



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

August 10, 2020

John A. Krakuszeski
Vice President
Brunswick Nuclear Plant
8470 River Rd SE
Southport, NC 28461

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR BRUNSWICK STEAM ELECTRIC PLANT, UNIT NOS. 1 AND 2
(EPID-L-2020-LLA-0043)

Dear Mr. Krakuszeski:

By the letter dated March 9, 2020, Duke Energy Progress, LLC submitted an affidavit dated February 24, 2020, executed by Alan B. Meginnis, Manager, Product Licensing, for Framatome Inc., 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), Part 2, Section 2.390:

Enclosure 7 to the Letter RA-19-0431, 'Brunswick Steam Electric Plant, Unit Nos 1 and 2 Renewed Facility Operating License Nos. DPR-71 and DPR-62 Docket Nos. 50-325 and 50-324 Application to Revise Technical Specifications to Adopt TSTF 564, "Safety Limit MCPR"

A nonproprietary copy of this document has been placed in the U.S. Nuclear Regulatory Commission's (NRC) Public Document Room and added to the NRC Library in the Agencywide Documents Access and Management System (ADAMS) under Accession No. ML20070H939.

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

- (a) The information reveals details of Framatome's research and development plans and programs or their results.
- (b) Use of the information by a competitor would permit the competitor to significantly reduce its expenditures, in time or resources, to design, produce, or market a similar product or service.
- (c) The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for Framatome.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for Framatome in product optimization or marketability.

- (e) The information is vital to a competitive advantage held by Framatome, would be helpful to competitors to Framatome, and would likely cause substantial harm to the competitive position of Framatome.

We have reviewed your application 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 versions 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) 415-8480 or Andrew.Hon@nrc.gov.

Sincerely,

/RA/

Andrew Hon, Project Manager
Plant Licensing Branch II
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-324 and 50-325

cc: Listserv

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***via e-mail**

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