



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

October 13, 2021

Mr. David P. Rhoades
Senior Vice President
Exelon Generation Company, LLC
President and Chief Nuclear Officer (CNO)
Exelon Nuclear
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: EXELON GENERATION COMPANY, LLC – REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE (EPID L-2021-LLM-0000)

Dear Mr. Rhoades:

By letter to the U.S. Nuclear Regulatory Commission (NRC) dated September 29, 2021, Exelon Generation Company, LLC (EGC)¹ submitted an affidavit dated September 28, 2021, executed by Bryan P. Wright, Senior Vice President and Chief Financial Officer of EGC, requesting that information contained in Enclosures 1A and 3A to the letter be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 2.390. The letter and Enclosures 1, 2, and 3 have been made publicly available in the Agencywide Documents Access and Management System (ADAMS) under Package Accession No. ML21272A276.

The affidavit stated that the information provided in Enclosures 1A and 3A constitutes proprietary commercial and financial information that should be considered exempt from mandatory public disclosure because:

- i. This information is and has been held in confidence by [the] Applicants.
- ii. This information is of a type that is customarily held in confidence by the Applicants, and there is a rational basis for doing so because the information contains sensitive financial information.
- iii. This information is being transmitted to the NRC voluntarily and in confidence.
- iv. This information is not available in public sources and could not be gathered readily from other publicly available information.
- v. Public disclosure of this information would create substantial harm to the competitive position of the Applicants by disclosing their internal data.

¹ On behalf of itself and Exelon Corporation; Exelon FitzPatrick, LLC; Nine Mile Point Nuclear Power Station, LLC; R. E. Ginna Nuclear Power Plant, LLC; and Calvert Cliffs Nuclear Power Plant, LLC (collectively, the Applicants).

We have reviewed your letter and the material in accordance with the requirements of 10 CFR 2.390 and, based on 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 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 301-415-1380.

Sincerely,

/RA/

Blake Purnell, Project Manager
Plant Licensing Branch III
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. STN 50-456, STN 50-457, 72-73,
STN 50-454, STN 50-455, 72-68, 50-317,
50-318, 72-8, 50-461, 72-1046, 50-010,
50-237, 50-249, 72-37, 50-333, 72-12,
50-373, 50-374, 72-70, 50-352, 50-353,
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50-277, 50-278, 72-29, 50-254, 50-265,
72-53, 50-244, 72-67, 50-272, 50-311, 72-48,
50-289, 72-77, 50-295, 50-304, and 72-1037

cc: Mr. Bryan P. Wright, Senior Vice President
and Chief Financial Officer
Exelon Generation Company, LLC
4300 Winfield Road
Warrenville, IL 60555

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