



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001
March 10, 2017

Mr. Jayant Bondre
Chief Technical Officer
AREVA Inc.
7135 Minstrel Way
Suite 300
Columbia, MD 21045

SUBJECT: APPROVAL OF AREVA INC. REQUEST FOR WITHHOLDING INFORMATION
FROM PUBLIC DISCLOSURE

Dear Mr. Bondre:

By letters dated October 13, 2016 and February 15, 2017, you submitted affidavits dated October 13, 2016 and February 15, 2017, requesting that the information contained in the following documents be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 2, Section 2.390:

1. Portions of Chapter 1, Chapter 6, Appendix A.6, Appendix B.6, and Chapter 8 for the Model No. TNF-XI safety analysis report (SAR), Rev. 11A and Rev. 11B
2. CD-ROM containing criticality analysis files
3. Portions of the RAIs and Responses

A non-proprietary copy of the safety analysis report was placed in the Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

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

- The information sought to be withheld from public disclosure involves portions of the Model No. TNF-XI SAR and computer files associated with the application submittal, all related to the design of the TNF-XI package, which are owned and have been held in confidence by AREVA Inc.
- The information is of a type customarily held in confidence by AREVA Inc., and not customarily disclosed to the public. AREVA Inc. has a rational basis for determining the types of information customarily held in confidence by it.
- Public disclosure of the information is likely to cause substantial harm to the competitive position of AREVA Inc., because the information is related to the design and analysis of the Model No. TNF-XI transportation package, the application of which provides a competitive economic advantage. The availability of such information to competitors would enable them to modify their product to better compete with AREVA Inc., take marketing or other actions to improve their product's position or impair the position of AREVA Inc.'s product, and avoid developing similar data and analyses in support of their processes, methods or apparatus.

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(s) 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.

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 of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions regarding this matter, you may contact me at 301-415-5253.

Sincerely,

/RA/

Huda Akhavannik, Project Manager
Spent Fuel Licensing Branch
Division of Spent Fuel Management
Office of Nuclear Material Safety
and Safeguards

Docket No. 71-9301
TAC No. L25158

J. Bondre

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FROM PUBLIC DISCLOSURE – DATE: MARCH 10, 2017

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OFFICE:	NMSS/DSFM	NMSS/DSFM	NMSS/DSFM
NAME:	HAKhavannik	SFigueroa	JMcKirgan
DATE:	3/8/17	3/9/17	3/10/17

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