

I2S, LLC  
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7 June 2013

U.S. Nuclear Regulatory Commission  
GLTS  
Washington, DC 20555-0001.

Attention: Document Control Desk, Director Mark Satorius, Office of Federal and State Materials and Environmental Management Programs

Dear Director Satorius,

I am the Radiation Safety Officer for I2S LLC and have been delegated the responsibility of reviewing the device transfer reports which is sought to be withheld, and have been authorized to apply for its withholding. I am familiar with competitive practices in the market for products, containing nuclear sealed sources licensed by the Nuclear Regulatory Commission.

I2S LLC is required by Title 10 CFR 32.52 to submit reports of the distribution of Generally Licensed devices to the Nuclear Regulatory Commission and individual Agreement States every calendar quarter, listing the names and addresses of each client to whom authorized devices are transferred to and licensees from whom we receive them. This is done under the auspices of our U.S.N.R.C. license number 06-21253-02G, for our Americium 241 devices RSS06 and RSS12 containing 1 curie and 3 curies of material respectively.

I2S LLC is the sole owner of the information provided in the reports described above. To the best of my knowledge, the information, as presented, is not currently available in public sources. I2S LLC customarily treats this type of information as confidential. The company has an unwritten information classification and release policy and practice, and under this policy, lists of active customers and information relevant to commercial transactions is considered proprietary.

Examples of information considered by I2S LLC as proprietary information are customer lists and amounts of shipments. Such information, if made available and if used by our competitors, would provide direct tunnels, inroads/intrusion into our marketplaces. This would provide our competitors a head start and marked economic advantage and thus adversely impact well-being of our business. Our business is currently structured as 70% international and 30% domestic. With few exceptions, our competition is International. These competitors are not constrained by reporting their activities in areas where I2S LLC could learn of these activities. Disclosure of our activities would provide a non-reciprocal advantage to them.



Additionally, a significant part of I2S LLC is supported by continuing services. A number of independent entities in the USA and abroad could use the information in these device transfer reports including the customer list to enter our market space.

The information we are requesting to be withheld from public access is all data printed in transfer report pages with headings of "Transfers of devices to and from General Licensees."

In view of the above, I2S LLC respectfully requests that the quarterly distribution reports of Generally Licensed devices be withheld from public disclosure.

Signed:  (Randy Stevens)

Title: Radiation Safety Officer

Date: 7 June, 2013

STATE OF Connecticut

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ss. Yalesville, June 7, 2013

COUNTY OF New Haven

Personally appeared Randy Stevens, Radiation Safety Officer of I2S, LLC, signer and sealer of the foregoing instrument, who, being duly authorized, acknowledged the same to be his free act and deed and the free act and deed of said I2S LLC, before me



Edmund Smith  
Notary Public

**EDMUND T. SMITH, JR.**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES SEP. 30, 2017

**smiths**

**Smiths Detection**

2202 Lakeside Boulevard  
Edgewood, MD 21040, USA  
T: +1 410 612 9400  
[www.smithsdetection.com](http://www.smithsdetection.com)

May 17, 2013

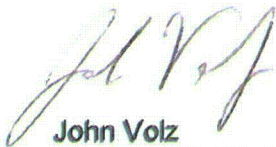
Document Control Desk, Director  
Office of Federal and State Materials  
Environmental Management Programs  
Attention GLTS, U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Re: General license correspondence to public domain

Dear Mr. Bhachu:

Please find enclosed an affidavit requesting that the general license report information disclosed to the NRC. In compliance with Code of Maryland Regulations 26.12.01.01 section C.22(d) by Smiths Detection, license MD-25-044-01. Not be made available to the public.

Best Regards



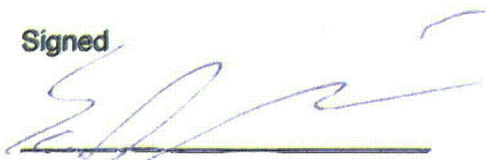
John Volz  
Radiation Safety Officer  
Smiths Detection-Edgewood  
Phone: 443-621-3385

## 10 CFR 2.390 Affidavit of E.J. Prior for Smiths Detection

I, E.J. Prior, Compliance Counsel, herby affirm and state as follows:

- (1) I am Corporate Secretary and Compliance Counsel for Smiths Detection US LLC the parent company of Smiths Detection Inc. (hereinafter "Smiths Detection") and I am authorized to execute this affidavit on behalf of Smiths Detection.
- (2) The information contained in Smiths Detection's quarterly general license distribution reports is proprietary and confidential commercial information related to the distribution of its devices.
- (3) This proprietary and confidential information includes sensitive business information created by or for Smiths Detection and, as such, should be held in confidence by the NRC and withheld from public disclosure.
- (4) In making this application for withholding of proprietary information of which it is the owner, Smiths Detection believes that the information qualifies for withholding under the exemption from disclosure set forth in 10 CFR §2.390(a)(4) for commercial information because:
  - i. This information is and has been held in confidence by Smiths Detection.
  - ii. This information is of a type that is customarily held in confidence by Smiths Detection, and there is a rational basis for doing so because the information includes sensitive business information.
  - iii. The information is being transmitted to the NRC voluntarily and in confidence.
  - iv. This information is not available in public sources and could not be gathered readily from other publicly available information.
  - v. Public disclosure of this information would create substantial harm to the competitive position of Smiths Detection by disclosing certain business decisions Smiths Detection has made.
  - vi. Development and evaluation of this commercial information was achieved at, and disclosure could lead to significant cost to Smiths Detection and its business enterprises.
  - vii. Public disclosure of the information sought to be withheld is likely to cause substantial harm to Smiths Detection competitive position.
  - viii. Smiths Detection competitive advantage will be lost if its competitors are able to use the results business activities to aid their own commercial activities.

Signed



Subscribed and sworn before me, a Notary Public, in and for the State of Maryland, this 16<sup>th</sup> day of May, 2013. *My Commission Expires 05/14/16*

Witness my hand and Notarial Seal.



## Bhachu, Ujagar

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**From:** Volz, John (DEWN) <John.Volz@smithsdetection.com>  
**Sent:** Friday, May 17, 2013 12:46 PM  
**To:** Bhachu, Ujagar  
**Cc:** Prior, EJ (DEWN); Shelton, Gary (DACI)  
**Subject:** Postal address for mailing a letter from Smiths Detection to you  
**Attachments:** NRC Proprietary Information Affidavit 5-17-13.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** Orange Category

Mr. Bhachu

Please find attached a copy of the information placed in the postal mail heading to you.  
Thank you for your help in the matter.

Best regards  
John Volz  
RSO  
Smiths Detection Edgewood  
Phone: 443-621-3385

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