

February 23, 2009

Mr. Tom "Smitty" Smith, Director
Mr. Matthew Johnson, Researcher
Public Citizen, Texas Office
1303 San Antonio St.
Austin, TX 78701

RE: Request for Sensitive Unclassified Non-Safeguards Information
Luminant Generation Company, LLC, Comanche Peak Nuclear Power Plant, Units 3
and 4, Docket Nos. 52-034 and 52-035

Dear Mr. Smith and Mr. Johnson:

I am responding to your request for access to Sensitive Unclassified Non-Safeguards Information (SUNSI) contained in the application for combined licenses for two additional units to be located at the Comanche Peak Nuclear Power Plant. In your e-mail dated February 17, 2009, you request access to SUNSI information which Luminant Generation Company, LLC (Luminant) requested be withheld pursuant to a proprietary claim under 10 CFR 2.390.

You request access to the information in Tables 9.3-10, 9.3-14, 9.3-16, 9.3-23, and 9.3-26 contained in the Applicant's Environmental Report. By letter dated February 13, 2009, Luminant has withdrawn its proprietary claim on certain information contained in Chapter 9 of the Environmental Report including the tables to which you specifically requested SUNSI access.

The letter from Luminant along with the information you request is available through the web-based version of NRC's Agencywide Documents Access and Management System (ADAMS), which can be found at <http://www.nrc.gov/reading-rm/adams.html>. The information is listed under the accession number ML090490419. Because the information to which you request SUNSI access is publicly available, I will consider your request resolved. If you have any questions concerning this matter, please contact me at 301-415-6305 or via e-mail at james.biggin@nrc.gov.

Sincerely,

James P. Biggin, Senior Attorney /RA/

Office of the General Counsel
Mail Stop O 15 D-21
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Docket Nos.: 52-034 and 52-035

CC: hearingdocket@nrc.gov

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