


MITSUBISHI HEAVY INDUSTRIES, LTD.
16-5, KONAN 2-CHOME, MINATO-KU
TOKYO, JAPAN

May 31, 2012

Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Attention: Mr. Jeffrey A. Ciocco

Docket No. 52-021
MHI Ref: UAP-HF- 12146

Subject: Transmittal of US-APWR RCP Seal Test Schedule

With this letter, Mitsubishi Heavy Industries, Ltd. ("MHI") transmits the U.S. Nuclear Regulatory Commission ("NRC") a document entitled "the US-APWR RCP Seal Test Schedule". The document is being enclosed to this letter.

Please contact Mr. Joseph Tapia, General Manager, Licensing Department, MNES, if the NRC has questions concerning any aspect of the submittal. His contact information is as below.

Sincerely,



Yoshiki Ogata,
Director - APWR Promoting Department
Mitsubishi Heavy Industries, LTD.

Enclosures:

1. Affidavit of Yoshiki Ogata
2. ZFS-UAP-20120007 Rev.0 RCP Seal Test Schedule (Proprietary)

CC: J. A. Ciocco
J. Tapia

Contact Information

Joseph Tapia, General Manager, Licensing Department
Mitsubishi Nuclear Energy Systems, Inc.
1001 19th Street North, Suite 710
Arlington, VA 22209
E-mail: joseph_tapia@mnes-us.com
Telephone: (703) 908 – 8055



ENCLOSURE 1

Docket No. 52-021
MHI Ref: UAP-HF-12146

MITSUBISHI HEAVY INDUSTRIES, LTD.

AFFIDAVIT

I, Yoshiki Ogata, state as follows:

1. I am Director, APWR Promoting Department, of Mitsubishi Heavy Industries, LTD ("MHI"), and have been delegated the function of reviewing MHI's US-APWR documentation to determine whether it contains information that should be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4) as trade secrets and commercial or financial information which is privileged or confidential.
2. In accordance with my responsibilities, I have reviewed the enclosed document entitled "US-APWR RCP Seal Test Schedule" dated May 2012, and have determined that the document contains proprietary information that should be withheld from public disclosure. The first page of the document indicates that all information identified as "Proprietary" should be withheld from public disclosure pursuant to 10 C.F.R. § 2.390 (a)(4).
3. The information identified as proprietary in the enclosed document has in the past been, and will continue to be, held in confidence by MHI and its disclosure outside the company is limited to regulatory bodies, customers and potential customers, and their agents, suppliers, and licensees, and others with a legitimate need for the information, and is always subject to suitable measures to protect it from unauthorized use or disclosure.
4. The basis for holding the referenced information confidential is that it indicates the unique design of the RCP seal developed by MHI and not used in the exact form by any of MHI's competitors. This information was developed at significant cost to MHI, since it required the performance of Research and Development and detailed design for its software and hardware extending over several years.
5. The referenced information is being furnished to the Nuclear Regulatory Commission ("NRC") in confidence and solely for the purpose of information to the NRC staff.
6. The referenced information is not available in public sources and could not be gathered readily from other publicly available information. Other than through the provisions in paragraph 3 above, MHI knows of no way the information could be lawfully acquired by organizations or individuals outside of MHI.
7. Public disclosure of the referenced information would assist competitors of MHI in their design of new nuclear power plants without incurring the costs or risks associated with the design and testing of the subject systems. Therefore, disclosure of the information contained in the referenced document would have the following negative impacts on the competitive position of MH in the U.S. nuclear plant market:
 - A. Loss of competitive advantage due to the costs associated with development and testing of the Reactor Coolant Pump. Providing public access to such information permits

competitors to duplicate or mimic the Reactor Coolant Pump design without incurring the associated costs.

- B. Loss of competitive advantage of the US-APWR created by benefits of enhanced plant safety, and reduced operation and maintenance costs associated with the Reactor Coolant Pump.

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 31st day of May, 2012.

A handwritten signature in black ink, appearing to read "Y. Ogata". The signature is written in a cursive style with a long horizontal stroke at the end.

Yoshiki Ogata,
Director- APWR Promoting Department
Mitsubishi Heavy Industries, LTD.