



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

January 31, 2023

Ms. Paula Gerfen
Senior Vice President, Generation
and Chief Nuclear Officer
Pacific Gas and Electric Company
Diablo Canyon Power Plant
P.O. Box 56, Mail Code 104/6
Avila Beach, CA 93424

SUBJECT: DIABLO CANYON NUCLEAR POWER PLANT, UNITS 1 AND 2 – REQUEST
FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
(EPID L-2019-LRL-0005)

Dear Ms. Gerfen:

By letter dated October 12, 2022 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML22293A405), Pacific Gas and Electric Company (PG&E, the licensee) submitted an affidavit dated October 12, 2022, to the U.S. Nuclear Regulatory Commission (NRC), executed by Ms. Maureen R. Zawalick, Vice President Decommissioning and Technical Services of PG&E, requesting that the information contained in the following document (enclosure 1 to the letter dated October 12, 2022 (ML22293A406; non-publicly available)) be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

Site-Specific Decommissioning Cost Estimate, Revision 1, Diablo Canyon Power Plant, Unit 1 and Unit 2, August 2022.

A nonproprietary copy of this document contained in enclosure 2 to your letter dated October 12, 2022, has been placed in the NRC's Public Document Room and added to the NRC Library in ADAMS as part of the letter at ML22293A405.

The affidavit dated October 12, 2022, stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- i. This information is owned and maintained as confidential by PG&E[.]
- ii. This information has been held in confidence by PG&E. To the extent that PG&E has shared this information with others, it has done so on a confidential basis[.]
- iii. This information is being requested to be withheld in confidence by the NRC by this petition[.]
- iv. The information is not available in public sources[.]

- v. Release of the information could cause competitive harm during contract negotiations for execution of actual decommissioning work.
- vi. The information to be withheld is being transmitted to the NRC in confidence.

We have reviewed your submittal 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.

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, please contact me at 301-415-3168 or via email at Samson.Lee@nrc.gov.

Sincerely,

/RA/

Samson S. Lee, Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-275 and 50-323

cc: Ms. Maureen R. Zawalick
Vice President Decommissioning
and Technical Services
Pacific Gas and Electric Company
P.O. Box 56
Avila Beach, CA 93424

Listserv

SUBJECT: DIABLO CANYON NUCLEAR POWER PLANT, UNITS 1 AND 2 – REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (EPID L-2019-LRL-0005) DATED JANUARY 31, 2023

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