

From: Blake Purnell
Sent: Friday, September 23, 2022 11:47 AM
To: Lashley, Phil H (EH)
Cc: Kathryn M Nesser (kmnesser@energyharbor.com); Nevins, Kathleen J; Nancy Salgado
Subject: Davis-Besse Nuclear Power Station, Unit No. 1 - Request for Additional Information Regarding July 21, 2022, Request for Withholding Information from Public Disclosure
Attachments: RAI for DB LTOP 2.390 Request.pdf

Phil,

By letter dated July 21, 2022 (Agencywide Documents Access and Management System Package Accession No. ML22202A429) Energy Harbor Nuclear Corp. submitted a reanalysis of the protection against low temperature reactor coolant system overpressure events for Davis-Besse Nuclear Power Station, Unit No. 1. The letter included an affidavit (enclosure A) from Framatome Inc. requesting that information provided in ANP 2718P-007, "Appendix G Pressure-Temperature Limits for 52 EFPY [Effective Full Power Years] for the Davis-Besse Nuclear Power Station" (enclosures B), be withheld from public disclosure in accordance with Title 10 of the *Code of Federal Regulations* section 2.390.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed the affidavit and the information marked as proprietary in enclosure B. The NRC staff has determined that additional information is needed for the staff to complete its determination regarding the request for withholding information in enclosure B from public disclosure. The NRC staff discussed the need for this additional information with Energy Harbor and Framatome representatives on September 23, 2022. The NRC staff requests a response to the attached request for additional information to be provided no later than 30 days from the date of this email.

Sincerely,

Blake Purnell, Project Manager
Plant Licensing Branch III
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
ph: 301-415-1380

OFFICE	NRR/DORL/LPL3/PM	NRR/DORL/LPL3/BC
NAME	BPurnell	NSalgado
DATE	9/23/22	9/12/23

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Recipients:

"Kathryn M Nesser (kmnesser@energyharbor.com)" <kmnesser@energyharbor.com>
Tracking Status: None
"Nevins, Kathleen J" <kjnevins@energyharbor.com>
Tracking Status: None
"Nancy Salgado" <Nancy.Salgado@nrc.gov>
Tracking Status: None
"Lashley, Phil H (EH)" <phlashley@energyharbor.com>
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Options

Priority: Normal
Return Notification: No
Reply Requested: No
Sensitivity: Normal
Expiration Date:

REQUEST FOR ADDITIONAL INFORMATION

REGARDING REQUEST TO WITHHOLD INFORMATION IN FRAMATOME INC.

DOCUMENT ANP-2718P-007 FROM PUBLIC DISCLOSURE

ENERGY HARBOR NUCLEAR CORP.

DOCKET NO. 50-346

By letter dated July 21, 2022 (Agencywide Documents Access and Management System Package Accession No. ML22202A429) Energy Harbor Nuclear Corp. submitted a reanalysis of the protection against low temperature reactor coolant system overpressure events for Davis-Besse Nuclear Power Station, Unit No. 1 (Davis-Besse). The letter included an affidavit (enclosure A) from Framatome Inc. requesting that information provided in ANP-2718P-007, "Appendix G Pressure-Temperature Limits for 52 EFPY [Effective Full Power Years] for the Davis-Besse Nuclear Power Station" (enclosures B), be withheld from public disclosure in accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) section 2.390.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed the affidavit and the information marked as proprietary in enclosure B. The NRC staff has determined that additional information is needed to for the staff to complete its determination regarding the request for withholding information in enclosure B from public disclosure.

Request for Additional Information

The affidavit in enclosure A states, in part, that enclosure B "contains information of a proprietary and confidential nature and is of the type customarily held in confidence by Framatome Inc. and not made available to the public."

Page 8-20 of enclosure B indicates that the two paragraph under "Development of LTOP [Low Temperature Overpressure Protection] Set Point" and table 8-8 are considered to be proprietary by Framatome. However, some of the information in these paragraphs and table 8-8 is not marked as proprietary in other parts of the document and is publicly available in the nonproprietary version of the document (enclosure C). Some of this information is also publicly available in the technical specifications bases and updated final safety analysis report for Davis-Besse (ML20302A348).

Explain why all the information referenced above should be withheld from public disclosure given that some of the information is publicly available in other sources and was provided in the nonproprietary version of the document. The response should address the applicable requirements in 10 CFR 2.390(b)(ii) and (iii).