



Proprietary Information – Withhold From Public Disclosure Under 10 CFR 2.390

August 25, 2011

L-2011-342
10 CFR 50.90
10 CFR 2.390

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555

Re: St. Lucie Plant Unit 1
Docket No. 50-335
Renewed Facility Operating License No. DPR-67

Response to Nuclear Performance and Code Review Branch Request for
Additional Information Regarding Extended Power Uprate License Amendment
Request

References:

- (1) R. L. Anderson (FPL) to U.S. Nuclear Regulatory Commission (L-2010-259), "License Amendment Request (LAR) for Extended Power Uprate," November 22, 2010, Accession No. ML103560419.
- (2) Email from T. Orf (NRC) to C. Wasik (FPL), "St. Lucie Unit 1 EPU – draft RAIs - Nuclear Performance & Code (SNPB)," July 26, 2011.

By letter L-2010-259 dated November 22, 2010 [Reference 1], Florida Power & Light Company (FPL) requested to amend Renewed Facility Operating License No. DPR-67 and revise the St. Lucie Unit 1 Technical Specifications (TS). The proposed amendment will increase the unit's licensed core thermal power level from 2700 megawatts thermal (MWt) to 3020 MWt and revise the Renewed Facility Operating License and TS to support operation at this increased core thermal power level. This represents an approximate increase of 11.85% and is therefore considered an Extended Power Uprate (EPU).

By email from the NRC Project Manager dated July 26, 2011 [Reference 2], additional information related to fuel performance was requested by the NRC staff in the Nuclear Performance and Code Branch (SNPB) to support their review of the EPU LAR. The request for additional information (RAI) identified seven questions. The response to these RAIs is provided in Attachments 1 to this letter. Attachment 1 contains AREVA Proprietary information; Attachment 2 is the fully non-proprietary version of Attachment 1.

ADD
NRR

Attachment 3 contains the AREVA Proprietary Information affidavit. The purpose of this attachment is to withhold the proprietary information contained in Attachment 1 from public disclosure. The Affidavit signed by AREVA as the owner of the information sets forth the basis for which the information may be withheld from public disclosure by the Commission and addresses with specificity the considerations listed in paragraph (b)(4) of § 2.390 of the Commission's regulations. Accordingly, it is respectfully requested that the information which is proprietary to AREVA in Attachment 1 be withheld from public disclosure in accordance with 10 CFR 2.390.

In accordance with 10 CFR 50.91(b)(1), a copy of this letter is being forwarded to the designated State of Florida official.

This submittal does not alter the significant hazards consideration or environmental assessment previously submitted by FPL letter L-2010-259 [Reference 1].

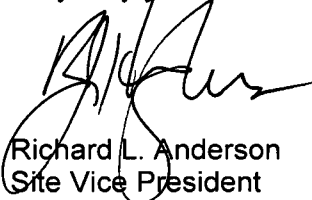
This submittal contains no new commitments and no revisions to existing commitments.

Should you have any questions regarding this submittal, please contact Mr. Christopher Wasik, St. Lucie Extended Power Uprate LAR Project Manager, at 772-467-7138.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed on *August 25, 2011.*

Very truly yours,

 *Ron NUA*
Richard L. Anderson
Site Vice President
St. Lucie Plant

Attachments (3)

cc: Mr. William Passetti, Florida Department of Health

ATTACHMENT 3

**Response to
NRC Nuclear Performance and Code Review Branch
Request for Additional Information
Regarding Extended Power Uprate
License Amendment Request**

**AREVA NP
Application for Withholding
Proprietary Information
from Public Disclosure**

(Cover Page Plus 3 Pages)

AFFIDAVIT

COMMONWEALTH OF VIRGINIA)
) ss.
CITY OF LYNCHBURG)

1. My name is Gayle F. Elliott. I am Manager, Product Licensing, for AREVA NP Inc. (AREVA NP) and as such I am authorized to execute this Affidavit.

2. I am familiar with the criteria applied by AREVA NP to determine whether certain AREVA NP information is proprietary. I am familiar with the policies established by AREVA NP to ensure the proper application of these criteria.

3. I am familiar with the AREVA NP information contained in the report ANP-3028(P), Revision 0, entitled "St. Lucie Plant Unit 1 EPU RAIs – Nuclear Performance & Code (SNPB)," dated August 2011 and referred to herein as "Document." Information contained in this Document has been classified by AREVA NP as proprietary in accordance with the policies established by AREVA NP for the control and protection of proprietary and confidential information.

4. This Document contains information of a proprietary and confidential nature and is of the type customarily held in confidence by AREVA NP and not made available to the public. Based on my experience, I am aware that other companies regard information of the kind contained in this Document as proprietary and confidential.

5. This Document has been made available to the U.S. Nuclear Regulatory Commission in confidence with the request that the information contained in this Document be withheld from public disclosure. The request for withholding of proprietary information is made in accordance with 10 CFR 2.390. The information for which withholding from disclosure is

requested qualifies under 10 CFR 2.390(a)(4) "Trade secret and commercial or financial information."

6. The following criteria are customarily applied by AREVA NP to determine whether information should be classified as proprietary:

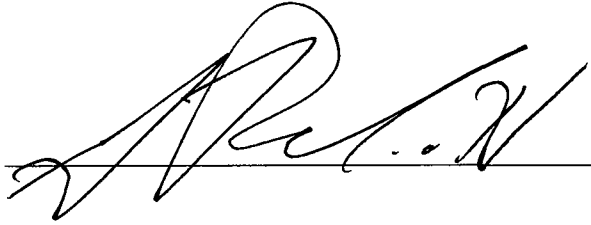
- (a) The information reveals details of AREVA NP's research and development plans and programs or their results.
- (b) Use of the information by a competitor would permit the competitor to significantly reduce its expenditures, in time or resources, to design, produce, or market a similar product or service.
- (c) 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.
- (d) The information reveals certain distinguishing aspects of a process, methodology, or component, the exclusive use of which provides a competitive advantage for AREVA NP in product optimization or marketability.
- (e) The information is vital to a competitive advantage held by AREVA NP, would be helpful to competitors to AREVA NP, and would likely cause substantial harm to the competitive position of AREVA NP.

The information in the Document is considered proprietary for the reasons set forth in paragraphs 6(b) and 6(c) above.

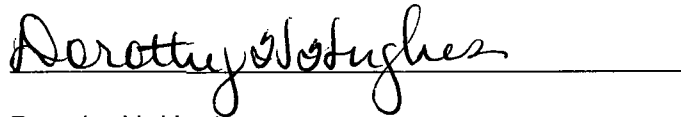
7. In accordance with AREVA NP's policies governing the protection and control of information, proprietary information contained in this Document have been made available, on a limited basis, to others outside AREVA NP only as required and under suitable agreement providing for nondisclosure and limited use of the information.

8. AREVA NP policy requires that proprietary information be kept in a secured file or area and distributed on a need-to-know basis.

9. The foregoing statements are true and correct to the best of my knowledge,
information, and belief.

A handwritten signature in black ink, appearing to be "D. R. V.", written over a horizontal line.

SUBSCRIBED before me this 23rd
day of August 2011.

A handwritten signature in black ink, reading "Dorothy H. Hughes", written over a horizontal line.

Dorothy H. Hughes
NOTARY PUBLIC, COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES: 07/31/14
Reg. # 7036892