



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

June 9, 2009

Mr. David A. Heacock
President and Chief Nuclear Officer
Virginia Electric and Power Company
Innsbrook Technical Center
5000 Dominion Boulevard
Glen Allen, VA 23060-6711

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR NORTH ANNA POWER STATION, UNIT NOS. 1 AND 2 REGARDING
MEASUREMENT UNCERTAINTY RECAPTURE POWER UPRATE -
CAMERON SUPPORTING DOCUMENTS (TAC NOS. ME0965 AND ME0966)

Dear Mr. Heacock:

By letter dated March 26, 2009, Virginia Electric and Power Company submitted an affidavit dated February 18, 2009, executed by Calvin R. Hastings, General Manager of Caldon Ultrasonics Technology Center requesting that the following documents (in their entirety) be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

- 1) Caldon Ultrasonics Engineering Report ER-646 Rev. 2 "Bounding Uncertainty Analysis for Thermal Power Determination at North Anna Unit 1 Using the LEFM \checkmark + System"
- 2) Caldon Ultrasonics Engineering Report No. 689 Rev. 2 "LEFM \checkmark + Meter Factor Calculation and Accuracy Assessment for North Anna Unit 1"
- 3) Caldon Ultrasonics Engineering Report ER-637 Rev. 3 "Bounding Uncertainty Analysis for Thermal Power Determination at North Anna Unit 2 Using the LEFM \checkmark + System"
- 4) Caldon Ultrasonics Engineering Report No. 675 Rev. 2 "LEFM \checkmark + Meter Factor Calculation and Accuracy Assessment for North Anna Unit 2"

The affidavit stated that the above documents (in their entirety) should be considered exempt from mandatory public disclosure for the following reasons:

- (a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Cameron's competitors without license from Cameron constitutes a competitive economic advantage over other companies.
- (b) It consists of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secures a competitive economic advantage, e.g., by optimization or improved marketability.

- (c) Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, and assurance of quality, or licensing a similar product.
- (d) It reveals cost or price information, production capacities, budget levels, or commercial strategies of Cameron, its customer or suppliers.
- (e) It reveals aspects of past, present or future Cameron or customer funded development plans and programs of potential customer value to Cameron.
- (f) It contains patentable ideas, for which patent protection may be desirable.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the four aforementioned documents 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.

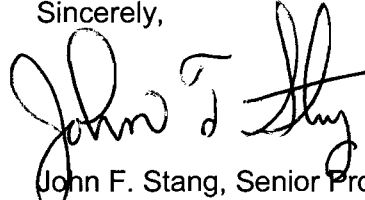
If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the Nuclear Regulatory Commission (NRC). You also should understand that the NRC may have cause to 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.

D. Heacock

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If you have any questions regarding this matter, I may be reached at 301-415-1345.

Sincerely,

A handwritten signature in black ink, appearing to read "John F. Stang". The signature is fluid and cursive, with the first name "John" being the most prominent.

John F. Stang, Senior Project Manager
Plant Licensing Branch II-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-338 and 50-339

cc: Distribution via Listserv

If you have any questions regarding this matter, I may be reached at 301-415-1345.

Sincerely,

/RA/

John F. Stang, Senior Project Manager
Plant Licensing Branch II-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-338 and 50-339

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