

January 10, 2013

Ms. Stephanie Smith  
Project Manager - Nuclear Automation Licensing  
Westinghouse Electric Company, LLC.  
Suite 517  
5000 Ericsson Drive  
Warrendale, PA 15086

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC  
DISCLOSURE OF WESTINGHOUSE SUPPORTING DOCUMENTS FOR  
THE ADVANCED LOGIC SYSTEM TOPICAL REPORT (WESTINGHOUSE  
REFERENCE 9200-00018) (TAC NO. ME4454)

Dear Ms. Smith:

By letter dated December 4, 2012 (Agencywide Documents Access and Management System Accession No. ML12342A194), CS Innovations submitted an affidavit executed by Scott Roberts, President, CS Innovations dated December 4, 2012, requesting that the information contained in the documents listed in the enclosure to this letter be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390.

In the application for withholding proprietary information from public disclosure, it was stated that Westinghouse Electric Company did not plan to submit nonproprietary versions of the documents listed in the enclosure. The basis given for this was due to the extensive amount of proprietary information in the documents, a nonproprietary version would be of no value to the public.

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

- (i) The information sought to be withheld from public disclosure is owned and has been held in confidence by Westinghouse.
- (ii) The information is of a type customarily held in confidence by Westinghouse and not customarily disclosed to the public. Westinghouse has a rational basis for determining the types of information customarily held in confidence by it and, in that connection, utilizes a system to determine when and whether to hold certain types of information in confidence. The application of that system and the substance of that system constitutes Westinghouse policy and provides the rational basis required.

S. Smith

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(iii) The information was transmitted to the NRC was done so in confidence and, under the provisions of 10 CFR Section 2.390, it is to be handled in confidence by the Commission.

(iv) The information sought to be protected is not available in public sources or available information has not been previously employed in the same original manner or method to the best of our knowledge and belief.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements in the affidavit, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure. In addition, a non-proprietary version is not required.

Therefore, the version(s) 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.

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 301-415-7297.

Sincerely,

*/RA/*

Joseph Holonich, Sr. Project Manager  
Licensing Processes Branch  
Division of Policy and Rulemaking  
Office of Nuclear Reactor Regulation

Project No. 779

Enclosure:  
As stated

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**ADAMS Accession No.: ML12355A811**

**NRR-106**

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NAME	JHolonich	DBaxley	JThorp	SStuchell	JHolonich
DATE	12/20/2012	1/4/2013	1/9/2013	1/10/2013	1/10/2013

OFFICIAL RECORD COPY

## **Documents Requested to be Held as Proprietary**

1. Document titled "6002-10201, ALS-102 Requirements Specification," Rev. 2, marked proprietary
2. Document titled "6002-30201, ALS-302 Requirements Specification," Rev. 3, marked proprietary
3. Document titled "6002-31101, ALS-311 Requirements Specification," Rev. 2, marked proprietary
4. Document titled "6002-32101, ALS-321 Requirements Specification," Rev. 2, marked proprietary
5. Document titled "6002-40201, ALS-402 Requirements Specification," Rev. 1, marked proprietary
6. Document titled "6002-42101, ALS-421 Requirements Specification," Rev. 5, marked proprietary
7. Document titled "6002-60101, ALS-601 Requirements Specification," Rev. 3, marked proprietary
8. Document titled "6002-00241, ALS FPGA Qualification Evaluation," Rev. 0, marked proprietary
9. Document titled "6002-00009, "ALS Platform Requirements Traceability Matrix," Rev. 1, marked proprietary
10. Document titled "6002-10216, ALS- 102 VV Simulation Environment Specification," Rev. 0, marked proprietary
11. Document titled "6002-30216, ALS-302 VV Simulation Environment Specification," Rev. 3, marked proprietary
12. Document titled "6002-31116, ALS-311 VV Simulation Environment Specification," Rev. 3, marked proprietary
13. Document titled "6002-32116, ALS-321 VV Simulation Environment Specification," Rev. 3, marked proprietary
14. Document titled "6002-40216, ALS-402 VV Simulation Environment Specification," Rev. 0, marked proprietary
15. Document titled "6002-42116, ALS-421 VV Simulation Environment Specification," Rev. 3, marked proprietary
16. Document titled "6002-60116, ALS-601 VV Simulation Environment Specification," Rev. 0, marked proprietary

ENCLOSURE