

~~ATTACHMENTS TO THIS LETTER CONTAINS INFORMATION TO BE WITHHELD FROM  
PUBLIC DISCLOSURE PURSUANT TO 10 CFR 2.390~~

PSEG Nuclear LLC  
P.O. Box 236, Hancocks Bridge, New Jersey 08038-0236



JAN 13 2017

10 CFR 95

LR-N16-0236

ATTN: Document Control Desk  
Director, Division of Security Operations  
Office of Nuclear Security and Incident Response  
U.S Nuclear Regulatory Commission  
Washington, DC 20555-0001

Salem Generating Station, Units 1 and 2  
Renewed Facility Operating License Nos. DPR-70 and DPR-75  
NRC Docket Nos. 50-272 and 50-311

Hope Creek Generating Station  
Renewed Facility Operating License No. NPF-57  
NRC Docket No. 50-354

Subject: Standard Form-328 – Foreign Ownership, Control, or Influence

In accordance with 10 CFR 95, PSEG Nuclear LLC (PSEG) is submitting Standard Form (SF) SF-328, Certificate Pertaining to Foreign Interest. Attachment 2 contains SF-328.

Attachment 3 contains the additional supporting information in response to Question 5 of SF-328 and has information proprietary to PSEG. PSEG requests that the contents of Attachment 3 be withheld from public disclosure in accordance with 10 CFR 2.390(a)(4). An affidavit in support of PSEG's request to withhold proprietary information from public disclosure, in accordance with 10 CFR 2.390(a)(4), is included as Attachment 1.

There are no regulatory commitments contained in this letter.

If you have any questions or require additional information, please contact Ms. Tanya Timberman at 856-339-1426.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul R. Duke, Jr.", written in a cursive style.

Paul R. Duke, Jr.  
Manager – Licensing

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Attachments:

- 1 – Affidavit to support withholding per 10 CFR 2.390(a)(4)
- 2 – Standard Form (SF) SF-328
- 3 – Additional Supporting Information for Question 5 of SF-328

cc: w/o Attachments  
Mr. D. Dorman, Administrator, Region I, NRC  
Ms. C. Parker, Project Manager, NRC  
NRC Senior Resident Inspector, Salem  
NRC Senior Resident Inspector, Hope Creek  
Mr. P. Mulligan, Chief, NJBNE  
Corporate Commitment Tracking Coordinator  
Hope Creek Commitment Tracking Coordinator  
Salem Commitment Tracking Coordinator

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**Attachment 1**

Affidavit to support withholding per 10 CFR 2.390(a)(4)

**Attachment 1**

**AFFIDAVIT**

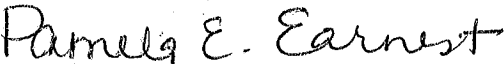
I, David J. Mannai, Senior Director, Regulatory Operations, of PSEG Nuclear LLC (PSEG), do hereby affirm and state:

1. I am authorized to execute this affidavit on its behalf. I am further authorized to review information submitted to the Nuclear Regulatory Commission (NRC) and apply for the withholding of information from disclosure.
2. PSEG is providing information pursuant to 10 CFR 95, which constitutes proprietary information that should be held in confidence by the NRC pursuant to the policy reflected in 10 CFR 2.390(a)(4), because:
  - i. This information (Additional Information for Question 5 of SF-328 in Attachment 3) is and has been held in confidence by PSEG and its parent or owner organizations.
  - ii. This information is of a type customarily held in confidence by PSEG and its parent or owner organizations, and there is a rational basis for doing so because the information contains sensitive financial information concerning PSEG and its parent or owner organizations business suppliers and expenses.
  - iii. This information is being transmitted to the NRC in confidence.
  - iv. This information is not available in public sources and could not be gathered readily from other publicly available information.
  - v. Public disclosure of this information would create substantial harm to the competitive position of PSEG and its parent or owner organizations, by disclosing PSEG's business suppliers and expenses to other parties whose commercial interests may be adverse to those of PSEG.
3. Accordingly, PSEG requests that the designated documents be withheld from public disclosure pursuant to the policy reflected in 10 CFR 2.390(a)(4).

  
\_\_\_\_\_  
David J. Mannai  
Senior Director, Regulatory Operations  
PSEG Nuclear LLC

Subscribed and sworn to before me

This 12 day of January, 2016 2017

  
\_\_\_\_\_  
Notary Public of New Jersey

**PAMELA E. EARNEST**  
**NOTARY PUBLIC OF NEW JERSEY**  
**ID # 2417775**  
**My Commission Expires 2/27/2017**

**Attachment 2**

Standard Form (SF) SF-328

# CERTIFICATE PERTAINING TO FOREIGN INTERESTS

(Type or print all answers)

OMB No. 0704-0194  
OMB approval expires  
May 31, 2011

**PLEASE DO NOT RETURN YOUR FORM TO THE ORGANIZATION IN THE PARAGRAPH BELOW. RETURN COMPLETED FORM TO YOUR RESPECTIVE COGNIZANT SECURITY OFFICE.**

The public reporting burden for this collection of information is estimated to average 70 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Department of Defense, Washington Headquarters Services, Executive Services Directorate, Information Management Division, 1155 Defense Pentagon, Washington, DC 20301-1155 (0704-0194). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number.

