



Global Nuclear Fuel

A Joint Venture of GE, Toshiba, & Hitachi

Global Nuclear Fuel

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Proprietary Information Notice

This letter forwards proprietary information disclosure in accordance with 10CFR2.390. Upon removal of Attachment 2, the balance of this letter may be made public.

PDO 11-037

September 14, 2011

U. S. Nuclear Regulatory Commission
Attn: Nicole Coovert

Subject: NRC Request for Documents-Operational Safety Inspection

References: 1) NRC License SNM-1097, Docket 70-1113
2) GNF/NRC Teleconference 9/13/2011

To: Ms. Coovert

The attachments to this letter contain Global Nuclear Fuel – Americas, L.L.C. Proprietary Information.

Attached is the documentation, as listed below, that you have requested. Each page of these documents contains proprietary information identified as Global Nuclear Fuel, L.L.C. Company Proprietary Information and should be protected accordingly. It is our understanding that you will either destroy these documents after you have completed your report or protect these documents from disclosure.

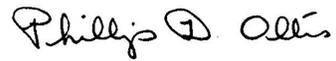
1. KATS Roles / IROFS training for Maintenance HVAC
2. IROFS 201-19 training document Revision 0
3. Extracts from Lesson Plan used by the instructor, showing the introduction, references, IROFS 201-19 and summary materials (5/18/2011)
4. Sample Classroom Agenda and attendance sheet for Maintenance IROFS training
5. Job Hazard Analysis (JHA) 203 Revision 5
6. Operating Procedure (OP) # 2300.00 Revision 5, page 6
7. Operating Procedure (OP) # 1320 Revision 67, pages 33 and 47
8. Operating Procedure (OP) # 1331.00 Revision 60, page 16
9. Nuclear Safety Release/Requirements (NSR/R) 15.02.02 Revision 10
10. Nuclear Safety Release/Requirements (NSR/R) 15.02.05 Revision 6
11. Job Hazard Analysis (JHA) 1102 (2/27/2011) pages 1-4
12. Process Hazards Analysis (PHA) 101 Revision 0
13. Quantitative Risk Assessment (QRA) 101 Revision 0
14. Process Hazards Analysis (PHA) 201 Revision 0
15. Quantitative Risk Assessment (QRA) 201 Revision 0

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After reviewing these documents, if there are additional questions or concerns, please contact Scott Murray at (910) 819-5950 or me at (910) 819-6301.

Sincerely,

A handwritten signature in black ink that reads "Phillip D. Ollis". The signature is written in a cursive style with a large initial "P" and a distinct "D" and "O".

Phillip D. Ollis, Licensing Engineer
Licensing & Liabilities

Commitments: None

Attachment(s): 1. Affidavit
2. Attachments

Global Nuclear Fuel - Americas LLC

AFFIDAVIT

I, **Phillip D. Ollis**, state as follows:

- (1) I am the Licensing Engineer, Licensing & Liabilities, of Global Nuclear Fuel – Americas, LLC (GNF-A), 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 Attachments 2 of GNF-A's letter, GNF-A letter Number 11-037, Phillip Ollis to Ms. Nicole Coovert entitled NRC Request for Documents-Operational Safety Inspection. GNF-A text proprietary information in Attachment 2, is identified by the statement "GNF-A Proprietary" or "GNF-A Proprietary Information."
- (3) In making this application for withholding of proprietary information of which it is the owner or licensee, GNF-A 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 GNF-A's competitors without license from GNF-A constitutes a competitive economic advantage over GNF-A 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 GNF-A, 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 GNF-A, 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 GNF-A. Access to such documents within GNF-A 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 GNF-A are limited to regulatory bodies, customers, and potential customers, and their agents, suppliers, and licensees, and others

