

1 December 1994

United States Nuclear Regulatory Commission
Washington, DC 20555-0001

ATTN: Steven L. Baggett
Mail Stop T:8F5

Dear Mr. Baggett,

We are in receipt of your letter of 4 November 1994 regarding the confidentiality of the reports submitted to NRC in accordance with 10 CFR 32.52 for equipment shipped under General License.

We hereby submit a request for withholding from public disclosure for the reasons set forth below. Reports sent to the NRC Regional Office (Region 2, Atlanta, GA) are copies of our reports to the Director of Nuclear Material Safety and Safeguards and we specifically request that the reports sent to the NRC Regional Offices be withheld from disclosure also. This request covers the information contained in reports submitted between 1995 and 1999, inclusive.

The following are the answers to the four specific questions listed in the above referenced letter.

1) Is the information submitted to, and received by, the NRC in Confidence? Please give details.

PCP, inc. is a very small company in the high technology field of ion mobility spectrometry. Our instruments are relatively high priced. Until recently, the technology was protected by patents, however these patents have now expired and much larger companies are now our competitors. This information would make the list of our customers readily available. This is why we submit this shipment information in confidence.

2) To the best of your knowledge, is the information currently available in public sources?

We have no way of knowing what governmental agencies do with the information we supply to them. We do supply a partial list of customers if requested, but only for internal use and not for publication.

3) Does your company customarily treat this information, or this type of information, as confidential? Please explain why.

As stated above, our patents have expired and we would like to maintain our competitive edge and customer base, therefore we protect it whenever we can.

4) Would public disclosure of the information be likely to cause substantial harm to the competitive position of your company? If so, explain why in detail.

2155 Indian Road, West Palm Beach, Florida 33409-3287

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PDR RC *

SSD

PDR

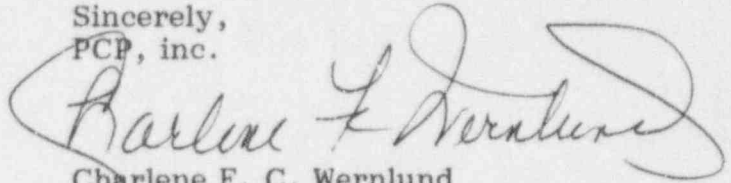
elephone (407) 683-0507

PCP, inc.

It would not be difficult to determine whether a particular company was using PCP, inc. equipment, however to have all of our General License shipments listed and available in one place at one time, including the type of equipment and the individual actively working with it, is like handing our competitors with much larger marketing budgets a list of prospects.

I enclose an affidavit as required by 10 CFR 2.790 (b)(1).

Sincerely,
PCP, inc.

A handwritten signature in cursive script, appearing to read "Charlene F. C. Wernlund".

Charlene F. C. Wernlund
Office Manager
Asst. Radiation Officer

AFFIDAVIT FOR WITHHOLDING OF INFORMATION CONTAINED IN
GENERAL LICENSE REPORTS

December 1, 1994

Document: Quarterly Report to the United States Nuclear Regulatory Commission, Director of Safety and Safeguards, of instruments shipped under General License and the copies of this report that are sent to the Regional Offices.

Person making this affidavit: Dr. Martin J. Cohen, President, PCP, inc.

PCP, inc. is a very small, high technology company manufacturing instrumentation for the measurement of trace gases in the parts-per-million and lower range, using ion mobility spectrometry. Until 1987 this technology was covered by patents. Between 1987 and 1991 all of the major patents on this technology reached their 17 year limit and expired. During this time also, the use of this technology became more widespread and understood by government and industry in the detection of contaminants, carcinogens, explosives, and like contraband material. Our competitors are now companies which are much larger than PCP, inc. and have much larger budgets available for advertising and marketing. To have all of our reports of equipment shipped under General License easily available in one place, including the principal user of the equipment, hands these larger companies a ready made list of prospects. For this reason we submit our request for continued confidentiality of these reports.

Martin J. Cohen

Martin J. Cohen, President, PCP, inc.

Dec 1, 1994

Date