

U.S. NRC  
8/18/11

Attachment 1

Redacted Version



GE Energy  
Reuter-Stokes, Inc.  
8499 DARROW RD  
TWINSBURG, OH 44087  
USA

T 330 425 3755

August 8, 2011

U. S. NRC  
Director, Office of Nuclear Material Safety and Safeguards  
11555 Rockville Pike  
Rockville, MD  
20852

Subject: Letter from Chief Executive Officer, Reuter-Stokes, Inc. in Support of General Electric Company Parent Guarantee of Funds for Decommissioning

I am the chief executive officer of Reuter-Stokes, Inc. This letter is in support of this company's use of the financial test to demonstrate financial assurance, as specified in 10 CFR Part 30 and 70.

I hereby certify that Reuter-Stokes, Inc. is currently a going concern, and as of December 31, 2010 that it possesses positive tangible net worth in the amount of [REDACTED].

This company is not required to file a Form 10-K with the U.S. Securities and Exchange Commission for the latest fiscal year. This fiscal year of this firm ends on December 31<sup>st</sup>.

I hereby certify that the content of this letter is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read 'Leo VanderSchoor', written over a horizontal line.

Leo VanderSchoor  
President & CEO  
Reuter-Stokes, Inc.



GE Energy  
Reuter-Stokes, Inc.

Leo VanderSchuur  
President & CEO

8499 Darrow Road  
Twinsburg, OH 44087  
USA

August 17, 2011

**AFFIDAVIT**

I, **Leo VanderShuur**, state as follows:

- (1) I am the President of Reuter-Stokes, Inc., and have been delegated the function of reviewing the information described in paragraph (2) which is sought to be withheld, and have been authorized to apply for its withholding.
- (2) The information sought to be withheld is contained in Attachment 3 of GE Hitachi Nuclear Energy, Scott P. Murray to U.S. NRC, entitled GEH Response to NRC Request for Additional Information Dated 6/2/11. REUTER-STOKES, INC. text proprietary information in Attachment 3, is identified by the statement "GE Confidential - Withhold from Disclosure."
- (3) In making this application for withholding of proprietary information of which it is the owner or licensee, REUTER-STOKES, INC. relies upon the exemption from disclosure set forth in the Freedom of Information Act (FOIA), 5 USC Sec. 552(b)(4), and the Trade Secrets Act, 18 USC Sec. 1905, and NRC regulations 10 CFR 9.17(a)(4), and 2.390(a)(4) for trade secrets (Exemption 4). The material for which exemption from disclosure is here sought also qualifies under the narrower definition of trade secret, within the meanings assigned to those terms for purposes of FOIA Exemption 4 in, respectively, Critical Mass Energy Project v. Nuclear Regulatory Commission, 975 F2d 871 (DC Cir. 1992), and Public Citizen Health Research Group v. FDA, 704 F2d 1280 (DC Cir. 1983).
- (4) The information sought to be withheld is considered to be proprietary for the reasons set forth in paragraphs (4)a. and (4)b. Some examples of categories of information that fit into the definition of proprietary information are:
  - a. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by REUTER-STOKES, INC.'s competitors without license from REUTER-STOKES, INC. constitutes a competitive economic advantage over REUTER-STOKES, INC. and/or other companies.

- b. Information that, if used by a competitor, would reduce their expenditure of resources or improve their competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.
- (5) To address 10 CFR 2.390(b)(4), the information sought to be withheld is being submitted to the NRC in confidence. The information is of a sort customarily held in confidence by REUTER-STOKES, INC., and is in fact so held. The information sought to be withheld has, to the best of my knowledge and belief, consistently been held in confidence by REUTER-STOKES, INC., not been disclosed publicly, and not been made available in public sources. All disclosures to third parties, including any required transmittals to the NRC, have been made, or must be made, pursuant to regulatory provisions or proprietary and/or confidentiality agreements that provide for maintaining the information in confidence. The initial designation of this information as proprietary information, and the subsequent steps taken to prevent its unauthorized disclosure are as set forth in the following paragraphs (6) and (7).
- (6) Initial approval of proprietary treatment of a document is made by the manager of the originating component, who is the person most likely to be acquainted with the value and sensitivity of the information in relation to industry knowledge, or who is the person most likely to be subject to the terms under which it was licensed to REUTER-STOKES, INC.. Access to such documents within REUTER-STOKES, INC. is limited to a "need to know" basis.
- (7) The procedure for approval of external release of such a document typically requires review by the staff manager, project manager, principal scientist, or other equivalent authority for technical content, competitive effect, and determination of the accuracy of the proprietary designation. Disclosures outside REUTER-STOKES, INC. are limited to regulatory bodies, customers, and potential customers, and their agents, suppliers, and licensees, and others with a legitimate need for the information, and then only in accordance with appropriate regulatory provisions or proprietary and/or confidentiality agreements.
- (8) The information identified in paragraph (2) above is classified as proprietary because it contains details of REUTER-STOKES, INC.'s financial information.
- (9) Public disclosure of the information sought to be withheld is likely to cause harm to REUTER-STOKES, INC.'s competitive position and foreclose or reduce the availability of profit-making opportunities. The facility design and licensing methodology is part of REUTER-STOKES, INC.'s comprehensive safety and technology base, and its commercial value extends beyond the original development cost. The value of the technology base goes beyond the extensive physical database and analytical methodology and includes development of the expertise to determine and apply the appropriate evaluation process. In addition, the technology base includes the value derived from providing analyses done with NRC-approved methods.

I declare under penalty of perjury that the foregoing affidavit and the matters stated therein are true and correct to the best of my knowledge, information, and belief.

Executed on this 17<sup>th</sup> day of August, 2011.

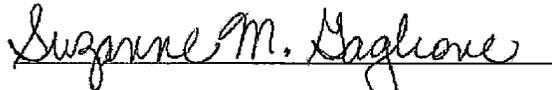


Leo VanderShuur  
President, Reuter-Stokes, Inc.

STATE OF OHIO

COUNTY OF Summit

Subscribed and sworn to me, a Notary Public, in and for the State of North Carolina, this 15th day of August, 2011.



Notary Public in and for the

State of Ohio

My Commission Expires: 01/04/2014

Suzanne M. Gaglione, Notary Public  
State of Ohio

My Commission Expires 1/4/2014