

December 15, 2010

Document Control
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Application for withholding proprietary information from public disclosure

This application for withholding is submitted by KROHNE, Inc., a privately held company, pursuant to the provisions of paragraph (b)(1) of Section 2.390 of the Commission's regulations.

It contains proprietary trade secrets to KROHNE, Inc. and is customarily held in strict confidence. The proprietary information contained in the Topical Report and its attachments and appendices is identified as 'Proprietary', for which withholding is being requested.

In conformance with 10 CFR Section 2.390, Affidavit KTR 08-10 accompanies this application for withholding, setting the basis on which the identified proprietary information will be withheld from public disclosure.

All correspondence with respect to this application for withholding or the accompanying affidavit should reference KTR 08-10 and should be addressed to the undersigned.

Very truly yours,



Brian Elliott, President
KROHNE, Inc.
7 Dearborn Road
Peabody, MA 01960
(978) 535-6060
B.Elliott@KROHNE.com

Copy: Jonathan Fiedler, Product Specialist
KROHNE, Inc.
(978) 239-9114
J.Fiedler@KROHNE.com

cc: Kate Lenning
A. Mendiola

T007
NRK

December 15, 2010

Document Control
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Pre-submittal Meeting Presentation for submission of Topical Report of KROHNE
ALTOSONIC V Flowmeters for Feedwater Flow Measurement for Pressurized Water Reactors

Enclosed are both KROHNE, Inc.'s proprietary and non-proprietary presentations, submitted to the NRC for prior review and will be delivered at our upcoming Pre-submittal meeting.

This material contains company confidential and proprietary information and requires the identified sections to be withheld from public disclosure. Attached is KROHNE, Inc.'s formal application for withholding of this proprietary information from public disclosure and the affidavit, in conformance with 10 CFR Section 2.390.

We enjoyed meeting with you and the rest of the team at your offices in Rockville, MD on September 22, 2010 from 7:30 am to 4:00 pm. If you have any questions on the material content prior to that date, please contact the undersigned.

Very truly yours,



Brian Elliott, President
KROHNE, Inc.
7 Dearborn Road
Peabody, MA 01960
(978) 535-6060
B.Elliott@KROHNE.com

Copy: Jonathan Fiedler, Product Specialist
KROHNE, Inc.
(978) 239-9114
J.Fiedler@KROHNE.com

cc: Kate Lenning
A. Mendiola

Enclosures:

1. Application for Withholding of Proprietary Information from Public Disclosure
2. Affidavit
3. Proprietary Presentation: 'KROHNE ALTOSONIC V Flowmeters for Feedwater Flow Measurement for Pressurized Water Reactors'
4. Non-Proprietary Presentation 'KROHNE ALTOSONIC V Flowmeters for Feedwater Flow Measurement for Pressurized Water Reactors'

9. The information sought to be withheld in the above submittals is designated therein in accordance with 10 CFR § § 2.390(b)(1)(i)(A,B), with the reason(s) for confidential treatment noted in the submittal and further described in this affidavit can be found on pages listed above. These materials are voluntarily submitted to the NRC for information only. Public disclosure of this proprietary information is likely to cause substantial harm to the competitive position of KROHNE, Inc. because it would enhance the ability of competitors to provide similar flow and temperature measurement systems without commensurate expenses. Also, public disclosure of the information would enable others to use the information to meet NRC requirements for licensing documentation without the right to use the information.
10. The development of the technology described in part by the information is the result of applying the results of many years of experience in an intensive KROHNE, Inc. research and development effort and the expenditure of a considerable sum of money. In order for competitors of KROHNE, Inc. to duplicate this information, similar products would have to be developed, similar technical programs would have to be performed, and a significant manpower effort, having the requisite talent and experience, would have to be expended for developing analytical methods and receiving NRC approval for those methods.

AFFIDAVIT KTR-0810

COMMONWEALTH OF MASSACHUSETTS:

Before me, the undersigned authority, personally appeared Brian Elliott, who, being by me duly sworn according to law, deposes and says that he is authorized to execute this affidavit on behalf of KROHNE, Inc. and that the averments of fact set forth in this affidavit are true and correct to the best of his knowledge, information, and belief:

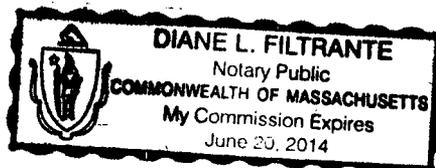
Brian Elliott Signed

Brian Elliott, President

Sworn to and subscribed before me
This 15th day of December 2010

Diane L. Filtrante Signed – by notary

Notaries Seal



The Commonwealth of Massachusetts
On this 16 day of December 2010
before me, the undersigned notary public, personally appeared
Brian Elliott
proved to me through satisfactory evidence of identification, which were known to me
to be the person whose name is signed on the preceding or attached document and
acknowledged to me that he/she signed it voluntarily for its stated purpose.

