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Nuclear

10 CFR 50

10 CFR 51

10 CFR 54

10 CFR 2.390

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TMI-09-041

March 30, 2009

U.S. Nuclear Regulatory Commission

ATTN: Document Control Desk

Washington, D.C. 20555

Three Mile Island Nuclear Station Unit 1

Facility Operating License No. DPR-50

NRC Docket No. 50-289

Subject: Three Mile Island Nuclear Station Unit 1 License Renewal Updated
Environmental Information

- References:
1. Three Mile Island Nuclear Station Unit 1 License Renewal Application Environmental Report", submitted 1/8/2008.
 2. U.S. Nuclear Regulatory Commission, "Summary Of Telephone Conference Call Held On July 17, 2008, Between The U.S. Nuclear Regulatory Commission And AmerGen Energy Company, LLC., Concerning Follow-Up Questions Pertaining To The Three Mile Island Nuclear Station, Unit 1 License Renewal Environmental Review And Site Audit," dated August 8, 2008.

To facilitate the NRC Staff's review of the Three Mile Island Nuclear Station Unit 1 License Renewal Application (LRA) Environmental Report, Exelon Generation Company (EGC) is submitting two documents identified below as Enclosure A. The first document, updates previously provided information concerning transport of the new Steam Generators from their point of landfall to Three Mile Island. The information it contains is AREVA NP sensitive business information that has been provided to EGC in accordance with the confidentiality provisions of the contract between the two companies. Accordingly, EGC requests that the confidential information be withheld from public disclosure pursuant to 10 CFR 2.390(a) (4). In support of our request, an Affidavit of Gayle F. Elliott is enclosed as the second document within Enclosure A.

This letter and its enclosures contain no commitments.

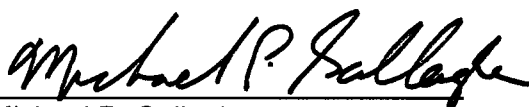
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NRC

If there are questions, please contact Fred Polaski, Manager License Renewal, at 610-765-5935.

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully,

Executed on: 3-30-2009


Michael P. Gallagher
Vice President, License Renewal
Exelon Generation Company, LLC

Enclosure A:

1. Letter from AREVA NP Inc. (S. Coleman) to AmerGen Energy Company, LLC (J. Piazza) regarding "Preliminary Responses to NRC Environmental Questions with Affidavit." February 6, 2009.
2. Affidavit of Gayle F. Elliott

cc: Regional Administrator, USNRC Region I, w/o Enclosure
USNRC Project Manager, NRR - License Renewal, Safety, w/o Enclosure
USNRC Project Manager, NRR - License Renewal, Environmental, w/ Enclosure
USNRC Project Manager, NRR - TMIGS, w/o Enclosure
USNRC Senior Resident Inspector, TMIGS, w/o Enclosure
File No. 08001

AFFIDAVIT

COMMONWEALTH OF VIRGINIA)
) ss.
CITY OF LYNCHBURG)

1. My name is Gayle F. Elliott. I am Manager, Product Licensing, for AREVA NP Inc. and as such I am authorized to execute this Affidavit.

2. I am familiar with the criteria applied by AREVA NP to determine whether certain AREVA NP information is proprietary. I am familiar with the policies established by AREVA NP to ensure the proper application of these criteria.

3. I am familiar with the AREVA NP information contained in the attachment to a letter from Sue Coleman (AREVA NP Inc.) to Mr. John Piazza, AmerGen Energy Company, LLC, Three Mile Island, Unit 1, Subject "Preliminary Responses to NRC Environmental Questions with Affidavit," AREVA-09-00538 dated February 4, 2009 and referred to herein as "Document." Information contained in this Document has been classified by AREVA NP in its entirety as proprietary in accordance with the policies established by AREVA NP for the control and protection of proprietary and confidential information.

4. This Document contains information of a proprietary and confidential nature and is of the type customarily held in confidence by AREVA NP and not made available to the public. Based on my experience, I am aware that other companies regard information of the kind contained in this Document as proprietary and confidential.

5. This Document has been made available to the U.S. Nuclear Regulatory Commission in confidence with the request that the information contained in this Document be withheld from public disclosure. The request for withholding of proprietary information is made in

accordance with 10 CFR 2.390. The information for which withholding from disclosure is requested qualifies under 10 CFR 2.390(a)(4) "Trade secrets and commercial or financial information."

6. The following criteria are customarily applied by AREVA NP to determine whether information should be classified as proprietary:

- (a) The information reveals details of AREVA NP's research and development plans and programs or their results.
- (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.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA NP in product optimization or marketability.
- (e) The information is vital to a competitive advantage held by AREVA NP, would be helpful to competitors to AREVA NP, and would likely cause substantial harm to the competitive position of AREVA NP.
- (f) The information contains privileged or confidential commercial or financial information.

The information in the Document is considered proprietary for the reasons set forth in paragraphs 6(f) above.

7. In accordance with AREVA NP's policies governing the protection and control of information, proprietary information contained in this Document have been made available,

on a limited basis, to others outside AREVA NP only as required and under suitable agreement providing for nondisclosure and limited use of the information.

8. AREVA NP policy requires that proprietary information be kept in a secured file or area and distributed on a need-to-know basis.

9. The foregoing statements are true and correct to the best of my knowledge, information, and belief.



SUBSCRIBED before me this 6th
day of February 2009.



Sherry L. McFaden
NOTARY PUBLIC, COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES: 10/31/10
Reg. # 7079129

