



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

March 19, 2014

Mr. Rafael Flores
Senior Vice President and
Chief Nuclear Officer
Attention: Regulatory Affairs
Luminant Generation Company LLC
P.O. Box 1002
Glen Rose, TX 76043

SUBJECT: COMANCHE PEAK NUCLEAR POWER PLANT, UNITS 1 AND 2 – REQUEST
FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (TAC
NOS. MF1365 AND MF1366)

Dear Mr. Flores:

By letter dated December 17, 2013 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML14016A124), Luminant Generation Company LLC (Luminant) submitted an affidavit dated December 10, 2013, executed by J. A. Gresham, Manager, Regulatory Compliance, Westinghouse Electric Company (Westinghouse), requesting that information designated proprietary 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:

- Comanche Peak Responses to LAR [License Amendment Request] 13-01 Request for Additional Information (RAI) – Round 2 (Proprietary)

The proprietary version of the document is Attachment 1 and the Westinghouse affidavit is the Enclosure to the letter dated December 17, 2013, from Luminant to the U.S. Nuclear Regulatory Commission (NRC), for the Comanche Peak Nuclear Power Plant, Units 1 and 2.

A non-proprietary copy of the document, provided as Attachment 2 to the letter dated December 17, 2013, has been placed in the NRC's Public Document Room and added to the NRC Library at ADAMS Accession No. ML14016A124.

The affidavit 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.
- (c) Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.

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 information sought to be withheld in the submittal, contains proprietary commercial information and should be withheld from public disclosure.

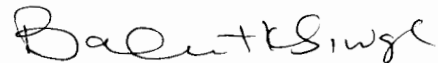
Therefore, the version of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

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) 415-3016.

Sincerely,



Balwant K. Singal, Senior Project Manager
Plant Licensing Branch IV-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446

cc: J. A. Gresham, Manager
Regulatory Compliance
Westinghouse Electric Company
Suite 310
1000 Westinghouse Drive
Cranberry Township, PA 16066

Additional Distribution via Listserv

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 information sought to be withheld in the submittal, contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the version 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) 415-3016.

Sincerely,

/ra/

Balwant K. Singal, Senior Project Manager
 Plant Licensing Branch IV-1
 Division of Operating Reactor Licensing
 Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446

cc: J. A. Gresham, Manager
 Regulatory Compliance
 Westinghouse Electric Company
 Suite 310
 1000 Westinghouse Drive
 Cranberry Township, PA 16066

Additional Distribution via Listserv

DISTRIBUTION:

PUBLIC
 LPL4-1 Reading
 RidsAcrsAcnw_MailCTR Resource
 RidsNrrDssSrxb Resource
 RidsNrrDorlLpl4-1 Resource

RidsNrrPMComanchePeak Resource
 RidsNrrLAJBurkhardt Resource
 RidsRgn4MailCenter Resource
 KWood, NRR/DSS/SRXB
 APatel, NRR/DSS/SRXB

ADAMS Accession No.: ML14022A046

OFFICE	NRR/DORL/LPL4-1/PM	NRR/DORL/LPL4-1/LA	NRR/DSS/SRXB/BC	NRR/DORL/LPL4-1/BC	NRR/DORL/LPL4-1/PM
NAME	BSingal	JBurkhardt	CJackson	MMarkley	BSingal
DATE	1/24/14	1/22/14	3/18/14	3/19/14	3/19/14

OFFICIAL RECORD COPY