



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

September 13, 2012

Mr. Mark A. Schimmel  
Site Vice President  
Monticello Nuclear Generating Plant  
Northern States Power Company - Minnesota  
2807 West County Road 75  
Monticello, MN 55362-9637

SUBJECT: MONTICELLO NUCLEAR GENERATING PLANT – REQUEST FOR  
WITHHOLDING OF PROPRIETARY INFORMATION FROM PUBLIC  
DISCLOSURE (TAC NO. ME7930)

Dear Mr. Schimmel:

By letter dated January 20, 2012 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML120330474), you submitted an application for amendment to relocate pressure temperature curves from the Technical Specifications to a Pressure and Temperature Limits Report. Among other things, the submittal includes Enclosure 10, Structural Integrity Associates, Inc. (SIA), Calculation 1000847.301, Rev. 2, "Evaluation of Adjusted Reference Temperatures and Reference Temperature Shifts."

For Enclosure 10 you included an affidavit executed by Mr. Marcos Legaspi Herrera of SIA on August 19, 2011, requesting that Enclosure 10, "Calculation CA 11-003, Evaluation of Adjusted Reference Temperatures and Reference Temperature Shifts (SIA No. 1000847.301)," be withheld from public disclosure on the basis of Title 10 of the *Code of Federal Regulations* (10 CFR), Paragraph 2.390(a)(4), for records that involve "[t]rade secrets and commercial or financial information obtained from a person and privileged or confidential."

You also included an affidavit executed by Mr. David J. Modeen of the Electric Power Research Institute (EPRI) requesting withholding of Enclosure 10 from public disclosure because information in Enclosure 10 was "provided to SI[A] under the protection of a Proprietary/Confidentiality and Nondisclosure Agreement between SI[A] and EPRI." Mr. Modeen stated that Enclosure 10 conveys information which is owned by EPRI, and contains trade secrets that meet the provisions of the Uniform Trade Secrets Act adopted by the State of California in 1984.

We have reviewed Messrs. Herreras and Modeen's affidavits in accordance with the requirements of 10 CFR Paragraph 2.390(a)(4), and on the basis of their statements, we have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure. Therefore, Enclosure 10, which is 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.

M. A. Schimmel

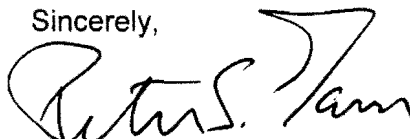
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Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

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 301-415-1451.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter S. Tam". The signature is fluid and cursive, with a large, sweeping initial "P".

Peter S. Tam, Senior Project Manager  
Plant Licensing Branch III-1  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket No. 50-263

cc: Mr. Marcos Legaspi Herrera,  
Structural Integrity Associates, Inc.  
5215 Hellyer Ave.  
Suite 210  
San Jose, CA 95138-1025

Mr. David J. Modeen  
Electric Power Research Institute, Inc.  
1300 West W. T. Harris Blvd  
Charlotte, NC 28262

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*/RA/*

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