



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

May 26, 2016

Mr. Mano Nazar
President and Chief Nuclear Officer
Nuclear Division
NextEra Energy
P.O. Box 14000
Juno Beach, FL 33408-0420

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR THE ST. LUCIE PLANT, UNIT NOS. 1 AND 2 (CAC NOS. MF7269 AND
MF7270)

Dear Mr. Nazar:

By letter dated May 6, 2016 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML16133A045), Florida Power & Light Company (the licensee) submitted an affidavit dated March 29, 2016, executed by James A. Gresham, on behalf of Westinghouse Electric Company LLC., requesting that information contained in the following document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.390.

"St. Lucie Units 1 and 2 ANC8 ITC Bias"

A non-proprietary version of this document is publicly available under ADAMS Accession No. ML15314A161.

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

- 4(ii)(a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive advantage over other companies.
- 4(ii)(b) It consists of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secures a competitive economic advantage, e.g., by optimizing or improved marketability.
- 4(ii)(c) Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.

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 affidavits, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the information marked as proprietary that was included with the May 6, 2016, letter 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 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.

Please direct any inquiries to me at 301-415-1383 or Perry.Buckberg@nrc.gov.

Sincerely,



Perry H. Buckberg, Senior Project Manager
Plant Licensing Branch II-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-335 and 50-389

cc: Mr. James A. Gresham, Manager
Regulatory Compliance
Westinghouse Electric Company
1000 Westinghouse Drive Suite 310
Cranberry Township, PA 16066

Mr. Christopher Costanzo
Site Vice President
Florida Power & Light
6501 S. Ocean Drive
Jensen Beach, FL 34957

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/RA/

Perry H. Buckberg, Senior Project Manager
Plant Licensing Branch II-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

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Regulatory Compliance
Westinghouse Electric Company
1000 Westinghouse Drive Suite 310
Cranberry Township, PA 16066

Mr. Christopher Costanzo
Site Vice President
Florida Power & Light
6501 S. Ocean Drive
Jensen Beach, FL 34957

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