



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

May 4, 2016

Scott P. Murray, Manager
Facility Licensing
Global Nuclear Fuel
3901 Castle Hayne Road
PO Box 780 M/C A-75
Wilmington, NC, 28402 USA

SUBJECT: APPROVAL OF GLOBAL NUCLEAR FUEL-AMERICAS LLC REQUEST FOR
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE OF
PRESENTATION MATERIAL DATED MARCH 3, 2016, RELATED TO
MODEL NO. RAJ-II

Dear Mr. Murray:

As part of the materials related to the partially closed meeting conducted on March 3, 2016, related to the pre-application meeting for the Model No. RAJ-II transportation package, you submitted affidavit dated March 9, 2016, requesting that the following information related to the Model No. RAJ-II package be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 2, Section 2.390:

"Attachment 3 to GNF's letter, SPM 16-012, Scott P. Murray to Ms. Norma Garcia-Santos entitled *Pre-Application Meeting Presentation- RAJ-II Package SAR*, Rev 9, Docket No. 71-9309."

In general, the affidavit notes that the information submitted should be considered exempt from mandatory public disclosure for the following reasons:

- Information that discloses a process, method, or component, including supporting data and analysis of the Model No. RAJ-II transportation packaging, where prevention of its use by competitors of Global Nuclear Fuel-Americas LLC (GNF-A), without license from GNF-A, constitutes a competitive economic advantage over other companies.
- Information that, if used by a competitor, would reduce their expenditure of resources or improve their competitive position in the design, manufacture, shipment, installation, assurance of quality or licensing of a similar product.
- Information that GNF-A considers a significant investment of time and money in the research, development, engineering, analytical, and NRC review costs. The facility design and licensing methodology is part of GNF-A's comprehensive safety and technology base, and its commercial value extends beyond the original development cost.

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(s) 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.

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 of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions regarding this matter, you may contact me at 301-415-6999.

Sincerely,

/RA/

Norma García Santos, Project Manager
Spent Fuel Licensing Branch
Division of Spent Fuel Management
Office of Nuclear Material Safety
and Safeguards

Docket No. 71-9309
CAC No. L25085

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Norma García Santos, Project Manager
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ADAMS Accession No.: ML16126A462

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OFC	DSFM		DSFM		DSFM	
NAME	N. Garcia Santos		S. Figueroa		S. Ruffin	
DATE	5/4/2016		5/4/16		5/4/16	

"C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure

"N" = No copy

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