

August 27, 2013

Mr. Brian H. Whitley, Director
Regulatory Affairs
Southern Nuclear Operating Company, Inc.
42 Inverness Center Parkway
Birmingham, AL 35242

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR VOGTLE ELECTRIC GENERATING PLANT UNITS 3 AND 4 LICENSE
AMENDMENT REQUEST 13-014: REINFORCED CONCRETE TO STEEL
PLATE COMPOSITE CONSTRUCTION CONNECTIONS (RP9457)

Dear Mr. Whitley:

By letter dated July 2, 2013, you submitted an affidavit dated July 2, 2013, and requested 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:

Enclosures 5 and 6 of Southern Nuclear Operating Company (SNC), Vogtle Electric
Generating Plant Units 3 and 4, License Amendment Request 13-014

A nonproprietary copy of this document has been placed in the Nuclear Regulatory Commission's (NRC) Public Document Room and added to the NRC Library in the Agencywide Documents Access and Management System (ADAMS).

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

- a. The information sought to be withheld from public disclosure has been held in confidence by SNC and Westinghouse Electric Company.
- b. The information is of a type customarily held in confidence by SNC and Westinghouse and not customarily disclosed to the public.
- c. The release of the information might result in the loss of an existing or potential competitive advantage to SNC and/or Westinghouse.
- d. Other reasons identified in Enclosure 2 of Vogtle Electric Generating Plant (VEGP) Units 3 and 4, Request for License Amendment Regarding Reinforced Concrete (RC) to Steel Plate Composite Construction (SC) Connections (LAR-13-014). Those reasons are incorporated here by reference.

- e. The material to be withheld has been previously identified as proprietary (see ADAMS accession numbers ML1109010540 and ML111720660). The applications for withholding associated with those accession numbers are also adopted in support of this affidavit.

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.

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 301-415-6185.

Sincerely,

/RA/

Anthony Minarik, Project Manager
Office of New Reactors
Division of New Reactor Licensing
Licensing Branch 4

Docket Nos.: 52-025
52-026

cc: see next page

- e. The material to be withheld has been previously identified as proprietary (see ADAMS accession numbers ML1109010540 and ML111720660). The applications for withholding associated with those accession numbers are also adopted in support of this affidavit.

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Sincerely,

/RA/

Anthony Minarik, Project Manager
Office of New Reactors
Division of New Reactor Licensing
Licensing Branch 4

Docket Nos.: 52-025
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DATE	8/20/2013	8/22/2013	08/27/2013	08/27/2013

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(Revised 08/22/2013)

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