



# HITACHI

## GE Hitachi Nuclear Energy

Scott P. Murray

Manager, Facility Licensing

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**~~Personally Identifiable Information Notice~~**

~~Attachment 3 to this letter contains personally identifiable information which is to be withheld from public disclosure in accordance with 10 CFR 2.390. Upon removal of Attachment 3, the balance of this letter may be made public.~~

M230159

December 4, 2023

**Via Electronic Information Exchange**

ATTN: Document Control Desk  
U.S. Nuclear Regulatory Commission  
One White Flint North  
11555 Rockville Pike  
Rockville, MD 20852

10 CFR 50.80  
10 CFR 70.36  
10 CFR 72.50  
10 CFR 110.50 & 110.51  
10 CFR 2.390

Subject: Additional Information to GEHA and GNF-A Application for Order Consenting to Indirect Transfer of Control (Reference 1)

- References:
- 1) Application for Order Consenting to Indirect Transfer of Control with Respect to Reactor Licenses, Materials Licenses and Export Licenses, and Notification Regarding Other Approvals, dated May 30, 2023 (ML23152A116); Revision 1, dated June 20, 2023 (ML23171A976); and Revision 2, dated June 23, 2023 (ML23177A089)
  - 2) Letter from O. Siurano-Pérez (NRC) to M. Catts (GEHA), Acceptance of General Electric Company Application for Order Consenting to Indirect Transfer of Control of Licenses, dated July 27, 2023 (L-2023-LLM-0003) (ML23191A859)
  - 3) Response to NRC Staff Observations enclosed with NRC Acceptance Letter (Reference 2) Related to GE, GEHA and GNF-A Application (Reference 1), dated August 17, 2023 (ML23229A512)
  - 4) Supplement to GE, GEHA and GNF-A Application for Order Consenting to Indirect Transfer of control (Reference 1), dated September 27, 2023 (ML23271A087)
  - 5) NRC Order Approving the Indirect Transfers of Control of Licenses, EA-23-132 dated November 30, 2023 (ML23283A330)
  - 6) NRC Notice Before Actions Necessary to Accomplish the Indirect Transfers of Control are Completed dated November 30, 2023 (ML23334A222)

On June 1, 2023, General Electric Company (GE), GE-Hitachi Nuclear Energy Americas, LLC (GEHA) and Global Nuclear Fuel-Americas, LLC (GNF-A) (together, "Applicants") submitted an Application for Order Consenting to Indirect Transfer of Control with Respect to Reactor Licenses, Materials Licenses

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and Export Licenses, and Notification Regarding Other Approvals ("Application") (Reference 1). The NRC accepted the Application for technical review on July 27, 2023 (Reference 2). On August 17, 2023, Applicants supplemented the Application by submitting responses to each of the NRC Staff's observations that were enclosed with the NRC's acceptance letter (Reference 3). On September 27, 2023, Applicants further supplemented the Application by providing information on the principal officers of GE Vernova Corp. (Reference 4). On November 30, 2023 NRC issued order EA-23-132 approving the indirect transfers of control of licenses (Reference 5)

The purpose of this letter is to provide additional information to the Application. Specifically, in the Application, Applicants stated that they would provide the names of the board members for GE Vernova Corp. when those individuals are identified. Attached is a Revised Exhibit D, which lists the board members for GE Vernova Corp.

If you have any questions regarding this matter, please contact me at (910) 819-5950.

Sincerely,

  
Scott P. Murray, Manager  
Facility Licensing

Attachments:

- 1) GEHA Affidavit
- 2) GNF-A Affidavit
- 3) Exhibit D (Rev. 2) (Non-Public)

cc: Director, Office of Nuclear Materials Safety and Safeguards  
Director, Office of International Programs  
Director, Office of Nuclear Reactor Regulations  
SPM 23-043

**Attachment 1**  
**GE-Hitachi Nuclear Energy Americas, LLC Affidavit**

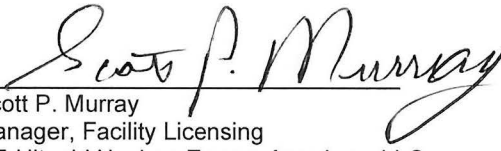
I, Scott P. Murray, state as follows:

- (1) I am the Manager, Facility Licensing, of GE-Hitachi Nuclear Energy Americas, LLC (GEHA), and have been delegated the responsibility of reviewing the information belonging to GEHA described in paragraph (2) which is sought to be withheld, and have been authorized to apply for its withholding from public disclosure.
- (2) The personally identifiable information requested to be withheld from public disclosure is contained in Attachment 3 of GEHA's letter, Scott P. Murray to U.S. NRC Document Control Desk, Letter No. M230159, entitled Additional Information to GEHA and GNF-A Application for Order Consenting to Indirect Transfer of Control (Reference 1), dated December 4, 2023. In the above-cited Attachment 3, those pages requested to be withheld are marked with the designation "Contains Personally Identifiable Information - Withhold Under 10 CFR 2.390" or similar notice at the top of each page. In addition, the Personally Identifiable Information (PII) the PII is denoted by the text "(PII)" placed adjacent to such information.
- (3) In making this application for withholding of confidential information, GEHA relies upon the exemptions from disclosure set forth in the Privacy Act of 1974, 5 USC Sec. 552a(b), the Freedom of Information Act ("FOIA"), 5 USC Sec. 552(b)(6), and NRC regulation 10 CFR 9.80. The material for which exemption from disclosure is here sought is "personally identifiable information" as defined in the NRC's Personally Identifiable Information Breach Notification Policy (ML083650337) and the document being submitted is a "record" containing PII within the meaning assigned to that term in the Privacy Act of 1974 and 10 CFR 9.51, and a "file" within the meaning of that term in FOIA exemption 6. The document should be withheld pursuant to 5 USC 552a(b) and 5 USC 552(b)(6), and the policy reflected in 10 CFR 9.80 and 10 CFR 2.390(a)(6) because:
  - a. This information is and has been held in confidence by GEHA.
  - b. The information is of a type that is held in confidence by GEHA, and there is a rational basis for doing so because the information that can be used to identify or contact a person uniquely and reliably, can be traced back to a specific individual, or contains information that would make the individual's identity easily discernible or traceable.
  - c. This information is being submitted to the NRC in confidence.
  - d. This information has been marked in accordance with 10 CFR 2.390(b)(1).
  - e. This information is not available in public sources and could not be readily gathered from other publicly available information.
  - f. Public disclosure of this information would create substantial harm to the individual and constitute an unwarranted invasion of personal privacy.
- (4) Accordingly, GEHA requests that Attachment 3 be withheld from public disclosure pursuant to 5 USC 552a(b) and 5 USC 552(b)(6), and the policy reflected in 10 CFR 9.80 and 10 CFR 2.390(a)(6).

