



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

December 6, 2017

Mr. Brett McGlone
Nuclear Compliance Specialist
Swagelok Company
6565 Davis Industrial Parkway, Suite A
Solon, OH 44139

SUBJECT: NUCLEAR REGULATORY COMMISSION'S APPROVAL OF SWAGELOK'S
REQUEST FOR WITHHOLDING PROPRIETARY INFORMATION FROM
PUBLIC DISCLOSURE

Dear Mr. McGlone,

On May 3, 2017, Swagelok submitted an affidavit (Agencywide Documents Access and Management System (ADAMS), Accession No. ML17320B156) requesting that portions of the U.S. Nuclear Regulatory Commission (NRC) Inspection Report No. 99901477/2017-201 and Notice of Nonconformance be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390. Under this regulation, the NRC must make an independent review and determine whether the record, or any portions thereof, may be withheld based on the criteria outlined in your affidavit.

An initial evaluation of your request by NRC staff concluded that the information sought to be withheld from public disclosure did not meet the requirements of 10 CFR 2.390 and as such, your request was denied. Our conclusion was communicated to you in a letter dated June 20, 2017 (ADAMS Accession No. ML17152A111).

Subsequently to our initial denial, in letters dated July 7, 2017 (ADAMS Accession No. ML17331A860), July 25, 2017 (ADAMS Accession No. ML17331A694), and August 4, 2017, (ADAMS Accession No. ML7331A693); you provided additional information to support your request for withholding portions of the inspection report. After further consideration of the additional information provided and, we determined that certain information submitted and sought to be withheld does contain proprietary commercial information or trade secrets, and should be withheld from public disclosure. Therefore, the version 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.

A nonproprietary copy of the inspection report has been placed in the NRC's Public Document Room under ADAMS Accession No. ML17320B157. 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 Nuclear Regulatory Commission (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 in advance of any public disclosure.

Please contact Mr. Yamir Diaz-Castillo at 301-415-2228, or via electronic mail at Yamir.Diaz-Castillo@nrc.gov, if you have any questions or need assistance regarding this matter.

Sincerely,

/RA/

John P. Burke, Chief
Quality Assurance Vendor Inspection Branch-2
Division of Construction Inspection
and Operational Programs
Office of New Reactors

Docket No.: 99901477

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Dated: December 6, 2017

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ADAMS Accession No.: ML17338A068 *via e-mail NRO-002

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DATE	12/05/17	12/04/17	12/06/17

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