

September 18 2015

Ms. Michele M. Gutman, Deputy General Counsel
Westinghouse Electric Company, LLC
1000 Westinghouse Drive
Cranberry Township, PA 16066

SUBJECT: APPROVAL OF REQUEST FOR WITHHOLDING THE LETTER OF CREDIT AND
THE STANDBY TRUST AGREEMENT

Dear Ms. Gutman

By letter dated August 20, 2015, the Westinghouse Electric Company, LLC, (Westinghouse) submitted a letter of credit and standby trust agreement as financial assurance of decommissioning. By letter (AW-15-4255) dated August 20, 2015, Westinghouse requested that information be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Paragraph 2.390. An affidavit stated that the information should be considered exempt from mandatory public disclosure for the following reasons:

- The information has been held in confidence by Westinghouse;
- The information is of a type customarily held in confidence by Westinghouse;
- The information was transmitted to the Commission in confidence;
- The information reveals cost or price information, production capacities, and budget levels; and
- Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of Westinghouse.

The staff at the U.S. Nuclear Regulatory Commission (NRC) reviewed the application and submittal in accordance with the requirements of 10 CFR 2.390. On the basis of the subject submittal and statements of the request, the NRC staff has determined that the submitted information sought to be withheld contains proprietary, commercial information. Therefore, the version of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.390(b) 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 should also 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, Westinghouse will be notified in advance of any public disclosure.

M. Gutman

2

In accordance with 10 CFR, 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at: <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact me at (301) 287-0651, or via e-mail at: Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

Docket Nos. 70-1151, 70-36
License Nos. SNM-1107, SNM-33

M. Gutman

2

In accordance with 10 CFR, 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at: <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact me at (301) 287-0651, or via e-mail at: Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

DISTRIBUTION:

FCSE r/f MBaker, NMSS JHayes, NMSS MCrespo, RII

Docket Nos. 70-1151, 70-36
License Nos. SNM-1107, SNM-33

ML15257A350

OFFICE	FCSE/FMB	FCSE/FMB	FCSS/FMB
NAME	CRyder	TBrockington	RJohnson
DATE	9/15/2015	9/16/2015	9/18/2015

OFFICIAL RECORD COPY