



UNITED STATES
NUCLEAR REGULATORY COMMISSION

Office of Federal and State Materials and
Environmental Management Programs
WASHINGTON, DC 20555 - 0001

September 27, 2013

Jack Ramsey
Sr. Radiation Officer
Metso Automation USA, Inc.
2900 Courtyards Drive
Norcross, GA 30071-1554

SUBJECT: NRC APPROVAL OF METSO AUTOMATION REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE OF QUARTERLY GENERAL
LICENSE DEVICE TRANSFER REPORTS

Dear Mr. Ramsey:

Metso Automation submitted an affidavit dated May 21, 2013, (Agencywide Documents Access and Management System Accession No. ML13231A269) executed by Cliff Smith, requesting that the quarterly transfer reports be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390.

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

Metso Automation quarterly transfer reports contained confidential information. This information contains trade secrets and confidential commercial information that is proprietary to Metso Automation USA Inc. The confidential information has been held in confidence and is not available in public sources. The confidential information is of a type that is customarily held in confidence by Metso Automation USA Inc. to protect its business interests. The public disclosure of the confidential information is likely to cause substantial harm to the competitive position of Metso Automation USA Inc. because it is valuable information that may be easily duplicated by others.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, have determined that the submitted information contained in your quarterly device transfer reports, sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the information in your quarterly reports submitted to the NRC marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(b)(5).

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 of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions, please contact me at (301) 415-6004, or e-mail Hector.Rodriguez-Luccioni@nrc.gov.

Sincerely,

/RA/

Hector Rodriguez-Luccioni, General Engineer
Licensing Branch
Division of Materials Safety and
State Agreements
Office of Federal and State Materials and
Environmental Management Programs

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Sincerely,

/RA/

Hector Rodriguez-Luccioni, General Engineer
Licensing Branch
Division of Materials Safety and
State Agreements
Office of Federal and State Materials and
Environmental Management Programs

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