

June 22, 2012

Mr. David J. Precht, Plant Manager
Westinghouse Electric Company, LLC
Nuclear Fuel
5801 Bluff Road
Hopkins, SC 29061-9121

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE:
WESTINGHOUSE DECOMMISSIONING FUNDING PLAN (TAC L33225)

Dear Mr. Precht:

By letter (ref: LTR-RAC-12-52) dated June 8, 2012, you requested that information be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390. Your affidavit stated that the information should be considered exempt from mandatory public disclosure for the following reasons:

- The information has been held in confidence by its owner;
- The information is of a type customarily held in confidence by its owner;
- The information was transmitted to and received by the Commission in confidence;
- Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of the owner of the information, taking into account the value of the information to the owner; the amount of effort or money, if any, expended by the owner in developing the information; and the ease or difficulty with which the information could be properly acquired or duplicated by others; and
- The information is proprietary.

We reviewed your application and submittal in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, determined that the submitted information sought to be withheld contains proprietary and commercial information. Therefore, the version of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.390(b) 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 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 U.S. Nuclear Regulatory Commission (NRC).

You should also 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.

In accordance with 10 CFR, §2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records System component of the NRC's Agencywide Document Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, please contact me at (301) 492-3189, or via e-mail to Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No. 70-1151
License No. SNM-1107

cc: Gerard Couture, Westinghouse

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If you have any questions regarding this matter, please contact me at (301) 492-3189, or via e-mail to Christopher.Ryder@nrc.gov.

Sincerely,

/RA/

Christopher Ryder, Licensing Project Manager
Fuel Manufacturing Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguard

Docket No. 70-1151
License No. SNM-1107

cc: Gerard Couture, Westinghouse

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