



November 19, 2010  
NRC:10:106

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

**Computer Code Material Related to Response to U.S. EPR Design Certification  
Application RAI No. 403**

Ref. 1: E-mail, Getachew Tesfaye (NRC) to Martin Bryan, et al (AREVA NP Inc.), "U.S. EPR Design Certification Application RAI No. 403 (4439), FSAR Ch. 15," June 2, 2010.

In Reference 1, the NRC provided a request for additional information (RAI) regarding the U.S. EPR design certification application (i.e., RAI No. 403). A response to this RAI is being provided separately.

As requested by Question 15.06.05-77 a CD containing a copy of the computer program used to develop the information in the response to RAI 403 is enclosed. AREVA NP considers the information on this CD to be proprietary in its entirety; therefore, a non-proprietary version is not submitted. As required by 10 CFR 2.390(b), an affidavit is enclosed to support the withholding of the information from public disclosure.

Sincerely,

A handwritten signature in cursive script that reads "Sandra M. Sloan".

Sandra M. Sloan  
Regulatory Affairs Manager, New Plants  
AREVA NP Inc.  
Enclosure

cc: G. Tesfaye  
Docket No. 52-020

DO77  
NRC

COMMONWEALTH OF VIRGINIA                     )  
  ) ss.  
COUNTY OF CAMPBELL                     )

5. This Document has been made available to the U.S. Nuclear Regulatory Commission in confidence with the request that the information contained in this Document be withheld from public disclosure. The request for withholding of proprietary information is made in accordance with 10 CFR 2.390. The information for which withholding from disclosure is requested qualifies under 10 CFR 2.390(a)(4) "Trade secrets and commercial or financial information".

6. The following criteria are customarily applied by AREVA NP to determine whether information should be classified as proprietary:

- (a) The information reveals details of AREVA NP's research and development plans and programs or their results.
- (b) Use of the information by a competitor would permit the competitor to significantly reduce its expenditures, in time or resources, to design, produce, or market a similar product or service.
- (c) The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for AREVA NP.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA NP in product optimization or marketability.
- (e) The information is vital to a competitive advantage held by AREVA NP, would be helpful to competitors to AREVA NP, and would likely cause substantial harm to the competitive position of AREVA NP.

The information in the Document is considered proprietary for the reasons set forth in paragraphs 6(b) and 6(c) above.

7. In accordance with AREVA NP's policies governing the protection and control of information, proprietary information contained in this Document has been made available, on a limited basis, to others outside AREVA NP only as required and under suitable agreement providing for nondisclosure and limited use of the information.

8. AREVA NP policy requires that proprietary information be kept in a secured file or area and distributed on a need-to-know basis.

9. The foregoing statements are true and correct to the best of my knowledge,  
information, and belief.

Sandra M. Sloan

SUBSCRIBED before me this 19<sup>th</sup>  
day of November, 2010.

Kathleen A. Bennett

Kathleen A. Bennett  
NOTARY PUBLIC, COMMONWEALTH OF VIRGINIA  
MY COMMISSION EXPIRES: 8/31/2011

