



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

June 2, 2020

Mr. Bryan C. Hanson
Senior Vice President
Exelon Generation Company, LLC
President and Chief Nuclear Officer
Exelon Nuclear
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR JAMES A. FITZPATRICK NUCLEAR POWER PLANT REGARDING
CHANGES TO TECHNICAL SPECIFICATIONS RELATED TO PRIMARY
CONTAINMENT HYDRODYNAMIC LOADS (EPID L-2019-LLA-0197)

Dear Mr. Hanson:

By letter dated April 6, 2020, Exelon Generation Company, LLC submitted a response to a request for additional information and an affidavit dated March 25, 2020, executed by Kent Halac, Senior Engineer, Regulatory Affairs, of GE Hitachi Nuclear Energy Americas, LLC (GEH), 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) Section 2.390:

005N1724-P, Revision 1, March 2020, "Exelon Generation Company LLC,
James A. FitzPatrick Nuclear Power Plant, Short-Term Containment Analysis for
Zero Drywell-to-Wetwell Pressure Differential

A non-proprietary copy of this document is available in the U.S. Nuclear Regulatory Commission (NRC) Public Document Room at Agencywide Documents Access and Management System Accession No. ML20098D248.

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

- (4) a. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GEH's competitors without license from GEH constitutes a competitive economic advantage over other companies.
- b. Information which, if used 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 of a similar product.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the We have reviewed your response to request for

additional information and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements in the affidavit, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure. Therefore, the version 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 in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-3168 or Samson.Lee@nrc.gov.

Sincerely,

/RA/

Samson S. Lee, Project Manager
Plant Licensing Branch I
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-333

cc: Listserv

Mr. Kent Halac
Senior Engineer, Regulatory Affairs
GE Hitachi Nuclear Energy Americas, LLC
3901 Castle Hayne Road
Wilmington, NC 28401

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DATED JUNE 2, 2020

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*by e-mail

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