

June 3, 2014

Mark Dohrenwend, RSO and Engineer  
Owensboro Industrial Co., LLC  
2 Plum Street  
Owensboro, Kentucky 42301

SUBJECT: NRC APPROVAL OF OWENSBORO INDUSTRIAL CO., LLC REQUEST FOR  
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

Dear Mr. Dohrenwend:

Owensboro Industrial Co., LLC submitted an affidavit dated May 12, 2014, requesting that the information transmitted in confidence as part of Owensboro Industrial Company, LLC's (OIC) Application for Materials License be withheld from public disclosure pursuant to Title 10 of the Code of Federal Regulations (10CFR) 2.390.

The affidavit stated that per §2.390, OIC is requesting that all of the information transmitted in confidence be withheld from public disclosure for the following reasons: (1) the information is owned and been held in confidence by OIC, (2) the disclosure of the information to the public would likely cause substantial harm to OIC by freely releasing process and product design information that OIC consider privileged commercial information allowing competitors to take advantage of OIC's information. Release of the information is likely to reduce the competitor's expenditure of resources for design, development of process to manufacture a similar product, (3) the information is being transmitted to the NRV voluntarily and in confidence, and (4) the information is not available in public sources.

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 sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, Owensboro Industrial Co., LLC information submitted in application dated May 12, 2014, marked as "Proprietary/Property of Owensboro Industrial Co., LLC" 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 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.

M. Dohrenwend

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

Sincerely,

**/RA/**

Hector Rodriguez-Luccioni, PH.D.  
Licensing Branch  
Division of Materials Safety and  
State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

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

Sincerely,

**/RA/**

Hector Rodriguez-Luccioni, PH.D.  
Licensing Branch  
Division of Materials Safety and  
State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

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