

October 7, 2013

Mr. J. A. Gresham, Manager
Regulatory Compliance
Westinghouse Electric Company,
Suite 428, 1000 Westinghouse Drive
Cranberry Township, PA 16066

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE FOR WESTINGHOUSE REPORTS: (1) APP-OCS-GEH-320 REVISION 3, "HUMAN FACTORS ENGINEERING INTEGRATED SYSTEM VALIDATION PLAN (PROPRIETARY), AND APP-OCS-GEH-322 REVISION 3, "HUMAN FACTORS ENGINEERING INTEGRATED SYSTEM VALIDATION PLAN (NON-PROPRIETARY), (2) APP-OCS-GEH-120 REVISION 1, "HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN (PROPRIETARY), AND APP-OCS-GEH-122 REVISION 1, "HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN (NON-PROPRIETARY), (3) APP-OCS-GEH-220 REVISION 1, HUMAN FACTORS ENGINEERING TASK SUPPORT VERIFICATION PLAN (PROPRIETARY) AND APP-OCS-GEH-222 REVISION 1, HUMAN FACTORS ENGINEERING TASK SUPPORT VERIFICATION PLAN (NON-PROPRIETARY), (4) APP-OCS-GEH-420 REVISION 1, HUMAN FACTORS ENGINEERING DISCREPANCY RESOLUTION PROCESS (PROPRIETARY) AND APP-OCS-GEH-422 REVISION 1, HUMAN FACTORS ENGINEERING DISCREPANCY RESOLUTION PROCESS (NON-PROPRIETARY), (5) APP-OCS-GEH-520 REVISION 2, PLANT STARTUP HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN (PROPRIETARY) AND APP-OCS-GEH-522 REVISION 2, PLANT STARTUP HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN (PROPRIETARY)

Dear Mr. Gresham:

By letters dated August 14, 2013 (CAW-13-3775, CAW-13-3771, CAW-13-3773, CAW-13-3777, and CAW-13-3779), Westinghouse Electric Company, LLC (Westinghouse) submitted affidavits dated August 14, 2013, executed by Robert B. Sisk, which requested 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:

- (1) APP-OCS-GEH-320 REVISION 3, "HUMAN FACTORS ENGINEERING INTEGRATED SYSTEM VALIDATION PLAN" (PROPRIETARY)
- (2) APP-OCS-GEH-120 REVISION 1, "HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN" (PROPRIETARY)
- (3) APP-OCS-GEH-220 REVISION 1, "HUMAN FACTORS ENGINEERING TASK SUPPORT VERIFICATION PLAN" (PROPRIETARY)

(4) APP-OCS-GEH-420 REVISION 1, "HUMAN FACTORS ENGINEERING DISCREPANCY RESOLUTION PROCESS" (PROPRIETARY)

(5) APP-OCS-GEH-520 REVISION 2, "PLANT STARTUP HUMAN FACTORS ENGINEERING DESIGN VERIFICATION PLAN" (PROPRIETARY)

A nonproprietary copy of each of the 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.

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

- (a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies;
- (b) It consists of data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secure a competitive economic advantage, e.g., by organization or improved marketability.
- (c) If used by a competitor it would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.
- (d) It reveals cost or price information, production capacities, budget levels, or commercial strategies of Westinghouse, its customers or suppliers.
- (e) It reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.
- (f) It contains patentable ideas, for which patent protection may be desirable.

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 affidavits, 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.

J. A. Gresham

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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

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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
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Vogtle Units 3 & 4 Mailing List
cc:

(Revised 09/10/2013)

Resident Manager
Oglethorpe Power Corporation
Alvin W. Vogtle Nuclear Plant
7821 River Road
Waynesboro, GA 30830

Stephen E. Kuczynski
Chairman, President and CEO
Southern Nuclear
P.O. Box 1295
Birmingham, AL 35201

Office of the Attorney General
40 Capitol Square, SW
Atlanta, GA 30334

Mr. Reece McAlister
Executive Secretary
Georgia Public Service Commission
Atlanta, GA 30334

Southern Nuclear Op. Co.
Document Control Coordinator
42 Inverness Center parkway
Attn: B236
Birmingham, AL 35242

Mr. Joseph A. (Buzz) Miller
Executive Vice President
Southern Nuclear Operating Company
241 Ralph McGill Blvd.
BIN 10240
Atlanta, GA 30308-3374

Anne F. Appleby
Oglethorpe Power Corporation
2100 East Exchange Place
Tucker, GA 30084

Resident Inspector
Plant Vogtle 3&4
7825 River Road
Waynesboro, GA 30830

County Commissioner
Office of the County Commissioner
Burke County Commission
Waynesboro, GA 30830

Elaine Sikes
Burke County Library
130 Highway 24 South
Waynesboro, GA 30830

Mr. James C. Hardeman
Environmental Radiation Program Manager
Environmental Protection Division
Georgia Dept. of Natural Resources
4220 International Pkwy, Suite 100
Atlanta, GA 30354-3906

Mr. Jerry Smith
Commissioner
District 8
Augusta-Richmond County Commission
1332 Brown Road
Hephzibah, GA 30815

