



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

March 30, 2021

Mr. Christopher Karchon
Director of Strategic Initiatives
Cammenga and Associates, LLC
2011 Bailey St.
Dearborn, MI 48124

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION PARTIAL APPROVAL OF
CAMMENGA AND ASSOCIATES, LLC REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE

Dear Mr. Karchon:

Cammenga and Associates, LLC (Cammenga) submitted an affidavit dated August 27, 2019, executed by Mr. Mark Oltman, requesting that the information provided in application dated August 27th, 2019, requesting a new Sealed Source and Device registration certificate for the 3H Tritium Series Flashlights and amendment to Exempt Distribution License 21-26460-03E, be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 2.390.

The affidavit stated that per 10 CFR Paragraph 2.390(b)(4), Cammenga requested that all the information be withheld from public disclosure for the following reasons: (1) the proprietary information is the property of Cammenga and has not been made available to the public. The proprietary information has been held in confidence by Cammenga since its inception and continues to remain confidential; (2) the proprietary information is of a type customarily held in confidence by Cammenga; (3) the proprietary information is neither available in public sources nor generally known in the public domain. After careful and extensive research, Cammenga found no comparable methodologies or patentable processes. Thereafter, Cammenga classified its developments as trade secrets and held the proprietary information as proprietary and as trade secret; and (4) public disclosure of the proprietary information is highly likely to cause substantial harm to Cammenga's competitive position because it will permit competitors to create similar products and either reduce or foreclose future business opportunities.

Accordingly, we have concluded that most of the information sought to be withheld from public disclosure does not meet the requirements of 10 CFR 9.17 and 10 CFR 2.390. Therefore, your request to withhold the information in Exhibit A in your application dated August 27, 2019, in its entirety is denied. However, the drawings marked proprietary for the 3H Tritium Series Flashlights, will be withheld from public disclosure pursuant to 10 CFR 9.17 and 10 CFR 2.390(a)(4) 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 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 U.S. Nuclear Regulatory Commission (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, please contact me at Celimar.Valentin-Rodriguez@nrc.gov or (301) 415-7124.

Sincerely,

3/30/2021

X



Celimar Valentin-Rodriguez, PhD

General Engineer

Signed by: Celimar Valentin-Rodriguez

Materials Safety and Tribal Liaison Branch
Division of Materials Safety, Security, State,
and Tribal Programs
Office of Nuclear Material Safety
and Safeguards

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DATED: March 30, 2021

ADAMS Accession No.: **ML20062C110 Ltr.**

ML19260F573 Pkg. (*via e-mail)

OFC	NMSS/MSTB	NMSS/MSTB	NMSS/MSTB	NMSS/MSTB
NAME	CValentin- Rodriguez	LSepulveda*	SXu*	CValentin-Rodriguez
DATE	3/29/2021	3/29/2021	3/29/2021	3/30/2021

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