## 10 CFR 2.390 AFFIDAVIT OF GERALD H. CROMACK

- I, Gerald H. Cromack, Managing Director of TriArtisan Capital Advisors LLC, state that:
- 1. I am authorized to execute this affidavit on behalf of TriArtisan Capital Advisors LLC ("TriArtisan").
- 2. TriArtisan is providing information in support of the above-described indirect license transfer application and the attached Stock Purchase Agreement dated November 16, 2021 (Enclosures 1A and 1B). The Stock Purchase Agreement contains trade secrets and confidential information, including proprietary aspects of the finances, balance sheets, and audits of TriArtisan and affiliated entities, which constitute proprietary commercial information that should be held in confidence by the NRC pursuant to the policy reflected in 10 CFR 2.390(a)(4) and 10 CFR 9.17(a)(4), because:
  - a. This information is and has been held in confidence by TriArtisan and its affiliates.
  - b. This information is of a type that is held in confidence by TriArtisan and its affiliates, and there is a rational basis for doing so because the information contains sensitive trade secret or financial information concerning the decommissioning business, financial audits, and non-public transactions, as well as the terms of contracts with private entities.
  - c. This information is being transmitted to the NRC in confidence.
  - d. This information is not available in public sources and could not be gathered readily from other publicly available information.
  - e. Public disclosure of this information would create substantial harm to the competitive position of TriArtisan and its affiliates by disclosing information and the terms of unique contracts to other parties whose commercial interests may be adverse to those of TriArtisan
- 3. Accordingly, TriArtisan requests that information in Enclosures 1A and 1B pertaining to the Stock Purchase Agreement be withheld from public disclosure pursuant to 10 CFR 2.390(a)(4) and 9.17(a)(4).

TriArtisan Capital Advisors LLC

Gerald H. Cromack Managing Director

STATE OF NEW YORK, COUNTY OF MONTGOMERY

Subscribed and sworn to me, a Notary Public, in and for the County and State above named, this \_\_\_\_\_ day of \_\_\_\_\_\_, 2021.

My Commission Expires: February 1, 20 35

LISA K. BOROWITZ

NOTARY PUBLIC, STATE OF NEW YORK
NO. 01B06121986

QUALIFIED IN WESTCHESTER COUNTY
MY COMMISSION EXPIRES FEBRUARY 7, 2025