

December 21, 2015

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

SUBJECT: APPROVAL OF REQUEST (AW-15-4340) FOR WITHHOLDING DATED  
DECEMBER 1, 2015

Dear Ms. Gutman:

By letter (AW-15-4340) dated December 1, 2015, the Westinghouse Electric Company, LLC (Westinghouse), requested the U.S. Nuclear Regulatory Commission (NRC) to withhold from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 2.390. The subject of the letter is a response to a request for additional information from the NRC staff dated October 9, 2015. Westinghouse submitted a redacted version for the public docket. An affidavit stated that the unredacted submittal 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 and received by the Commission in confidence; and
- Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of Westinghouse, taking into account the value of the information to Westinghouse, the amount of effort or money expended by Westinghouse in developing the information, and the ease or difficulty with which the information could be properly acquired or duplicated by others.

The NRC staff reviewed the application and submittal in accordance with the requirements of 10 CFR Section 2.390. On the basis of your statements, the NRC staff has determined that the submitted information sought to be withheld contains proprietary, commercial information. Therefore, the proprietary version of the submitted information 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, you will be notified in advance of any public disclosure.

In accordance with 10 CFR, Section 2.390 of the NRC's "Agencywide 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 System component of the NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Website at: <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact me at (301) 415-8729, or via e-mail to [Christopher.Ryder@nrc.gov](mailto: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

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, you will be notified in advance of any public disclosure.

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If you have any questions regarding this matter, please contact me at (301) 415-8729, or via e-mail to [Christopher.Ryder@nrc.gov](mailto: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

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