

August 22, 2016

Jack Rosentel  
Program Technical Licensing Manager  
459 Kennedy Boulevard  
Archbald, PA 18403

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
OF LOCKHEED MARTIN JUNE 29, JULY 8, AND JULY 19, 2016, SUBMITTALS  
OF REVISED LOCKHEED MARTIN NuPAC SUPPORTING DOCUMENTATION  
(TAC NO. ME7900)

Dear Mr. Rosentel:

By letters dated June 29, July 8, and July 19, 2016 (Agencywide Documents Access and Management System Accession Nos. ML16195A148, ML16195A430, and ML16214A021), you submitted affidavits also dated June 29, 2016, July 8, and July 19, 2016, requesting that the information contained in the following documents be withheld from public disclosure under Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390, "Hearing Requests, Petitions To Intervene, Requirements for Standing, and Conditions:"

NuPAC\_ED610000-47-P, "Generic Qualification of the NuPAC Platform for Safety-related Applications (Proprietary)," Revision E

NuPAC\_TR6100000-010, "NuPAC Environmental Equipment Qualifications (EQ) Summary Report," Revision C

NuPAC\_TR6100000-011, "NuPAC Environmental Equipment Qualifications (EQ) List of Anomalies and Actions," Revision B

PR033273-01, "Test Report for EMI Testing Performed on a Safety Control System Platform," Revision E

Your letter stated that Lockheed Martin did not plan to submit nonproprietary versions of the documents. The basis given was that, because of the extensive amount of proprietary information in the document, nonproprietary versions would be of no value to the public.

You detailed the reasons for withholding the information in your affidavits.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed your applications and the statements in your affidavits, as well as the material, in accordance with the requirements of 10 CFR 2.390, and has 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 under 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, the agency may send copies of this information to its consultants working in this area. The NRC staff 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 staff.

You also should understand that the NRC staff 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 can be reached at 301-415-7297 or via e-mail at [Joseph.Holonich@nrc.gov](mailto:Joseph.Holonich@nrc.gov).

Sincerely,

*/RA/*

Joseph J. Holonich, Senior Project Manager  
Licensing Processes Branch  
Division of Policy and Rulemaking  
Office of Nuclear Reactor Regulation

Project No. 780

Therefore, the version of the submitted information marked as proprietary will be withheld from public disclosure under 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, the agency may send copies of this information to its consultants working in this area. The NRC staff 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 staff.

You also should understand that the NRC staff 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 can be reached at 301-415-7297 or via e-mail at Joseph.Holonich@nrc.gov.

Sincerely,

*/RA/*

Joseph J. Holonich, Senior Project Manager  
 Licensing Processes Branch  
 Division of Policy and Rulemaking  
 Office of Nuclear Reactor Regulation

Project No. 780

DISTRIBUTION:

PUBLIC	RidsACRS_MailCTR	NCarte	RidsNrrDprPlpb
RidsOgcMailCenter	RidsNrrLADHarrison	JHolonich	PLPB R/F
RidsNrrDeEicb	RidsNrrDpr	KHsueh	

**ADAMS Accession No.: ML16208A507; \*concurrence via e-mail NRR-106**

OFFICE	DPR/PLPB/PM	DPR/PLPB/LA*	DE/EICB/BC	DPR/PLPB/BC	DPR/PLPB/PM
NAME	JHolonich	DHarrison	MWaters	KHsueh	JHolonich
DATE	07/26/2016	08/09/2016	08/11/2016	08/19/2016	08/22/2016

**OFFICIAL RECORD COPY**