



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

May 26, 2011

Mr. Timothy J. O'Connor
Site Vice President
Monticello Nuclear Generating Plant
Northern States Power Company - Minnesota
2807 West County Road 75
Monticello, MN 55362-9637

SUBJECT: MONTICELLO NUCLEAR GENERATING PLANT – WITHHOLDING OF
SUBMITTED PROPRIETARY INFORMATION FROM PUBLIC DISCLOSURE
(TAC NO. ME4790)

Dear Mr. O'Connor:

By letter dated April 27, 2011 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML111230031), you submitted supplemental information to the Nuclear Regulatory Commission (NRC) to support your application for an amendment regarding minimum critical power ratio safety limits. Among other things, the submittal includes Enclosure 2, "Response to Second Request for Additional Information for the License Amendment Request to Revise the Minimum Critical Power Ratio Safety Limit in Reactor Core Safety Limit 2.1.1.2."

You included an affidavit executed by Mr. Andrew A. Lingenfelter of Global Nuclear Fuel – Americas (GNF-A), requesting that Enclosure 2 be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390. The affidavit states that Enclosure 2 should be considered exempt from mandatory public disclosure because it contains:

- (a) Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GNF-A's competitors without license from GNF-A constitutes a competitive economic advantage over GNF-A and/or other companies;
- (b) Information which, if used by a competitor, would reduce [his] expenditure of resources or improve [his] competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.

You have provided Enclosure 1, which contains a non-proprietary version of Enclosure 2; Enclosure 1 has been placed in the public domain as ADAMS Accession No. ML11123A019.

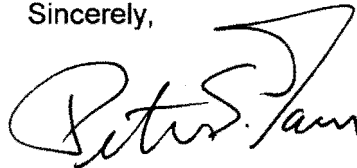
We have reviewed Mr. Lingenfelter's affidavit in accordance with the requirements of 10 CFR 2.390, and on the basis of its statements, we have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure. Therefore, the above identified document, which is 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.

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 301-415-1451.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter S. Tam". The signature is fluid and cursive, with a large, sweeping initial "P" and "T".

Peter S. Tam, Senior Project Manager
Plant Licensing Branch III-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-263

cc: Mr. Andrew A. Lingenfelter
Vice President, Fuel Engineering
Global Nuclear Fuel – Americas, LLC
P. O. Box 780
Wilmington, NC 28402-0780

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T. J. O'Connor

- 2 -

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Sincerely,

/RA/

Peter S. Tam, Senior Project Manager
Plant Licensing Branch III-1
Division of Operating Reactor Licensing
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