

January 5, 2011

Ms. Michele M. Gutman
Assistant General Counsel
Westinghouse Electric Company
Legal & Contracts, Environment,
Health & Safety
P.O. Box 355
Pittsburgh, PA 15230-0355

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE –
WESTINGHOUSE (TAC NO. L33018)

Dear Ms. Gutman:

By letter (Agencywide Documents Access and Management System [ADAMS] Accession Number ML103300045) dated November 18, 2010, you requested that information be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390. Your affidavit stated that the information should be considered exempt from mandatory public disclosure because the organizational structure of Westinghouse is considered proprietary.

We have reviewed your application and submittal in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary, commercial information. Therefore, the version of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.390(b), Section 103(b) of the Atomic Energy Act of 1954, as amended. Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the U.S. Nuclear Regulatory Commission (NRC). You should also understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC ADAMS. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this letter, please contact me at 301-492-3189 or via e-mail to christopher.ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No. 70-1151
License No. SNM-1107

cc: Mr. Merritt Baker, Headquarters
Ms. Mary Lynne Thomas, Region II
Mr. Gerald Couture, Westinghouse CFFF

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