



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

January 11, 2017

Mr. Wren Fowler  
Licensing Manager  
NAC International  
3930 East Jones Bridge Road, Suite 200  
Norcross, GA 30092

SUBJECT: APPROVAL OF NAC INTERNATIONAL REQUEST FOR WITHHOLDING  
INFORMATION FROM PUBLIC DISCLOSURE

Dear Mr. Fowler:

By letters dated October 15, 2015 (see Agencywide Documents Access and Management System (ADAMS) Accession No. ML15296A084), May 9, 2016 (see ADAMS Accession No. ML16137A061), and August 11, 2016 (see ADAMS Accession No. ML16229A205), you submitted affidavits dated October 15, 2015, May 9, 2016, and August 11, 2016, requesting that the information contained in these submittals for the Model No. MAGNATRAN package be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 2, Section 2.390. The proprietary information in NAC International's (NAC's) response includes:

- Responses to requests for additional information,
- NAC International Proprietary Calculations,
- Criticality code input and output files
- MAGNATRAN SAR Revision 15A – Proprietary version and
- MAGNATRAN SAR Revision 16A – Proprietary version.

A non-proprietary copy of these documents, as appropriate, were placed in the U.S. Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the ADAMS Public Electronic Reading Room.

The affidavits state that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by competitors of NAC, without license from NAC, 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 reveals aspects of past, present, or future NAC customer-funded development plans and programs of potential commercial value to NAC.

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 301-415-6577.

Sincerely,

**/RA/**

Bernard H. White IV, Senior Project Manager  
Spent Fuel Licensing Branch  
Division of Spent Fuel Management  
Office of Nuclear Material Safety  
and Safeguards

Docket No. 71-9356  
TAC No. L24701

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.

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Bernard H. White, Senior Project Manager  
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**ADAMS Accession No.: ML17012A016**

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