



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

July 2, 2018

Mr. Wren Fowler
Director, Licensing
Engineering
NAC International
3930 East Jones Bridge Road, Suite 200
Norcross, GA 30092

**SUBJECT: NAC INTERNATIONAL CERTIFICATE OF COMPLIANCE NO. 1025 –
REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
(EPID NO. L-2017-LLA-0119)**

Dear Mr. Fowler:

By letter to the U.S. Nuclear Regulatory Commission (NRC), dated November 14, 2017 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML17326A128), NAC International (NAC) submitted an affidavit dated November 14, 2017, executed by Mr. Steve Buckner, Senior Vice President, NAC, requesting that the information contained in the following proprietary documents for the Model No. NAC-MPC [Multi-Purpose Cask] package be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 2, Section 2.390:

- NAC-MPC FSAR [Final Safety Analysis Report] 17A, Version Drawing 630045-866, DCR(L) [Internal Design Change Request] 630045-866-2A, and
- NAC Calculation 63004500-3001, Revision 3, "Thermal Evaluation of Loaded LACBWR [Lacrosse Boiling water Reactor] VCC [Vertical Concrete Cask]/Canister for Normal/Off-Normal/Accident Conditions of Storage," and Data Disk 1 of 1 (Enclosure 4 of the NAC letter dated November 14, 2017).

The NAC affidavit dated November 14, 2017, stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- a. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by competitors of NAC, without license from NAC, constitutes a competitive economic advantage over other companies.
- b. Information that, if used by a competitor, would reduce their expenditure of resources or improve their competitive position in the design, manufacture, shipment, installation, assurance of quality or licensing of a similar product.
- d. Information that reveals aspects of past, present, or future NAC customer-funded development plans and programs of potential commercial value to NAC.

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.

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 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 301-415-1564 or Siva.Lingam@nrc.gov.

Sincerely,

/RA/

Siva P. Lingam, Project Manager
Spent Fuel Licensing Branch
Division of Spent Fuel Management
Office of Nuclear Material Safety
and Safeguards

Docket No. 72-1025
EPID No. L-2017-LLA-0119

cc: Mr. Steve Buckner
Sr. Vice President,
Projects
NAC International

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determination (11-14-17).docx

ADAMS Accession No.: ML18184A061

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