

September 22, 2014

Dr. Jose N. Reyes, Jr.
Chief Technology Officer
1100 Circle Boulevard, Suite 200
Corvallis, OR 97330

SUBJECT: WITHHOLDING PROPRIETARY INFORMATION FROM PUBLIC DISCLOSURE REGARDING SUBMITTAL OF PRESENTATION MATERIALS FOR A CLOSED MEETING WITH NUSCALE POWER™, LLC, ON SEPTEMBER 16, 2014 (PROJ 0769)

Dear Dr. Reyes:

By letter dated August 26, 2014, NuScale Power™, LLC, submitted an affidavit (Agencywide Documents Access and Management System (ADAMS) Accession No. ML14245A084), in which Mr. Steven Mirsky, Manager, Licensing, requested that the presentation slides to be used during closed meetings with NuScale on September 16, 2014 be withheld from public disclosure pursuant to Title 10 of the Code of Federal Regulations (10 CFR), Part 2, Section 2.390. The topics of discussions during September 16, 2014 closed meeting with NuScale include emergency planning zone (EPZ) sizing and multi module interaction.

A nonproprietary copy of the presentation slides have been placed in the U.S. Nuclear Regulatory Commission (NRC) Public Document Room and added to ADAMS with accession numbers ML14245A085 and ML14245A086, on EPZ sizing and multi module topics discussion, respectively.

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure due to the proprietary nature of the information discussed during the closed meeting.

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 submitted information sought to be withheld 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.

J. Reyes

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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) 415-0546.

Sincerely,

/RA/

Gregory V. Cranston, Senior Project Manager
Small Modular Reactor Licensing Branch
Division of Advanced Reactors and Rulemaking
Office of New Reactors

Project No.: 0769

cc w/encl: DC NuScale Power LLC Listserv

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ADAMS Accession No.: ML14261A263

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OFFICE	PM:NRO/DARR/SMRLB	PM:NRO/DARR/SMRLB
NAME	Otabatabai	GCranston
DATE	09/19/2014	09/22/2014

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