



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION II  
245 PEACHTREE CENTER AVENUE NE, SUITE 1200  
ATLANTA, GEORGIA 30303-1257

May 2, 2018

Southern Nuclear Operating Company, Inc.  
Mr. Joseph B. Klecha  
Site Vice President, Site Operations  
Plant Vogtle Units 3 & 4  
7825 River Road  
Waynesboro, GA 30830

SUBJECT: VOGTLE ELECTRIC GENERATING PLANT UNITS 3 & 4 – REQUEST FOR  
WITHHOLDING OF PROPRIETARY INFORMATION FROM PUBLIC  
DISCLOSURE (ND-18-0853)

Dear Mr. Klecha:

During the period of time from June 7, 2017 until March 28, 2018, Mr. John “Chuck” Howard, Lead Exam Writer, provided reference materials, job performance measures (JPMs), simulator scenarios, and written examination test items to our staff. These items were provided to facilitate the development and administration of the NRC Initial Licensing examination, which was administered during the time periods of March 5 -14, 2018 (operating test) and March 21, 2018 (written exam).

On April 10, 2018, you submitted letter ND-18-0853, which contained a Westinghouse Application for Withholding Proprietary Information from Public Disclosure (CAW-18-4730), an accompanying Affidavit executed by the Director of Westinghouse Licensing & Regulatory Support on April 6, 2018, Proprietary Information Notice, and Copyright Notice. The Westinghouse Application for Withholding Proprietary Information from Public Disclosure requested that the items listed in your letter ND-18-0853, items numbered 4, 6, 8, 10 and 12, be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390. The affidavit stated that the items should be considered exempt from mandatory public disclosure for the following reasons:

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 economic advantage over other companies.

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.

Westinghouse AP1000 provided a non-proprietary version of each item listed in your letter. The nonproprietary version of each item listed, items numbered 5, 7, 9, 11 and 13, will be placed in the NRC's Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

We have reviewed the Westinghouse AP1000 affidavit, CAW-18-4730, in accordance with the requirements of 10 CFR 2.390, and on the basis of its statements, we have determined that the submitted information contains proprietary commercial information and should be withheld from public disclosure. Therefore, the items listed in your letter ND-18-0853, which are designated 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, 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.

If you have any questions regarding this this matter, I may be reached at (404) 997-4662, (Internet E-mail: [Eugene.Guthrie@nrc.gov](mailto:Eugene.Guthrie@nrc.gov)).

Sincerely,

**/RA/**

Eugene F. Guthrie, Chief,  
Operations Branch 2  
Division of Reactor Safety

Docket Nos.: 52-025  
License Nos.: NPF-91

SUBJECT: VOGTLE ELECTRIC GENERATING PLANT UNITS 3 & 4 – REQUEST FOR WITHHOLDING OF PROPRIETARY INFORMATION FROM PUBLIC DISCLOSURE (ND-18-0853) dated May 2, 2018

**DISTRIBUTION**

- D. Lanyi, RII
- E. Guthrie, RII
- J. Vincent, RII
- J. Kirby, RII
- S. Price, RII

\* See previous page for concurrence

PUBLICLY AVAILABLE   
  NON-PUBLICLY AVAILABLE                     
  SENSITIVE   
  NON-SENSITIVE  
 ADAMS:  Yes   
 ACCESSION NUMBER: **ML 18123A259**   
  SUNSI REVIEW COMPLETE   
  FORM 665 ATTACHED

|              |           |            |            |           |           |           |
|--------------|-----------|------------|------------|-----------|-----------|-----------|
| OFFICE       | RII:DRS   | RII        | RII:DRS    |           |           |           |
| SIGNATURE    | DRL2      | SAP1       | GXG        |           |           |           |
| NAME         | D. LANYI  | S.PRICE    | G. GUTHRIE |           |           |           |
| DATE         | 4/26/2018 | 5/ 2 /2018 | 5/ 2 /2018 |           |           |           |
| E-MAIL COPY? | YES    NO | YES    NO  | YES    NO  | YES    NO | YES    NO | YES    NO |

OFFICIAL RECORD COPY      DOCUMENT NAME: G:\OLEXAMS\VOGTLE EXAMINATIONS\UNIT 3&4\INITIAL EXAM AP1000 2018-301\CORRESPONDANCE\VOGTLE UNIT 3 2018-301 NRC RESPONSE REGARDING WITHHOLDING OF PROPRIETARY INFORMATION.DOCX