

October 7, 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 REQUESTS (LAR) 13-001, "HUMAN FACTORS ENGINEERING (HFE) INTEGRATED SYSTEM VALIDATION PLAN/GEH-320,(RP9437 AND RP9468), LAR 13-010, "HFE DESIGN VERIFICATION PLAN/GEH-120, (RPRP9452 AND RP9469), AND LAR 13-011, "HFE TASK SUPPORT VERIFICATION PLAN/GEH-220 (RP9453)

Dear Mr. Whitley:

By letters dated August 22, 2013, (Agencywide Documents Access and Management System (ADAMS) Accession No. ML13235A224), (ADAMS Accession No. ML13234A457), and (ADAMS Accession No. ML13235A173), you submitted affidavits dated August 22, 2013, requesting that the information contained in the following documents be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

Enclosure 8 of Southern Nuclear Operating Company (SNC), Vogtle Electric Generating Plant (VEGP) Units 3 and 4, License Amendment Requests (LAR) 13-001S2, LAR 13-010S2, and LAR 13-011S2.

A nonproprietary copy of each of these documents 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 affidavits 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.

B. Whitley

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- 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 15 of VEGP Units 3 and 4, LAR 13-001S2, LAR 13-010S2, and LAR 13-011S2. Those reasons are incorporated by reference.

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 301-415-6191.

Sincerely,

***/RA David Jaffe for:/***

Ravindra Joshi, Senior Project Manager  
Licensing Branch 4  
Division of New Reactor Licensing  
Office of New Reactors

Docket Nos.: 52-025  
52-026

cc: see next page

- c. The release of the information might result in the loss of an existing or potential competitive advantage to SNC and/or Westinghouse.
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Sincerely,  
**/RA David Jaffe for:/**

Ravindra Joshi, Senior Project Manager  
 Licensing Branch 4  
 Division of New Reactor Licensing  
 Office of New Reactors

Docket Nos.: 52-025  
 52-026

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(Revised 09/10/2013)

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