

August 21, 2012  
NOTE

FROM: Christopher Ryder

SUBJECT: CONFERENCE CALL WITH WESTINGHOUSE: REQUESTS FOR ADDITIONAL INFORMATION REGARDING THE ANNUAL CERTIFICATION OF THE PARENT COMPANY GUARANTEE

On August 21, 2012, the U.S. Nuclear Regulatory Commission (NRC) staff held a conference call with the Westinghouse Electric Company (Westinghouse) to ensure that the requests for additional information (RAIs) were understood. Before the conference call, draft RAIs were sent to Westinghouse.

### **PARTICIPANTS**

NRC  
Christopher Ryder

Westinghouse  
Michele Gutman  
Ariel Kuperminc  
Gerard Couture

### **RAI 1**

Westinghouse currently has Toshiba audited financial statements in Japanese and a presentation from the most recent stockholders meeting that is in English. Both can be provided. An English version of the Toshiba audited financial statement will be available in September 2012. C. Ryder stated that the response to the RAIs is due 30 days from the date of the letter. If the English translation will not be available until after the RAI response is due, so state in the response and provided the translation when it becomes available. The NRC staff does not need the presentation and the Japanese version of the audit report would place an unnecessary burden on the NRC staff to review.

### **RAI 2**

Westinghouse was unclear about the NRC staff's expectations. The Standby Trust Agreement is in effect until the NRC staff agrees to terminate it. C. Ryder said to state as such and provide appropriate documentation to clearly state that the current Standby Trust Agreement remains in effect.

The RAIs will be formally sent within the next few days.

### **OTHER**

The 2012 annual certification was due on June 30, 2012. The annual stockholders weekend was on June 24 through 26, leaving little time for documents to be finalized, signed, and sent to NRC; some of the documents came from Japan. This short period had created concerns about Westinghouse being able to meet the regulatory requirement for submitting the certification. This circumstance will occur every year that Westinghouse uses a Parent Company Guarantee. C. Ryder stated that Westinghouse may want to consider formally asking for a brief extension to provide additional assurance that the required documents can be gathered and sent to the

NRC. During some future year, the time between the stockholders meeting and the due date may be shorter.