I declare under penalty of perjury under the laws of the United States that the foregoing affidavit and the matters stated therein are true and correct to the best of my knowledge, information, and belief.

**Attachment 1**  
**GE-Hitachi Nuclear Energy Americas, LLC Affidavit**

Executed on this 4<sup>th</sup> day of December 2023.

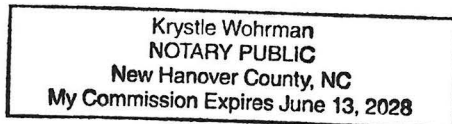
  
\_\_\_\_\_  
Scott P. Murray  
Manager, Facility Licensing  
GE-Hitachi Nuclear Energy Americas, LLC

Witness my hand and official seal, this 4th day of December 2023

State of North Carolina  
County of New Hanover

  
\_\_\_\_\_  
Notary Public

My commission expires: 6/13/28



**Attachment 2**  
**Global Nuclear Fuel-Americas, LLC Affidavit**

I, Scott P. Murray, state as follows:

- (1) I am the Manager, Facility Licensing, of Global Nuclear Fuel-Americas, LLC (GNF-A), and have been delegated the responsibility of reviewing the information belonging to GNF-A described in paragraph (2) which is sought to be withheld, and have been authorized to apply for its withholding from public disclosure.
- (2) The personally identifiable information requested to be withheld from public disclosure is contained in Attachment 3 of GNF-A's letter, Scott P. Murray to U.S. NRC Document Control Desk, Letter No. M230159, entitled Additional Information to GEHA, and GNF-A Application for Order Consenting to Indirect Transfer of Control (Reference 1), dated December 4, 2023. In the above-cited Attachment 3, those pages requested to be withheld are marked with the designation "Contains Personally Identifiable Information - Withhold Under 10 CFR 2.390" or similar notice at the top of each page. In addition, the Personally Identifiable Information (PII) the PII is denoted by the text "(PII)" placed adjacent to such information.
- (3) In making this application for withholding of confidential information, GNF-A relies upon the exemptions from disclosure set forth in the Privacy Act of 1974, 5 USC Sec. 552a(b), the Freedom of Information Act ("FOIA"), 5 USC Sec. 552(b)(6), and NRC regulation 10 CFR 9.80. The material for which exemption from disclosure is here sought is "personally identifiable information" as defined in the NRC's Personally Identifiable Information Breach Notification Policy (ML083650337) and the document being submitted is a "record" containing PII within the meaning assigned to that term in the Privacy Act of 1974 and 10 CFR 9.51, and a "file" within the meaning of that term in FOIA exemption 6. The document should be withheld pursuant to 5 USC 552a(b) and 5 USC 552(b)(6), and the policy reflected in 10 CFR 9.80 and 10 CFR 2.390(a)(6) because:
  - a. This information is and has been held in confidence by GNF-A.
  - b. The information is of a type that is held in confidence by GNF-A, and there is a rational basis for doing so because the information that can be used to identify or contact a person uniquely and reliably, can be traced back to a specific individual, or contains information that would make the individual's identity easily discernible or traceable.
  - c. This information is being submitted to the NRC in confidence.
  - d. This information has been marked in accordance with 10 CFR 2.390(b)(1).
  - e. This information is not available in public sources and could not be readily gathered from other publicly available information.
  - f. Public disclosure of this information would create substantial harm to the individual and constitute an unwarranted invasion of personal privacy.
- (4) Accordingly, GNF-A requests that Attachment 3 be withheld from public disclosure pursuant to 5 USC 552a(b) and 5 USC 552(b)(6), and the policy reflected in 10 CFR 9.80 and 10 CFR 2.390(a)(6).

I declare under penalty of perjury under the laws of the United States that the foregoing affidavit and the matters stated therein are true and correct to the best of my knowledge, information, and belief.

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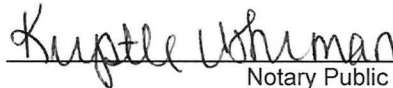
**Attachment 2**  
**Global Nuclear Fuel-Americas, LLC Affidavit**

Executed on this 4<sup>th</sup> day of December 2023.

  
\_\_\_\_\_  
Scott P. Murray  
Manager, Facility Licensing  
Global Nuclear Fuel-Americas, LLC

Witness my hand and official seal, this 4<sup>th</sup> day of December 2023

State of North Carolina  
County of New Hanover

  
\_\_\_\_\_  
Notary Public

My commission expires: 6/13/28

Krystle Wohrman  
NOTARY PUBLIC  
New Hanover County, NC  
My Commission Expires June 13, 2028