

June 3, 2014

Mr. Pedro Salas, Manager
U.S. EPR New Plants Regulatory Affairs
AREVA NP, Inc.
3315 Old Forest Road
P.O. Box 10935
Lynchburg, VA 24506-0935

SUBJECT: REQUEST FOR WITHHOLDING OF PROPRIETARY INFORMATION FROM PUBLIC DISCLOSURE REGARDING AREVA NP INC. RESPONSE TO THE FOURTH REQUEST FOR ADDITIONAL INFORMATION REGARDING ANP10287P, "INCORE TRIP SETPOINT AND TRANSIENT METHODOLOGY FOR U.S. EPR TOPICAL REPORT"

Dear Mr. Salas:

By your letter and the associated affidavit executed by Philip A. Opsal, Manager, AREVA Product Licensing both dated April 25, 2014, (Agency wide Documents Access and Management System (ADAMS) Accession No. ML14120A229), you submitted in Enclosure 1 a proprietary version of ANP-10287Q4P, "Response to Fourth Request for Additional Information ANP-10287P, 'Incore Trip Setpoint and Transient Methodology for the U.S. EPR Topical Report,' RAI 31, 32, 33, 34, 35, and 36." AREVA requested that this document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 390, "Public inspections, exemptions, requests for withholding." A publically available, non-proprietary version of this document was simultaneously submitted by AREVA and has been placed in the U.S. Nuclear Regulatory Commission (NRC) Public Document Room and added to the ADAMS Public Electronic Reading Room (ADAMS Accession No. ML14120A230).

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

The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for AREVA NP, and

The information reveals certain distinguishing aspects of process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA NP in product optimization or marketability.

The NRC staff has reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

P. Salas

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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. This 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. 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 staff. You also should understand that the NRC staff 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 staff 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 301-415-5848 or at bill.gleaves@nrc.gov.

Sincerely,

/RA/

William C. Gleaves, Senior Project Manager
Licensing Branch 1
Division of New Reactor Licensing
Office of New Reactors

Docket No.: 52-020

cc: See next page

P. Salas

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ADAMS Accession Number: ML14141A514 *by email **NRO-002**

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DATE	05/29/2014	05/23/2014	06/03/2014

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