



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

July 28, 2009

Mr. M. J. Ajluni
Manager, Nuclear Licensing
Inverness Center Parkway
Post Office Box 1295
Birmingham AL 35201

SUBJECT: VOGTLE ELECTRIC GENERATING PLANT, UNIT NOS. 1 AND 2, REQUEST
FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE FOR (TAC
NOS. ME1339, ME1340)

Dear Mr. Ajluni:

By letter dated May 19, 2009, Southern Nuclear Operating Company requested that the information contained in "WCAP-17071-P, "H*: Alternate Repair Criteria for the Tubesheet Expansion Region in Steam Generators with Hydraulically Expanded Tubes (Model F)," dated April 2009 (Proprietary)," be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390.

The affidavit stated that the submitted information should be considered withheld from public disclosure for the following reasons:

- (i) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies.
- (ii) Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.
- (iii) It reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.

Section 2.390(b)(1)(iii) of 10 CFR Part 2 of the Commission's regulations requires that each supporting affidavit contain a full statement of the reason for claiming the information should be withheld from public disclosure. The section further requires the statement to "address with specificity" the considerations listed in 10 CFR 2.390(b)(4).

The affidavit has been reviewed in light of the aforementioned paragraphs of the regulations and the general public availability of some of this information. The NRC staff requests clarification regarding how each of the information items listed in the enclosure meets the considerations of 10 CFR 2.390(b)(4) so that we may make the required determination under 10 CFR 2.390(b).

M. J. Ajluni

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If you have any questions regarding this matter, please contact Bob Martin at 301-415-1493.

Sincerely,

A handwritten signature in black ink, appearing to read "Undine Shoop". The signature is fluid and cursive, with the first name "Undine" and last name "Shoop" clearly distinguishable.

Undine Shoop, Acting Chief
Plant Licensing Branch II-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-424 and 50-425

Enclosure:
Request for Clarification

cc w/encl.: Distribution via Listserv

REQUEST FOR CLARIFICATION

VOGTLE ELECTRIC GENERATING PLANT, UNIT NOS. 1 AND 2

SOUTHERN NUCLEAR OPERATING COMPANY, INC.

DOCKET NOS. 50-424 AND 50-425

Provide clarification regarding how the classification of the following items meet the criteria of 10 CFR 2.390(b)(4).

1. Page 1-5, equations 1-1, 1-2, 1-3
2. Page 1-13, numerical values in fourth row of table 1-1.
3. Page 5-3, operating conditions in first column.
4. Page 5-5, Tables 5-1, 5-2, 5-3, 5-4, 5-5, 5-6, all rows and columns.
5. Page 6-10, Information in first row and first two columns of the table. Also provide reference 6-5.
6. Page 6-18, information in brackets, as well as similar types of information throughout the report.
7. Page 6-21, information in first column.
8. Page 6-22, information in first and third columns.
9. Page 6-30, information in first column of tables.
10. Page 9-24, 9-25, information in Table 9-1.
11. Pages 9-26, 9-27, information in first column.
12. Page 9-28, information in [first three columns] or [all of Table 9-5].
13. Page 9-29, information in first column.
14. Page 9-30, information in first column.

Enclosure

M. J. Ajluni

- 2 -

If you have any questions regarding this matter, please contact Bob Martin at 301-415-1493.

Sincerely,

/RA/

Undine Shoop, Acting Chief
Plant Licensing Branch II-1
Division of Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-424 and 50-425

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Request for Clarification

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