



HITACHI

GE Hitachi Nuclear Energy

Proprietary Notice

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

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MFN 10-124

Docket No. 50-278

March 23, 2010

John D. Hughey, Project Manager
U.S. Nuclear Regulatory Commission
Document Control Desk
Washington, DC 20555-0001

Subject: Response to NRC Request for Information Regarding Appeal of Denial of Request for Withholding Certain Information: Reference 1 Letter from J. Hughey (NRC) to J. Head (GEH) February 26, 2010

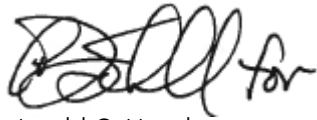
Dear Mr. Hughey,

In your letter of February 26, 2010, (Reference 1) you requested additional information be submitted, on the Peach Bottom docket, related to the ongoing review of a GE Hitachi Nuclear Energy ("GEH") appeal of NRC's denial of a request for withholding certain information considered proprietary to GEH. Specifically, the NRC requested a GEH letter to Exelon (MJM-EXN-EXO-05-031) and any GEH corrective action or related information.

Enclosure 1, "Information Regarding Treatment of Fuel Parameters," contains the extent of pertinent information responsive to the NRC request. Because the information is of the type that is either GEH internal information or information between GEH and a customer, and is not of the type normally submitted to the NRC, GEH considers the information to be business confidential and proprietary information in its entirety. On this basis, no non-proprietary version is included. An affidavit describing the basis for withholding the information is provided as Enclosure 2.

Please let me know if you have any further questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Head for".

Jerald G. Head
Senior Vice President
Regulatory Affairs
GE Hitachi Nuclear Energy

References:

1. Letter from J.D. Hughey, (US NRC) to J.G. Head, Subject: Peach Bottom Atomic Power Station, Unit No.3: Appeal Of Denial Of Request For Withholding Information From Public Disclosure (TAC NOS. ME2360, ME2369, ME2370 AND ME2371), February 26, 2010.

Enclosures:

1. Information Regarding Treatment of Fuel Parameters – GEH Proprietary Information
2. Affidavit

cc: PL Campbell, GEH Washington
eDRF Section 0000-0115-6182

Document Components:

001 MFN 10-124 Cover Letter.pdf
002 MFN 10-124 Enclosure 1 Proprietary.pdf
003 MFN 10-034 Enclosure 2 Affidavit.pdf