



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

March 11, 2024

Mr. Bob Coffey
Executive Vice President, Nuclear
and Chief Nuclear Officer
Florida Power & Light Company
700 Universe Blvd.
Mail Stop: EX/JB
Juno Beach, FL 33408

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
FOR TURKEY POINT NUCLEAR GENERATING UNIT NOS. 3 AND 4
(EPID L-2023-LLA-0161)

Dear Bob Coffey:

By letter to the U.S. Nuclear Regulatory Commission (NRC) dated February 9, 2024 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML24040A190), Florida Power and Light Company (FPL) submitted an affidavit dated January 30, 2024, executed by Zachary Harper, Senior Manager, Licensing Engineering, Westinghouse Electric Company, requesting that the following document be withheld from public disclosure pursuant to Section 2.390, "Public inspections, exemptions, requests for withholding," of Title 10 of the *Code of Federal Regulations* (10 CFR):

1. WCAP-18888-P, "Westinghouse Setpoint Methodology for Protection Systems Turkey Point Units 3 & 4 24 Month Fuel Cycle," January 2024 Evaluation (Proprietary)

A non-proprietary version of the above document can be found in ADAMS at Accession No. ML24040A190.

The affidavit stated that the submitted information should be withheld from public disclosure for the following reasons:

1. The information reveals certain distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies.
2. Its use by a competitor would reduce [its] expenditure of resources or improve [its] competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.

We have reviewed the request 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 versions 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, I may be reached at Michael.Mahoney@nrc.gov or (301)-415-3867.

Sincerely,

/RA/

Michael Mahoney, Project Manager
Plant Licensing Branch II-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-250 and 50-251

cc: Zachary Harper
Senior Manager, Licensing Engineering
Westinghouse Electric Company

cc: Listserv

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