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Proprietary Notice

This letter forwards proprietary information in accordance with 10CFR2.390. Upon the removal of Enclosure 1, the balance of this letter may be considered non-proprietary.

MFN 09-456

Docket No. 52-010

July 8, 2009

U.S. Nuclear Regulatory Commission
Document Control Desk
Washington, D.C. 20555-0001

Subject: Submittal of Revision 1 to "ESBWR Design Comparison To BWROG EPG/SAG Revision 2 For Minimum Inventory Development" – GEH Proprietary Information

The purpose of this letter is to submit Revision 1 to "ESBWR Design Comparison To BWROG EPG/SAG Revision 2 For Minimum Inventory Development". The subject document was originally submitted as Enclosure 2 to Reference 1. Subsequently, GEH determined that the document contained proprietary information and requested that the document be removed from public document systems.

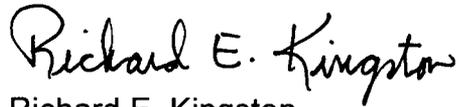
Enclosure 1 contains GEH proprietary information as defined by 10 CFR 2.390. GEH customarily maintains this information in confidence and withholds it from public disclosure. A non-proprietary version is provided in Enclosure 2.

The affidavit contained in Enclosure 3 identifies that the information contained in Enclosure 1 has been handled and classified as proprietary to GEH. GEH hereby requests that the information of Enclosure 1 be withheld from public disclosure in accordance with the provisions of 10 CFR 2.390 and 9.17.

DOB
LRS

If you have any questions or require additional information, please contact me.

Sincerely,



Richard E, Kingston

Vice President, ESBWR Licensing

Reference:

1. MFN 09-024 - Submittal of Response to NRC Request Related to ESBWR Design Certification Application Chapter 18 - Human Factors Engineering - RAI Number 18.8-47 S03 – Minimum Inventory List and ESBWR Design Comparison to BWROG EPG/SAG Revision 2, dated January 26, 2009

Enclosures:

1. MFN 09-456 - ESBWR Design Comparison To BWROG EPG/SAG Revision 2 For Minimum Inventory Development – Proprietary Information
2. MFN 09-456 - ESBWR Design Comparison To BWROG EPG/SAG Revision 2 For Minimum Inventory Development – Non-Proprietary Version
3. Affidavit – Larry J. Tucker–July 8, 2009

cc: AE Cabbage USNRC (with enclosures)
JG Head GEH/Wilmington (w/o enclosures)
DH Hinds GEH/Wilmington (w/o enclosures)

eDRF Section 0000-0093-4723-R1