

## Bhachu, Ujagar

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**From:** Jack W. Pluister HEUFT [USA] <jack.pluister@heuft.com>  
**Sent:** Monday, July 01, 2013 11:10 AM  
**To:** Bhachu, Ujagar  
**Subject:** RE: 10CFR2.390 Request  
**Attachments:** Heuft NRC Affidavit.PDF

**Categories:** Orange Category

Dear Mr. Bhachu,



Thank you for your phone call of Friday, June 28<sup>th</sup> regarding our quarterly reports and the ongoing request for withholding such information from public disclosure. I am submitting the attached affidavit documenting this request, and will send the original to your attention via USPS this afternoon. Please let me know if you have any additional questions or comments. Best regards.

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**From:** Jack Pluister [<mailto:Jack.Pluister@heuft.com>]  
**Sent:** Wednesday, April 10, 2013 12:04 PM  
**To:** 'Ujagar.Bhachu@NRC.gov'  
**Subject:** 10CFR2.390 Request

Dear Mr. Bhachu,



Thank you for your phone call this morning and for the clarification regarding 10 CFR 2.390 and our quarterly report to the NRC for the first quarter of 2013 required by 10 CFR 32.52 regarding transfers of GL devices. I am submitting a request for withholding from public disclosure with the required affidavit via USPS this afternoon, and can provide an electronic copy if you desire. Please let me know if you have any additional questions or comments. Best regards.

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# AFFIDAVIT

I, Jack W. Pluister, state as follows:

- 1) I am the Vice President of Technical Operations of Heuft USA, Inc., and control the information described in paragraph (2) which is sought to be withheld, and am authorized to apply for its withholding.
- 2) The information sought to be withheld is the content of Heuft USA's quarterly reports, 32.52, 31.5, and annual, 31.7, reports etc. Heuft USA, Inc. is the sole owner of the information and this information is not available from any other public sources.
- 3) In making this application for withholding of proprietary information of which it is the owner, Heuft USA, Inc. relies upon the exemption from disclosure set forth in the Freedom of Information Act ("FOIA") and the Trade Secrets Act, and NRC Regulations 10 CFR 9.17(a)(4), and 2.390(a)(4) for "Trade Secrets, Commercial, Proprietary/Privileged and Confidential Information."
- 4) Some examples of information which fit into the definition of proprietary/privileged and confidential information are:
  - a. Information that discloses our customer's names addresses and contact information that otherwise are not publically available.
  - b. Information that would allow a competitor to learn about our unit volume, variance over performance, or sales cycles.

If the information identified in 4a and 4b above were used by competitor/competitors, it would lower their expenditure of resources or improve their competitive position in the design, manufacture, sales, shipment and licensing of similar product/products. The information sought to be withheld is considered to be proprietary for these reasons.

- 5) To address 10 CFR 2.390(b)(4), the information sought to be withheld is being submitted to NRC in confidence. The information is customarily held in confidence by Heuft USA, Inc., is not available to the public or disclosed to third parties.

I declare that the foregoing affidavit and the information stated therein are true and correct to the best of my knowledge, information and belief.

Dated this 1<sup>st</sup> day of July, 2013.

  
Affiant, Jack W. Pluister

SWORN to and subscribed before me, this the 1<sup>st</sup> day of July, 2013.

  
NOTARY PUBLIC