B. L. Ivey
VP, Regulatory Affairs
Southern Nuclear Operating Company
40 Inverness Center Parkway, B022
Birmingham, AL 35242

Gene Stilp
1550 Fishing Creek Valley Road
Harrisburg, PA 17112

Rita Kilpatrick
250 Arizona Ave.
Atlanta, GA 30307

Mr. Robert E. Sweeney
IBEX ESI
4641 Montgomery Avenue
Suite 350
Bethesda, MD 20814

Vogle Units 3 & 4 Mailing List

George B. Taylor, Jr.
2100 East Exchange Pl
Atlanta, GA 30084-5336

Vogle Units 3 & 4 Mailing List

Email

agaughtm@southernco.com (Amy Aughtman)
agbaker@southernco.com (Ann Baker)
awc@nei.org (Anne W. Cottingham)
bhwhitle@southernco.com (Brian Whitley)
Bill.Jacobs@gdsassociates.com (Bill Jacobs)
blivey@southernco.com (Pete Ivey)
bob.masse@opc.com (Resident Manager)
bwwaites@southernco.com (Brandon Waites)
chmahan@southernco.com (Howard Mahan)
collinlj@westinghouse.com (Leslie Collins)
courtney@georgiawand.org (Courtney Hanson)
crpierce@southernco.com (C.R. Pierce)
csguinn@southernco.com (Candace Guinn)
cwaltman@roe.com (C. Waltman)
dahjones@southernco.com (David Jones)
danawill@southernco.com (Dana Williams)
david.hinds@ge.com (David Hinds)
david.lewis@pillsburylaw.com (David Lewis)
david.siefken@hq.doe.gov (David Siefken)
delongra@westinghouse.com (Rich DeLong)
dgbost@southernco.com (Danny Bost)
dfulton@southernco.com (Dale Fulton)
drculver@southernco.com (Randy Culver)
ed.burns@earthlink.net (Ed Burns)
edavis@pegasusgroup.us (Ed David)
erg-xl@cox.net (Eddie R. Grant)
G2NDRMDC@southernco.com (SNC Document Control)
james1.beard@ge.com (James Beard)
jamiller@southernco.com (Buzz Miller)
jbtomase@southernco.com (Janice Tomasello)
jenmorri@southernco.com (Jennifer Buettner)
jlhall@southernco.com (Jennifer Hall)
jim@ncwarn.org (Jim Warren)
jmgidden@southernco.com (John Giddens)
Joseph_Hegner@dom.com (Joseph Hegner)
jranalli@meagpower.org (Jerry Ranalli)
jrjohnso@southernco.com (Randy Johnson)
jtdavis@southernco.com (Jim Davis)
jtgasser@southernco.com (Jeff Gasser)
karen.patterson@ttnus.com (Karen Patterson)
karlg@att.net (Karl Gross)
kim.haynes@opc.com (Kim Haynes)
kmseiber@southernco.com (Kristin Seibert)
KSutton@morganlewis.com (Kathryn M. Sutton)

Vogle Units 3 & 4 Mailing List

kwaugh@impact-net.org (Kenneth O. Waugh)
lchandler@morganlewis.com (Lawrence J. Chandler)
ldperry@southernco.com (Leigh D. Perry)
maria.webb@pillsburylaw.com (Maria Webb)
markus.popa@hq.doe.gov (Markus Popa)
matias.travieso-diaz@pillsburylaw.com (Matias Travieso-Diaz)
mcintyba@westinghouse.com (Brian McIntyre)
mdrauckh@southernco.com (Mark Rauckhorst)
media@nei.org (Scott Peterson)
mike.price@opc.com (M.W. Price)
MSF@nei.org (Marvin Fertel)
nirsnet@nirs.org (Michael Mariotte)
nlhender@southernco.com (Nancy Henderson)
Nuclaw@mindspring.com (Robert Temple)
patriciaL.campbell@ge.com (Patricia L. Campbell)
Paul@beyondnuclear.org (Paul Gunter)
pbessette@morganlewis.com (Paul Bessette)
randall@nexusamllc.com (Randall Li)
rhenry@ap.org (Ray Henry)
RJB@NEI.org (Russell Bell)
russpa@westinghouse.com (Paul Russ)
sabinski@suddenlink.net (Steve A. Bennett)
sblanton@balch.com (Stanford Blanton)
sfrantz@morganlewis.com (Stephen P. Frantz)
sjackson@meagpower.org (Steven Jackson)
skauffman@mpr.com (Storm Kauffman)
skuczyns@southernco.com (Steve Kuczynski)
sroetger@psc.state.ga.us (Steve Roetger)
stephan.moen@ge.com (Stephan Moen)
taterrel@southernco.com (Todd Terrell)
tlubnow@mpr.com (Tom Lubnow)
Tom.Bilik@nrc.gov (Thomas Bilik)
TomClements329@cs.com (Tom Clements)
Vanessa.quinn@dhs.gov (Vanessa Quinn)
Wanda.K.Marshall@dom.com (Wanda K. Marshall)
wasparkm@southernco.com (Wesley A. Sparkman)
weave1dw@westinghouse.com (Doug Weaver)
whelmore@aol.com (Bill Elmore)