

March 12, 2013

Mr. Steve Maehr, President
High Bridge Energy Development
3260 Pointe Parkway Suite 200
Norcross, Georgia 30092

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR HIGH BRIDGE ENERGY DEVELOPMENT LICENSING SUBMITTAL
INFORMATION AND DESIGN DEVELOPMENT ACTIVITIES FOR SMALL
MODULAR REACTOR DESIGNS

Dear Mr. Maehr:

By letter dated February 10, 2013 (Agencywide Documents Access and Management System (ADAMS) Accession No.: ML13045A421), you submitted an affidavit dated February 10, 2013, requesting 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:

“130122 RIS response 2012-12”, High Bridge Energy Development (High Bridge)
Licensing Submittal Information and Design Development Activities for Small Modular
Reactor (SMR) Designs

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

The information is part of High Bridge's confidential business information that reveals cost or price information, production capacities, budget levels, or commercial strategies of High Bridge.

Further this information has substantial commercial value as the information requested to be withheld reveals the distinguishing aspects of the business plan of High Bridge for SMR development.

Public disclosure of this proprietary information is likely to cause substantial harm to the competitive position of High Bridge because it would provide commercial intelligence on High Bridge's competitive investment in an SMR project.

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.

S. Maehr

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Therefore, the “130122 Regulatory Issue Summary (RIS) response 2012-12”, High Bridge Licensing Submittal Information and Design Development Activities for SMR Designs, 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 U.S. Nuclear Regulatory Commission (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, please contact me at (301) 415-0224 or thomas.kevern@nrc.gov.

Sincerely,

/RA/

Thomas A. Kevern, Senior Project Manager
Small Modular Reactor Licensing Branch 2
Division of Advanced Reactors & Rulemaking
Office of New Reactors

cc: Kazuo Arie, Toshiba

S. Maehr

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Therefore, the "130122 Regulatory Issue Summary (RIS) response 2012-12", High Bridge Licensings Submittal Information and Design Development Activities for SMR Designs, 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.

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Office of New Reactors

cc: Kazuo Arie, Toshiba

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ADAMS Accession No.: ML13052A159

NRO-002

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NAME	CGoodwin	TKevern	ABradford
DATE	2/25/13	3/07/13	3/12/13

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