



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

April 26, 2021

Mr. Don Moul
Vice President, Nuclear Division
and Chief Nuclear Officer
Florida Power & Light Company
Mail Stop: NT3/JW
15430 Endeavor Drive
Jupiter, FL 33478

SUBJECT: TURKEY POINT NUCLEAR GENERATING, UNITS 3 AND 4 – REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (EPID L-2021-LRM-0007)

Dear Mr. Moul:

Florida Power and Light submitted an affidavit dated February 16, 2021, executed by Philip Opsal of Framatome Inc., requesting that the information contained in the slide presentation entitled, "Turkey Point, Units 3 and 4, Reactor Protection System, Engineered Safety Feature Actuation System, Nuclear Instrumentation System Replacements, Safety System Replacement Project License Amendment Request, NRC 3rd Pre-submittal Meeting Telecon, February 18, 2021, Closed Session," be withheld from public disclosure pursuant to Section 2.390 of Title 10 of the *Code of Federal Regulations* (10 CFR).

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

- (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;
- (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; and
- (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 applications 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. In addition, we have determined that the document contains extensive proprietary information to an extent that a non-proprietary (i.e., redacted) version would be of no value to the public.

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 301-415-2315.

Sincerely,

/RA/

Eva A. Brown, Senior Project Manager
Plant Licensing Branch II-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos.: 50-250 and 50-251

cc: Listserv

Framatome Inc.
Attention: Philip Opsal
3315 Old Forest Road
Lynchburg, VA 24501
Philip.Opsal@framatome.com

SUBJECT: TURKEY POINT NUCLEAR GENERATING UNIT NOS. 3 AND 4 - REQUESTS FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (EPID L-2021-LRM-0007) DATED APRIL 26, 2021

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