

September 11, 2013

**Affidavit of the Institute of Nuclear
Power Operations
Pursuant to 10 C.F.R. §2.390**

BEFORE THE U.S. NUCLEAR REGULATORY COMMISSION

AFFIDAVIT OF THE INSTITUTE OF NUCLEAR POWER OPERATIONS
PURSUANT TO 10 C.F.R. § 2.390

PERSONALLY APPEARED BEFORE ME, the undersigned officer duly authorized by law to administer oaths, RONN SMITH, who after being sworn stated of his personal knowledge as follows:

1. I am the Director of Communications for the Institute of Nuclear Power Operations ("INPO") in Atlanta, Georgia. I have held this position continuously since July 2007 and previous to that, I was a section manager in Communications and was the Manager of Corporate Communications at Wolf Creek from February 1986 through October 1994. In all, I have over twenty-five years of personal experience in the commercial nuclear power industry.
2. As Director of Communications for INPO, I have been specifically delegated by the Chief Executive Officer of INPO the function of protecting INPO proprietary information and reports from public disclosure. I have similarly been specifically delegated the responsibility of designing and implementing procedures for ensuring that INPO proprietary information and reports are held in confidence by INPO. Finally, I am authorized by INPO to apply on its behalf for confidential treatment of its proprietary information and reports under 10 C.F.R. § 2.390.
3. The information and reports that INPO voluntarily submits to the U.S. Nuclear Regulatory Commission (the "NRC") include INPO Operating Experience products, including INPO Event Reports (IERs); other INPO documents and reports; and information in the INPO Consolidated Events Database (ICES). Most INPO Operating Experience products and other documents and reports, as well as ICES information, are considered confidential commercial information that INPO does not customarily release to the public. On behalf of INPO, I request that the NRC not release these proprietary reports and information to the public.
4. IERs and other documents and reports, and the ICES database, are held in confidence by INPO, are submitted voluntarily by INPO to the NRC, and are not available to the public.

5. IERs and other INPO documents and reports are marked with one of four distribution categories: "Open Distribution," "General Distribution," "Limited Distribution," or "Restricted Distribution." Documents designated as "Open Distribution" contain no INPO proprietary information and are available for release to the general public. Documents marked as "General Distribution," "Limited Distribution," or "Restricted Distribution" contain proprietary information that INPO does not customarily release to the public. The ICES database is marked "Proprietary Commercial Information," or "ICES Proprietary Information," and also contains information that INPO does not release to the public. I request that the NRC not release to the public any INPO materials marked as "General Distribution," "Limited Distribution," or "Restricted Distribution," or any data from the ICES database.

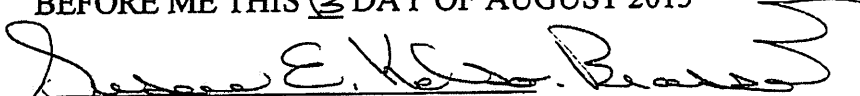
6. INPO also voluntarily submits to the NRC Performance Indicator data, including certain data that are confidential commercial information that INPO does not customarily release to the public. The file name of each file in the Performance Indicator data that is confidential and should not be released to the public contains the word "proprietary." On behalf of INPO, I request that the NRC not release to the public any information in the Performance Indicator data that is contained in a file with the word "proprietary" in the file name. The data in the files marked "proprietary" in the Performance Indicator data are held in confidence by INPO, are submitted voluntarily by INPO to the NRC, and are not available to the public.

7. The public disclosure of any of the information, reports and data described above would be likely to cause substantial harm to the competitive position of INPO taking into account the amount of effort and resources expended by INPO in developing such materials.



Ronn Smith

SUBSCRIBED & SWORN TO
BEFORE ME THIS 3rd DAY OF AUGUST 2013



NOTARY PUBLIC (Susan E. Kasso-Brossie)