## PENALTY NOTICE

Failure to answer all questions or any misrepresentation (by omission or concealment, or by misleading, false or partial answers) may serve as a basis for denial of clearance for access to classified information. In addition, Title 18, United States Code 1001, makes it a criminal offense, punishable by a maximum of five (5) years imprisonment, \$15,000 fine

or both, knowingly to make a false statement or representation to any Department or Agency of the United States, as to any matter within the jurisdiction of any Department or Agency of the United States. This includes any statement made herein which is knowingly incorrect, incomplete or misleading in any important particular.

## PROVISIONS

1. This report is authorized by the Secretary of Defense, as Executive Agent for the National Industrial Security Program, pursuant to Executive Order 12829. While you are not required to respond, your eligibility for a facility security clearance cannot be determined if you do not complete this form. The retention of a facility security clearance is contingent upon your compliance with the requirements of DoD 5220.22-M for submission of a revised form as appropriate.

2. When this report is submitted in confidence and is so marked, applicable exemptions to the Freedom of Information Act will be invoked to withhold it from public disclosure.

3. Complete all questions on this form. Mark "Yes" or "No" for each question. If your answer is "Yes" furnish in full the complete information under "Remarks."

## QUESTIONS AND ANSWERS

	YES	NO
1. (Answer 1a. or 1b.) a. (For entities which issue stock): Do any foreign person(s), directly or indirectly, own or have beneficial ownership of 5 percent or more of the outstanding shares of any class of your organization's equity securities?		
b. (For entities which do not issue stock): Has any foreign person directly or indirectly subscribed 5 percent or more of your organization's total capital commitment?		X
2. Does your organization directly, or indirectly through your subsidiaries and/or affiliates, own 10 percent or more of any foreign interest?		X
3. Do any non-U.S. citizens serve as members of your organization's board of directors (or similar governing body), officers, executive personnel, general partners, regents, trustees or senior management officials?		X
4. Does any foreign person(s) have the power, direct or indirect, to control the election, appointment, or tenure of members of your organization's board of directors (or similar governing body) or other management positions of your organization, or have the power to control or cause the direction of other decisions or activities of your organization?		X
5. Does your organization have any contracts, agreements, understandings, or arrangements with a foreign person(s)?	X	
6. Does your organization, whether as borrower, surety, guarantor or otherwise have any indebtedness, liabilities or obligations to a foreign person(s)?		X
7. During your last fiscal year, did your organization derive: a. 5 percent or more of its total revenues or net income from any single foreign person?		X
b. In the aggregate 30 percent or more of its revenues or net income from foreign persons?		X
8. Is 10 percent or more of any class of your organization's voting securities held in "nominee" shares, in "street names" or in some other method which does not identify the beneficial owner?		X
9. Do any of the members of your organization's board of directors (or similar governing body), officers, executive personnel, general partners, regents, trustees or senior management officials hold any positions with, or serve as consultants for, any foreign person(s)?		X
10. Is there any other factor(s) that indicates or demonstrates a capability on the part of foreign persons to control or influence the operations or management of your organization?		X

**REMARKS** (Attach additional sheets, if necessary, for a full detailed statement.)

See attached additional supporting information for question #5.


**CERTIFICATION**

I CERTIFY that the entries made by me above are true, complete, and correct to the best of my knowledge and belief and are made in good faith.

WITNESSES:

JAN 3, 2017  
(Date Certified)

By

  
(Signature of Authorized Contractor Representative)

Jeffrie Keenan

(Typed Name of Contractor)

NOTE: In case of a corporation, a witness is not required but the certificate below must be completed. Type or print names under all signatures.

Associate General Nuclear Counsel, PSEG Services LLC

(Title of Authorized Contractor Representative)

PO Box 236, Apt 2,  
Hancocks Bridge, NJ 08038

(Address)

NOTE: Contractor, if a corporation, should cause the following certificate to be executed under its corporate seal, provided that the same officer shall not execute both the Agreement and the Certificate.

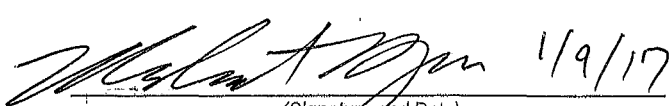
**CERTIFICATE**

I, Michael K. Hyun, certify that I am the Corporate Secretary

of the corporation named as Contractor herein; that Jeffrie Keenan

who signed this certificate on behalf of the Contractor, was then Associate General Nuclear Counsel  
of said corporation; that said certificate was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

(Corporate Seal)

 1/9/17  
(Signature and Date)