

March 20, 2012

Mr. James A. Gresham, Manager
Regulatory Compliance
Westinghouse Electric Company, LLC
Suite 428
1000 Westinghouse Drive
Cranberry Township, PA 16066

SUBJECT: SUBMITTAL OF "INFORMATION ON PROPOSED CHANGES FOR THE AP1000 DESIGN CONTROL DOCUMENT REVISION 18" WITHHOLDING OF PROPRIETARY INFORMATION IN ACCORDANCE WITH 10 CFR PART 2, SECTION 2.390 (DCP_NRC_002939)

Dear Mr. Gresham:

By letter dated July 28, 2010, Westinghouse Electric Company, LLC (Westinghouse) submitted an affidavit dated July 28, 2010, executed by Mr. Charles B. Brinkman, which requested 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:

DCP_NRC_002939 Proprietary Enclosures, "Information on Proposed Changes for AP1000 Design Control Document Revision 18"

Nonproprietary copies of the enclosures have been placed in the Nuclear Regulatory Commission's (NRC) Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (b) 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 economic advantage, e.g., by optimization or improved marketability.

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 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. 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.

J. A. Gresham

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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 301-415-2783.

Sincerely,

/RA/

Sikhindra K. Mitra, Project Manager
Licensing Branch 1 (LB1)
Division of New Reactor Licensing
Office of New Reactors

Docket No. 52-006

cc: See next page

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/RA/

Sikhindra K. Mitra, Project Manager
Licensing Branch 1 (LB1)
Division of New Reactor Licensing
Office of New Reactors

Docket No. 52-006

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(Revised 02/17/2012)

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