NON-DISCLOSURE AFFIDAVIT

I, Robert V. Eye, being duly sworn, states:

1. I have read the July 1, 2009, Atomic Safety and Licensing Board protective order issued in this combined license proceeding for Comanche Peak Nuclear Power Plant Units 3 and 4, Docket Nos. 52-034 and 52-035, and will comply in all respects with its terms and conditions regarding the protected information produced in connection therewith. I will protect and keep confidential all Sensitive Unclassified Non-safeguards Information (SUNSI) including security related and/or proprietary information in accordance with the terms of this Non-Disclosure Affidavit.

2. I will not disclose SUNSI to anyone except an authorized person. I will protect documents containing or revealing SUNSI in written or recorded form (including any portions of transcripts of in camera hearings, filed testimony, or any other documents that contain or reveal such SUNSI), so that the SUNSI contained therein remains at all times under the control of an authorized person and is not revealed to anyone else.

3. When not under my direct control or the direct control of another authorized person, I will keep and protect all documents containing or revealing SUNSI (including, without limitation, transcripts, pleadings that I may generate, and any notes and copies that I may make) in a secure locked place such as a filing cabinet, closet, or other storage container. I will not transmit by facsimile transmission any material containing SUNSI.

4. Each document that contains or reveals SUNSI shall be marked "Contains SUNSI Information" in a conspicuous manner.

5. Neither during nor after this proceeding, will I publicly reveal any SUNSI that I receive by virtue of this proceeding as long as the information remains SUNSI and is not otherwise a matter of public record.

6. I acknowledge that any violation of the terms of this affidavit or the Atomic Safety and Licensing Board's protective order, which incorporates the terms of this affidavit, may result in the imposition of such sanctions on me that the Atomic Safety and Licensing Board or the Commission may deem to be appropriate.

WHEREFORE, I do solemnly agree to protect and keep confidential such protected information as may be disclosed to me in this proceeding, in accordance with the terms of this affidavit.

R. Eye
(Name)

Subscribed to and sworn before me this 2nd day of July, 2009.
Notary Public
My commission expires: 9-17-11

KELLY J. KAUFFMAN
MY COMMISSION
NOTARY
PUBLIC
EXPIRES
9-17-11
STATE OF KANSAS