

November 7, 2016

Mr. Gilbert W. Remley
Nuclear Systems Department Manager
Mitsubishi Electric Power Products, Inc.
547 Keystone Drive
Warrendale, PA 15086

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC
DISCLOSURE THE SEPTEMBER 30, 2016, MITSUBISHI ELECTRIC
SUBMISSION (TAC NO. MF4228)

Dear Mr. Remley:

By letter dated September 30, 2016 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML16274A003), Mitsubishi Electric Corporation (MELCO) submitted an affidavit dated September 30, 2016, executed by Shigeru Sugitani, Senior Manager, Control & Protection Systems Section (ADAMS Accession No. ML16274A004). In the affidavit, MELCO requested that the information contained in the following be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390. Also, in an October 25, 2016 call, MELCO stated that the information that was requested to be proprietary was related to its business planning and could provide competitors with insights to MELCO production activities.

JEXU-1041-2099-P R1, "Schedule for Providing the Response to the
Request for Additional Information"

MELCO stated that it did not plan to submit nonproprietary versions of the document. The basis given was that, because of the extensive amount of proprietary information in the document, nonproprietary versions would be of no value to the public.

MELCO detailed the reasons for withholding the information the affidavit.

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed your application and the material in accordance with the requirements of 10 CFR 2.390. On the basis of the statements in the affidavit, the NRC staff has 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 under 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 document. If the need arises, the agency may send copies of this information to its consultants working in this area. The NRC staff 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 staff.

You also should understand that the NRC staff 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 can be reached at 301-415-7297 or via e-mail at Joseph.Holonich@nrc.gov.

Sincerely,

/RA/

Joseph J. Holonich, Senior Project Manager
Licensing Processes Branch
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

Project No. 751

G. Remley

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Joseph J. Holonich, Senior Project Manager
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Division of Policy and Rulemaking
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NRR-106

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