

December 15, 2014

Mr. Christopher M. Fallon, Vice President
Nuclear Development
Duke Energy
EC12L/526 South Church Street
Charlotte, NC 28202

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
IN RESPONSE TO TRANSMITTAL OF RESPONSES TO THE U.S. NUCLEAR
REGULATORY COMMISSION'S REQUESTS FOR ADDITIONAL INFORMATION
06.03-1 AND 06.03-6 ON CONDENSATE RETURN (CAW-14-3907)

Dear Mr. Fallon:

By letter dated May 5, 2014, Duke Energy Florida, Inc. (DEF) submitted an affidavit dated May 1, 2014, executed by James A. Gresham, Westinghouse Electric Corporation (Westinghouse), which requested that the information contained 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:

NPD-NRC-2014-014, Attachment A to Enclosure 1, Responses to the U.S. Nuclear Regulatory Commission's Request for Additional Information 06.03-1 and 06.03-6 on Condensate Return (Proprietary)

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

- (a) The information sought to be withheld from public disclosure is owned by Westinghouse and has been held in confidence by Westinghouse;
- (b) The information sought to be protected is not available to the public to the best of your knowledge and belief; and
- (c) The information is of the type that would customarily be held in confidence by Westinghouse. Public disclosure of this information is likely to cause harm to DEF because it would allow contractors, vendors, and competitors to understand the competitive position of Westinghouse.

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, 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.

C. Fallon

- 2 -

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 301-415-1035.

Sincerely,

/RA/

Donald Habib, Project Manager
Licensing Branch 4
Division of New Reactor Licensing
Office of New Reactors

Docket No.: 52-029
52-030

cc: See next page

C. Fallon

- 2 -

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 301-415-1035.

Sincerely,

/RA/

Donald Habib, Project Manager
Licensing Branch 4
Division of New Reactor Licensing
Office of New Reactors

Docket No.: 52-029
52-030

cc: See next page

DISTRIBUTION:

PUBLIC

NRO_DNRL_LB4 Distribution

RidsOgcMailCenter

LBurkhart

DHabib

RButler

ADAMS ACCESSION NO.: ML14323A297

NRO-002

OFFICE	LA: DNRL/LB4	PM: DNRL/LB4	BC: DNRL/LB4
NAME	RButler	DHabib	LBurkhart
DATE	12/03/14	12/04/14	12/04/14

OFFICIAL RECORD COPY

COL – Duke Energy - Levy County Mailing List

(Revised 06/17/2014)

cc:

Mr. Christopher M. Fallon
VP, Nuclear Development
Progress Energy Florida, Inc.
P.O. Box 1006 - ECO9D
Charlotte, NC 28202

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

COL – Duke Energy - Levy County Mailing List

Email

awc@nei.org (Anne W. Cottingham)
Bill.Jacobs@gdsassociates.com (Bill Jacobs)
billn@fcan.org (Bill Newton)
brian.mccabe@pgnmail.com (Brian McCabe)
christopher.fallon@duke-energy.com (Christopher M. Fallon)
collinlj@westinghouse.com (Leslie Collins)
CumminWE@Westinghouse.com (Edward W. Cummins)
cwaltman@roe.com (C. Waltman)
david.lewis@pillsburylaw.com (David Lewis)
david.waters@pgnmail.com (Dave Waters)
delongra@westinghouse.com (Rich DeLong)
ed.burns@earthlink.net (Ed Burns)
joe.w.donahue@pgnmail.com (Joe Donahue)
john.elnitsky@pgnmail.com (John Elnitsky)
Joseph_Hegner@dom.com (Joseph Hegner)
KSutton@morganlewis.com (Kathryn M. Sutton)
kwaugh@impact-net.org (Kenneth O. Waugh)
lchandler@morganlewis.com (Lawrence J. Chandler)
levynuke@ecologyparty.org (Cara Campbell)
maria.webb@pillsburylaw.com (Maria Webb)
maryo@nirs.org (Mary Olson)
media@nei.org (Scott Peterson)
Mike.Halpin@dep.state.fl.us (Mike Halpin)
MSF@nei.org (Marvin Fertel)
nirsnet@nirs.org (Michael Mariotte)
Nuclaw@mindspring.com (Robert Temple)
patriciaL.campbell@ge.com (Patricia L. Campbell)
Paul@beyondnuclear.org (Paul Gunter)
pbessette@morganlewis.com (Paul Bessette)
RJB@NEI.org (Russell Bell)
robert.kitchen@pgnmail.com (Robert H. Kitchen)
ronald_m_bright@bellsouth.net (Ronald Bright)
russpa@westinghouse.com (Paul Russ)
sabinski@suddenlink.net (Steve A. Bennett)
sfrantz@morganlewis.com (Stephen P. Frantz)
stephan.moen@ge.com (Stephan Moen)
Tansel.Selekler@nuclear.energy.gov (Tansel Selekler)
twinkletoesdms@aol.com (Robert and Deborah Smith)
Vanessa.quinn@dhs.gov (Vanessa Quinn)
weave1dw@westinghouse.com (Doug Weaver)