

April 06, 2011

Ms. Sandra Sloan
Manager
AREVA NP Inc.
3315 Old Forest Road
P.O. Box 10935
Lynchburg, VA 24506-0935

SUBJECT: AREVA NP - REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE OF PROPRIETARY MATERIALS REGARDING ANP-10309P, "U.S. EPR DIGITAL PROTECTION SYSTEM TECHNICAL REPORT"

Dear Ms. Sloan:

By letter to the Nuclear Regulatory Commission (NRC) dated March 15, 2011, AREVA NP, Inc. (AREVA) submitted an affidavit dated March 14, 2011, executed by AREVA's Pedro Salas requesting that the information contained in the following document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

ANP-10309P, "U.S. EPR Digital Protection System Technical Report"

A nonproprietary copy of this document has been added to the ADAMS Public Electronic Reading Room (Agencywide Documents Access and Management System (ADAMS) Accession No. ML110760443). The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. 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.
2. 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.

We have reviewed your application and the material 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 and should be withheld from public disclosure.

Therefore, the version(s) of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Ms. Sloan

- 2 -

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

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 NRC. You also should 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.

If you have any questions regarding this matter, I may be reached at 301-415-3361.

Sincerely,

/RA/

Getachew Tesfaye, Senior Project Manager
EPR Projects Branch
Division of New Reactor Licensing
Office of New Reactors

Docket No. 52-020

cc: D.C. AREVA - EPR Mailing List

Ms. Sloan

- 2 -

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

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 NRC. You also should 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.

If you have any questions regarding this matter, I may be reached at 301-415-3361.

Sincerely,

/RA/

Getachew Tesfaye, Senior Project Manager
EPR Projects Branch
Division of New Reactor Licensing
Office of New Reactors

Docket No. 52-020

cc: D.C. AREVA - EPR Mailing List

DISTRIBUTION:

PUBLIC

GTesfaye, NRO

TJackson, NRO

MCanova, NRO

JMcLellan, NRO

RidsAcrsAcnwMailCenter

RidsNroDnrINar1

RidsRgn2MailCenter

RidsNroDelce1

ADAMS Accession Number: ML110810556

NRO-002

OFFICE	DNRL/NARP: PM	DNRL/NARP: LA	DE/ICE1: BC	DNRL/NARP: PM
NAME	MCanova	JMcLellan	TJackson	GTesfaye
DATE	03/22/2011	03/24/2011	03/31/2011	04/06/2011

OFFICIAL RECORD COPY

DC AREVA - EPR Mailing List

(Revised 01/25/2011)

cc:

Ms. Michele Boyd
Legislative Director
Energy Program
Public Citizens Critical Mass Energy
and Environmental Program
215 Pennsylvania Avenue, SE
Washington, DC 20003

Dr. Charles L. King
Licensing Manager, IRIS Project
Westinghouse Electric Company
Science and Technology Department
20 International Drive
Windsor, CT 06095

Ms. Sherry McFaden
Framatome NP, Inc.
3315 Old Forest Road, OF-16
Lynchburg, VA 24501

Mr. Steve Seitz
AREVA
100 Dean Road
East Lyme, CT 06333

Mr. Tom Sliva
7207 IBM Drive
Charlotte, NC 28262

Mr. Robert E. Sweeney
IBEX ESI
4641 Montgomery Avenue
Suite 350
Bethesda, MD 20814

Mr. Gary Wright, Director
Division of Nuclear Facility Safety
Illinois Emergency Management Agency
1035 Outer Park Drive
Springfield, IL 62704

DC AREVA - EPR Mailing List

Email

alau@washdc.whitecase.com (Albie Lau)
APH@NEI.org (Adrian Heymer)
awc@nei.org (Anne W. Cottingham)
bgattoni@roe.com (William (Bill) Gattoni)
BrinkmCB@westinghouse.com (Charles Brinkman)
chris.maslak@ge.com (Chris Maslak)
cwaltman@roe.com (C. Waltman)
david.hinds@ge.com (David Hinds)
david.lewis@pillsburylaw.com (David Lewis)
erg-xl@cox.net (Eddie R. Grant)
gcesare@enercon.com (Guy Cesare)
greg.gibson@unistarnuclear.com (Greg Gibson)
james.beard@gene.ge.com (James Beard)
james.p.mcquighan@constellation.com (Jim McQuighan)
jason.parker@pillsburylaw.com (Jason Parker)
jerald.head@ge.com (Jerald G. Head)
jim.riccio@wdc.greenpeace.org (James Riccio)
Joseph_Hegner@dom.com (Joseph Hegner)
junichi_uchiyama@mnes-us.com (Junichi Uchiyama)
KSutton@morganlewis.com (Kathryn M. Sutton)
kwaugh@impact-net.org (Kenneth O. Waugh)
lchandler@morganlewis.com (Lawrence J. Chandler)
Len.Gucwa.ext@areva.com (Len Gucwa)
Marc.Brooks@dhs.gov (Marc Brooks)
maria.webb@pillsburylaw.com (Maria Webb)
mark.beaumont@wsms.com (Mark Beaumont)
Martin.Bryan.ext@AREVA.com (Martin Bryan)
matias.travieso-diaz@pillsburylaw.com (Matias Travieso-Diaz)
mbowling@numarkassoc.com (Marty Bowling)
media@nei.org (Scott Peterson)
mike_moran@fpl.com (Mike Moran)
MSF@nei.org (Marvin Fertel)
mwetterhahn@winston.com (M. Wetterhahn)
nirsnet@nirs.org (Michael Mariotte)
Nuclaw@mindspring.com (Robert Temple)
patriciaL.campbell@ge.com (Patricia L. Campbell)
paul.gaukler@pillsburylaw.com (Paul Gaukler)
Paul@beyondnuclear.org (Paul Gunter)
pbessette@morganlewis.com (Paul Bessette)
pshastings@duke-energy.com (Peter Hastings)
RJB@NEI.org (Russell Bell)
Ronda.pederson@areva.com (Ronda Pederson)
rrsgarro@pplweb.com (Rocco Sgarro)
russell.wells@areva.com (Russell Wells)

DC AREVA - EPR Mailing List

sabinski@suddenlink.net (Steve A. Bennett)
sandra.sloan@areva.com (Sandra Sloan)
sfrantz@morganlewis.com (Stephen P. Frantz)
stephan.moen@ge.com (Stephan Moen)
Steve.Graham@hse.gsi.gov.uk (Steve Graham)
steven.hucik@ge.com (Steven Hucik)
strambgb@westinghouse.com (George Stramback)
tkkibler@scana.com (Tria Kibler)
tlharpster@pplweb.com (Terry Harpster)
tom.miller@hq.doe.gov (Tom Miller)
trsmith@winston.com (Tyson Smith)
Vanessa.quinn@dhs.gov (Vanessa Quinn)
vijukrp@westinghouse.com (Ronald P. Vijuk)
Wanda.K.Marshall@dom.com (Wanda K. Marshall)
wayne.marquino@ge.com (Wayne Marquino)
whorin@winston.com (W. Horin)