

 **Agilent Technologies**
2850 Centerville Road
Wilmington, DE 19808

Office of Federal and State Materials and Environmental Management Program
ATTN: GLTS
U.S. Nuclear Regulatory Commission
Washington DC 20555-0001
April 4, 2013

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Subject: Affidavit for confidentiality of information provided in quarterly transfer reports
of generally licensed devices

In compliance with 10 CFR 2.390 (Public inspections, exemptions, requests for
withholding), enclosed is Agilent Technologies' affidavit declaring its reasons for
requesting that information provided in quarterly reports of transfers of radioactive
materials reports be withheld from public disclosure.

Copies of quarterly transfers to locations in Agreement States are also sent to respective
Agreement State agencies and we request that the information in those copies be withheld
from disclosure as well

Please notify me at 302-636-8262 if you have any questions.

Yours,



David S. Bennett

Radiation Safety Officer

AFFIDAVIT

1. I am the Order Fulfillment Manager for Agilent Technologies in the Chemical Analysis Business Unit of Agilent Technologies, Inc. ("Agilent") and have been delegated the responsibility of reviewing the report described in paragraph 2 below which is sought to be withheld, and have been authorized to apply for its withholding. I am familiar with competitive practices in the market for chemical analysis instrumentation, including gas chromatographs that incorporate electron capture detectors (ECDs) containing sources licensed by the Nuclear Regulatory Commission.
2. Agilent Technologies, Inc. is required by Title 10 CFR 32.52 to submit reports of the distribution of Generally Licensed devices to the Nuclear Regulatory Commission and individual Agreement States every calendar quarter, listing the names and addresses of each client to whom ECDs are transferred to and from whom we receive them from. Additional information about the device, such as isotope, quantity and model number is also required.
3. Agilent Technologies, Inc. is the sole owner of the information provided in the reports described in paragraph 2 above.
4. To the best of my knowledge, the information, as presented, is not currently available in public sources.
5. Agilent Technologies, Inc. customarily treats this type of information as confidential. The company has a formal information security classification and disclosure policy, and under this policy, lists of active customers and information relevant to their measurement geometries, is considered proprietary.

6. Examples of information fitting Agilent Technologies' definition of proprietary information are customer lists and volumes of shipments. Such information, if used by our competition, would provide direct inroads into our marketplaces, providing our competitors a marked economic advantage.
7. Additionally, a significant part of Agilent's business is derived from continuing services. A number of independent organizations could use the information in these reports provides them with a convenient and inexpensive customer list from which to assail our market.
8. The information Agilent is requesting be withheld is all data printed in transfer report pages with headings of "Transfers to General Licensees" and "Transfers From General Licensees."
9. In view of the above, Agilent Technologies, Inc. respectfully requests that the quarterly distribution reports of Generally Licensed devices be withheld from public disclosure.

Dated April 4, 2013 Liza Bartle (Signed) Liza Bartle

ACKNOWLEDGEMENT

The foregoing affidavit was acknowledged as true and correct before me this day,

4-4-13, by Jeanne M. Breitigan who was duly sworn.

Jeanne M. Breitigan Notary Public

