



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

November 22, 2017

Mr. Thomas D. Ray
Vice President
Oconee Nuclear Station
Duke Energy Carolinas, LLC
7800 Rochester Highway
Seneca, SC 29672-0752

SUBJECT: OCONEE NUCLEAR STATION, UNITS 1 AND 2 – REQUEST FOR
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE RE: RELIEF
REQUEST NO. 17-ON-001 (EPID L-2017-LLR-0099)

Dear Mr. Ray:

By letter ONS-2017-079 dated November 13, 2017 (Agencywide Documents Access and Management System Accession No. ML17321A086), Duke Energy Carolinas, LLC (the licensee), submitted an affidavit dated November 9, 2017, which was executed by Gayle Elliott, Deputy Director, Licensing and Regulatory Affairs for AREVA Inc. (AREVA), requesting that the information contained in the following document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390 for Oconee Nuclear Station, Units 1 and 2:

Enclosure 1 – Supplemental Information Needed for NRC [U.S. Nuclear Regulatory Commission] Review of Relief Request No. 17-ON-001 (Proprietary Version with Affidavit Attached)

A non-proprietary version of the above document is available in Enclosure 2 of the licensee's letter dated November 13, 2017.

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

- 6(c) The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for AREVA;
- 6(d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA in product optimization or marketability; and
- 6(e) The information is vital to a competitive advantage held by AREVA, would be helpful to competitors to AREVA, and would likely cause substantial harm to the competitive position of AREVA.

The NRC staff has reviewed the submittal in accordance with the requirements of 10 CFR 2.390 and, based on the statements in the affidavit, has determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure. Therefore, the aforementioned document 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.

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 NRC may send copies of this information to its consultants. The NRC will ensure that its 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, the licensee should promptly notify the licensee. The NRC may revisit this determination in the future if, for example, the scope of a Freedom of Information Act request includes this information. The NRC will notify the licensee in advance of any public disclosure if the NRC makes such a determination.

Any questions regarding this matter can be directed to me at 301-415-0489 or Audrey.Klett@nrc.gov.

Sincerely,



Audrey Klett, Project Manager
Plant Licensing Branch II-1
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-269 and 50-270

cc: Gayle Elliott
Deputy Director
Licensing and Reulgoaty Affairs
AREVA Inc.
3315 Old Forest Road
Lynchburg, VA 24501

Listserv

SUBJECT: OCONEE NUCLEAR STATION, UNITS 1 AND 2 – REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE RE: RELIEF REQUEST NO. 17-ON-001 (EPID NO. L-2017-LLR-0099) DATED NOVEMBER 22, 2017

DISTRIBUTION:

PUBLIC
 PM File Copy
 RidsACRS_MailCTR Resource
 RidsNrrDmlrMphb Resource
 RidsNrrDorl Resource
 RidsNrrDorlLpl2-1 Resource
 RidsNrrLAKGoldstein Resource
 RidsNrrLAJBurkhardt Resource
 RidsNrrPMOconee Resource
 RidsRgn2MailCenter Resource
 JCollins, NRR

ADAMS Accession No. ML17325A437

***by email**

OFFICE	NRR/DORL/LPL2-1/PM	NRR/DORL/LPL2-1/LA	NRR/DMLR/MPHB/BC*
NAME	AKlett	KGoldstein (JBurkhardt for)	DAley
DATE	11/21/2017	11/21/2017	11/21/2017
OFFICE	NRR/DORL/LPL2-1/BC	NRR/DORL/LPL2-1/PM	
NAME	MMarkley	AKlett	
DATE	11/22/2017	11/22/2017	

OFFICIAL RECORD COPY