Diane L. Filtrante
DIANE L. FILTRANTE, Notary Public
My Commission Expires June 20, 2014

1. I am the North American President of KROHNE, Inc., and as such, I have been specifically delegated the function of reviewing the proprietary information sought to be withheld from public disclosure in connection with the Topical Report and Presentation, and am authorized to apply for its withholding on behalf of KROHNE, Inc.
2. I am making this Affidavit in conformance with the provisions of 10 CFR Section 2.390 of the Commission's regulations and in conjunction with the KROHNE, Inc. application for withholding accompanying this Affidavit.
3. I have personal knowledge of the criteria and procedures utilized by KROHNE, Inc. in designating information as a trade secret, privileged or as proprietary. The material and information provided herewith is so designated by KROHNE, Inc., for the reasons set forth below.
4. Pursuant to the provisions of paragraph (b) (4) of Section 2.390 of the Commission's regulations, the following is furnished for consideration by the Commission in determining whether the information sought to be withheld from public disclosure should be withheld.
 - a. The information sought to be withheld from public disclosure is owned and has been held in confidence by KROHNE, Inc.
 - b. The information is of a type customarily held in confidence by KROHNE, Inc. and is not customarily disclosed to the public. KROHNE, Inc. has a rational basis for determining the types of information customarily held in confidence by it and, in that connection utilizes a system to determine when and whether to hold certain types of information in confidence. The application of that system and the substance of that system constitute KROHNE, Inc. policy and provide the rational basis required. Furthermore, this information is submitted voluntarily and need not rely on the evaluation of any rational basis. Under that system, information is held in confidence if it falls in one or more of several types, the release of which might result in the loss of an existing or potential advantage, as follows:
 - i. The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of KROHNE, Inc.'s competitors without license from KROHNE, Inc. constitutes a competitive advantage over other companies.
 - ii. It consists of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secures a competitive advantage, e.g., by optimization or improved marketability.
 - iii. Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, and assurance of quality, or licensing a similar product.
 - iv. It reveals cost or price information, production capacities, budget levels, or commercial strategies of KROHNE, Inc., its customer or suppliers.
 - v. It reveals aspects of past, present or future KROHNE, Inc. or customer funded development plans and programs of potential customer value to KROHNE, Inc.
 - vi. It contains patentable ideas, for which patent protection may be desirable.
5. There are sound policy reasons behind the KROHNE, Inc. system, which include the following:
 - a. The use of such information by KROHNE, Inc. gives KROHNE, Inc. a competitive advantage over its competitors. It is, therefore, withheld from disclosure to protect the KROHNE, Inc. competitive position.
 - b. It is information that is marketable in many ways. The extent to which such information is available to competitors diminishes the KROHNE, Inc. ability to sell products or services involving the use of the information.

- c. Use by our competitor would put KROHNE, Inc. at a competitive disadvantage by reducing his expenditure of resources at our expense.
 - d. Each component of proprietary information pertinent to a particular competitive advantage is potentially as valuable as the total competitive advantage. If competitors acquire components of proprietary information, any one component may be the key to the entire puzzle, thereby depriving KROHNE, Inc. of a competitive advantage.
 - e. Unrestricted disclosure would jeopardize the position of prominence of KROHNE, Inc. in the world market, and thereby give a market advantage to the competition of those countries.
 - f. The KROHNE, Inc. capacity to invest corporate assets in research and development depends upon the success in obtaining and maintaining a competitive advantage.
6. The information is being transmitted to the Commission in confidence, and, under the provisions of 10 CFR Section 2. 390, it is to be received in confidence by the Commission.
 7. The information sought to be protected is not available in public sources or available information has not been previously employed in the same manner or method to the best of our knowledge and belief.
 8. The proprietary information sought to be withheld in the enclosed proprietary presentation titled: 'KROHNE ALTOSONIC V Flowmeter for Feedwater Flow Measurement for Pressurized Water Reactors – Proprietary Version' - Slides 12, 13, 17-21, 28, 31, 36-38, 41, 42, 44-53, 55, 59- 61, 66-82, 92, 94, 95, 97, 98, 100, 101, 117, 118, 140, 141, 143, 144