

August 24, 2011

Ms. Sandra Sloan  
Manager  
AREVA NP Inc.  
3315 Old Forest Road  
P.O. Box 10935  
Lynchburg, VA 24506-0935

SUBJECT: PROPRIETARY DETERMINATION: REQUEST FOR WITHHOLDING  
INFORMATION FROM PUBLIC DISCLOSURE OF PROPRIETARY MATERIALS  
REGARDING PRESENTATION MATERIALS FOR AUGUST 24, 2011,  
MEETING TO DISCUSS ANP-10285P

Dear Ms. Sloan:

By letter dated August 23, 2011, and associated affidavit executed by Sandra Sloan on August 23, 2011 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML112350754), you submitted a document: "U.S. EPR Design Certification: NRC Review of Fuel Assembly Mechanical Design – Seismic Round 7 RAI." You requested that parts of this document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (CFR), Part 2, Section 2.390.

A nonproprietary copy of this document has been placed in the U.S. Nuclear Regulatory Commission (NRC) Public Document Room and added to the ADAMS Public Electronic Reading Room (ADAMS Accession No. ML112360461). The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. Use of the information by a competitor would permit the competitor to significantly reduce its expenditures, in time or resources, to design, produce, or market a similar product or service.
2. The information includes test data or analytical techniques concerning a process, methodology, or component, the application of which results in a competitive advantage for AREVA NP.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, 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.

S. Sloan

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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 301-415-3361.

Sincerely,

**/RA/**

Getachew Tesfaye, Senior Project Manager  
EPR Projects Branch 1  
Division of New Reactor Licensing  
Office of New Reactors

Docket No. 52-020

cc: D.C. AREVA - EPR Mailing List

S. Sloan

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/RA/

Getachew Tesfaye, Senior Project Manager  
EPR Projects Branch 1  
Division of New Reactor Licensing  
Office of New Reactors

Docket No. 52-020

cc: D.C. AREVA - EPR Mailing List

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**\*via e-mail**

**NRO-002**

OFFICE	DNRL/NARP: PM	DNRL/NARP: LA*	DSRA/SPLA: BC	DNRL/NARP: PM
NAME	JCarneal	JMcLellan	JDonoghue	GTesfaye
DATE	08/24/11	08/24/11	08/24/11	08/24/11

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DC AREVA - EPR Mailing List  
cc:

(Revised 07/21/2011)

Ms. Michele Boyd  
Legislative Director  
Energy Program  
Public Citizens Critical Mass Energy  
and Environmental Program  
215 Pennsylvania Avenue, SE  
Washington, DC 20003

Mr. Gary Wright, Director  
Division of Nuclear Facility Safety  
Illinois Emergency Management Agency  
1035 Outer Park Drive  
Springfield, IL 62704

Dr. Charles L. King  
Licensing Manager, IRIS Project  
Westinghouse Electric Company  
Science and Technology Department  
20 International Drive  
Windsor, CT 06095

Ms. Sherry McFaden  
Framatome NP, Inc.  
3315 Old Forest Road, OF-16  
Lynchburg, VA 24501

Mr. Tony Robinson  
Vice President  
Project & Commercial Operations  
New Builds - North American  
AREVA NP, Inc.  
3315 Old Forest Road  
Lynchburg, VA 24501

Mr. Steve Seitz  
AREVA  
100 Dean Road  
East Lyme, CT 06333

Mr. Robert E. Sweeney  
IBEX ESI  
4641 Montgomery Avenue  
Suite 350  
Bethesda, MD 20814

## DC AREVA - EPR Mailing List

### Email

alau@washdc.whitecase.com (Albie Lau)  
APH@NEI.org (Adrian Heymer)  
awc@nei.org (Anne W. Cottingham)  
bgattoni@roe.com (William (Bill) Gattoni)  
BrinkmCB@westinghouse.com (Charles Brinkman)  
cwaltman@roe.com (C. Waltman)  
david.hinds@ge.com (David Hinds)  
david.lewis@pillsburylaw.com (David Lewis)  
erg-xl@cox.net (Eddie R. Grant)  
gcesare@enercon.com (Guy Cesare)  
greg.gibson@unistarnuclear.com (Greg Gibson)  
james.beard@gene.ge.com (James Beard)  
james.p.mcquighan@constellation.com (Jim McQuighan)  
jason.parker@pillsburylaw.com (Jason Parker)  
jerald.head@ge.com (Jerald G. Head)  
jim.riccio@wdc.greenpeace.org (James Riccio)  
Joseph\_Hegner@dom.com (Joseph Hegner)  
junichi\_uchiyama@mnes-us.com (Junichi Uchiyama)  
KSutton@morganlewis.com (Kathryn M. Sutton)  
kwaugh@impact-net.org (Kenneth O. Waugh)  
lchandler@morganlewis.com (Lawrence J. Chandler)  
Len.Gucwa.ext@areva.com (Len Gucwa)  
Marc.Brooks@dhs.gov (Marc Brooks)  
maria.webb@pillsburylaw.com (Maria Webb)  
mark.beaumont@wsms.com (Mark Beaumont)  
Martin.Bryan.ext@AREVA.com (Martin Bryan)  
matias.travieso-diaz@pillsburylaw.com (Matias Travieso-Diaz)  
mbowling@numarkassoc.com (Marty Bowling)  
media@nei.org (Scott Peterson)  
mike\_moran@fpl.com (Mike Moran)  
MSF@nei.org (Marvin Fertel)  
mwetterhahn@winston.com (M. Wetterhahn)  
nirsnet@nirs.org (Michael Mariotte)  
Nuclaw@mindspring.com (Robert Temple)  
patriciaL.campbell@ge.com (Patricia L. Campbell)  
paul.gaukler@pillsburylaw.com (Paul Gaukler)  
Paul@beyondnuclear.org (Paul Gunter)  
pbessette@morganlewis.com (Paul Bessette)  
pshastings@duke-energy.com (Peter Hastings)  
RJB@NEI.org (Russell Bell)  
Ronda.pederson@areva.com (Ronda Pederson)  
rrsgarro@pplweb.com (Rocco Sgarro)  
sabinski@suddenlink.net (Steve A. Bennett)  
sandra.sloan@areva.com (Sandra Sloan)

## DC AREVA - EPR Mailing List

sfrantz@morganlewis.com (Stephen P. Frantz)  
stephan.moen@ge.com (Stephan Moen)  
Steve.Graham@hse.gsi.gov.uk (Steve Graham)  
steven.hucik@ge.com (Steven Hucik)  
strambgb@westinghouse.com (George Stramback)  
tkkibler@scana.com (Tria Kibler)  
tlharpster@pplweb.com (Terry Harpster)  
tom.miller@hq.doe.gov (Tom Miller)  
trsmith@winston.com (Tyson Smith)  
Vanessa.quinn@dhs.gov (Vanessa Quinn)  
vijukrp@westinghouse.com (Ronald P. Vijuk)  
Wanda.K.Marshall@dom.com (Wanda K. Marshall)  
wayne.marquino@ge.com (Wayne Marquino)  
whorin@winston.com (W. Horin)