



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

August 9, 2021

Site Vice President  
Entergy Operations, Inc.  
Waterford Steam Electric Station, Unit 3  
17265 River Road  
Killona, LA 70057-3093

SUBJECT: WATERFORD STEAM ELECTRIC STATION, UNIT 3 – REQUEST FOR  
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
(EPID L-2020-LLA-0164)

Dear Sir or Madam:

By letter W3F1-2021-0041 dated June 2, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21153A390), Entergy Operations, Inc. (the licensee) submitted two affidavits dated May 11, and May 27, 2021, which were executed by Mr. Anthony J. Schoedel for Westinghouse Electric Company LLC, requesting that the U.S. Nuclear Regulatory Commission (NRC) withhold the following portions of letter W3F1-2021-0041 from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

- Enclosure 1, “Response to NRC Requests for Additional Information, Proprietary.” Enclosure 2 is a nonproprietary version of Enclosure 1 and is available in ADAMS at Accession No. ML21153A390.
- Enclosure 1, Attachment 1, “EQ-QR-412-CWTR3, Revision 2, ‘Core Protection Calculator System Upgrade Project Equipment Qualification Summary Report for Waterford Unit 3,’ Proprietary”

By letter W3F1-2021-0047 dated June 21, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21172A299), the licensee submitted two affidavits dated February 18 and April 12, 2021, which were executed by Mr. Zachary S. Harper for Westinghouse Electric Company LLC, requesting that the NRC withhold the following portions of letter W3F1-2021-0047 from public disclosure pursuant to 10 CFR, Part 2, Section 2.390:

- Enclosure 1, “Westinghouse Specification CN-EQT-20-2, Revision 4, ‘Qualification Evaluation of Core Protection Calculator System Equipment for Waterford Unit 3 Auxiliary Protection Cabinet,’ Proprietary”
- Enclosure 2, “Westinghouse Specification CN-EQT-20-5, Revision 2, ‘Qualification Evaluation of Core Protection Calculator System Equipment for Waterford Unit 3 Main Control Room,’ Proprietary”

By letter W3F1-2021-0051 dated July 19, 2021 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML21200A254), the licensee submitted an affidavit dated June 25, 2021, which was executed by Ms. Jill S. Monahan for Westinghouse Electric Company LLC, requesting that the NRC withhold the following enclosure of letter W3F1-2021-0051 from public disclosure pursuant to 10 CFR, Part 2, Section 2.390:

- Enclosure 1, "WCAP-18484-P, Revision 1, 'Licensing Technical Report for the Waterford Steam Electric Station Unit 3 Common Q Core Protection Calculator System,' Proprietary." Enclosure 2 is a nonproprietary version of Enclosure 1 and is available in ADAMS at Accession No. ML21200A254.

The affidavits dated February 18, April 12, May 11, May 27, and June 25, 2021, stated that the submitted information in Enclosure 1 and its Attachment 1 of letter W3F1-2021-0041, Enclosures 1 and 2 of letter W3F1-2021-0047, and Enclosure 1 of letter W3F1-2021-0051 should be considered exempt from mandatory public disclosure for the following reasons:

- 4(i) The information sought to be withheld from public disclosure is owned and has been held in confidence by Westinghouse and is not customarily disclosed to the public.
- 4(ii) The information sought to be withheld is being transmitted to the Commission in confidence and, to Westinghouse's knowledge, is not available in public sources.
- 4(iii) . . . public disclosure of this proprietary information is likely to cause substantial harm to the competitive position of Westinghouse because it would enhance the ability of competitors to provide similar technical evaluation justifications and licensing defense services for commercial power reactors without commensurate expenses. Also, public disclosure of the information would enable others to use the information to meet NRC requirements for licensing documentation without purchasing the right to use the information.

The NRC staff has reviewed the submittals in accordance with the requirements of 10 CFR 2.390 and, based on the statements in the affidavits, has determined that the submitted information sought to be withheld (i.e., Enclosure 1 and its Attachment 1 of letter W3F1-2021-0041; Enclosures 1 and 2 of letter W3F1-2021-0047; and Enclosure 1 of letter W3F1-2021-0051) contains proprietary commercial information and should be withheld from public disclosure. In addition, the NRC staff has determined that Attachment 1 to Enclosure 1 of letter W3F1-2021-0041 and Enclosures 1 and 2 of letter W3F1-2021-0047 contain extensive proprietary information to an extent that nonproprietary (i.e., redacted) versions would be of no value to the public.

Therefore, the aforementioned documents 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, the NRC may send copies of this information to its consultants. The NRC will ensure that its 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, the licensee should promptly notify the NRC. The NRC may revisit this determination in the future if, for example, the scope of a Freedom of Information Act request includes this information. The NRC will notify the licensee in advance of any public disclosure if the NRC makes such a determination.

Any questions regarding this matter can be directed to me at 301-415-8378 or [Jason.Drake@nrc.gov](mailto:Jason.Drake@nrc.gov).

Sincerely,

***/RA Audrey Klett for/***

Jason J. Drake, Project Manager  
Plant Licensing Branch IV  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket No. 50-382

cc: Anthony J. Schoedel  
Manager, eVinci Licensing &  
Configuration Management  
Ref. CAW-21-5188, CAW-21-5183, CAW-21-5197  
Westinghouse Electric Company  
1000 Westinghouse Drive  
Cranberry Township, PA 16066

Zachary S. Harper  
Manager, Licensing Engineering  
Ref. CAW-20-5174, CAW-20-5153  
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Jill S. Monahan  
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Configuration Management  
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Listserv

SUBJECT: WATERFORD STEAM ELECTRIC STATION, UNIT 3 – REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (EPID L-2020-LLA-0164) DATED AUGUST 9, 2021

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**ADAMS Accession No. ML21203A353**

OFFICE	NRR/DORL/LPL1/PM	NRR/DORL/LPL4/LA	NRR/DSS/SNSB/BC
NAME	AKlett	PBlechman	SKrepel
DATE	7/23/2021	7/27/2021	7/29/2021
OFFICE	NRR/DRO/IQVB/BC	NRR/DEX/EICB/BC	NRR/DORL/LPL4/BC
NAME	KKavanagh	MWaters	JDixon-Herrity
DATE	7/29/2021	7/29/2021	8/9/2021
OFFICE	NRR/DORL/LPL4/PM		
NAME	JDrake (AKlett for)		
DATE	8/9/2021		

**OFFICIAL RECORD COPY**