87, SRXB-88, SRXB-89, and SRXB-90*; and

Enclosure 1 to a letter dated May 1, 2008, *Supplemental Response to Round 16 Request for Additional Information SRXB-87 and SRXB-89*.

Enclosure 1 to a letter dated June 3, 2008, *Supplemental Response to Round 16 Request for Additional Information SRXB-88*

Non-proprietary copies of these documents have been placed in the 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:

(b) 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.

(c) 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.

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 301-415-2315.

Sincerely,

**/RA/**

Eva A. Brown, Senior Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-259, 50-260 and 50-296

cc: See next page

Tennessee Valley Authority

**BROWNS FERRY NUCLEAR PLANT**

cc:

Gayle F. Elliott, Manager  
Product Licensing  
AREVA NP  
3315 Old Forest Road  
Lynchburg, VA 24506

**Additional Distribution via ListServ**

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