



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

January 10, 2020

Ms. Caroline Cochran
Co-Founder, COO
Oklo, Inc.
230 East Caribbean Drive
Sunnyvale, CA 94089

SUBJECT: WITHHOLDING PROPRIETARY INFORMATION FROM PUBLIC DISCLOSURE
– OKLO, INC., LICENSING PROJECT PLAN 1Q2020 UPDATE

Dear Ms. Cochran:

By letter dated October 21, 2019 (Agencywide Documents Access and Management System (ADAMS), Accession No. ML19294A001), Oklo, Inc. (Oklo) submitted an affidavit executed by you (ADAMS Accession No. ML19294A002) to the U.S. Nuclear Regulatory Commission (NRC) requesting the information contained in the Oklo, Inc., Licensing Project Plan: 1Q2020 Update be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.390.

The affidavit stated the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- a. The information sought to be withheld from public disclosure is owned by Oklo and has been held in confidence by Oklo and its consultants.
- b. The information sought to be protected is not available to the public to the best of Oklo's knowledge and belief.
- c. The information is of the type that would customarily be held in confidence by Oklo policy, which holds that information is to be held in confidence if it falls in one or more of several types, the release of which might result in the loss of an existing or potential competitive advantage.
- d. The information was transmitted to the NRC in confidence and under the provisions of 10 CFR 2.390; it is to be received in confidence by the NRC.

The NRC staff has reviewed the affidavit and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements in the affidavit, has determined that the identified 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 pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding from public inspection will not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, NRC may send copies of the

information to our consultants working in this area. The NRC staff will 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, Oklo should promptly notify the NRC. Oklo 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 Oklo information. In all review situations, the NRC will follow applicable laws, regulations, and policies in conducting its review, including the NRC's policies on notifying the owner of information in advance of any public disclosure.

If you have any questions regarding this matter, please contact me at (301) 415-0498 or via email at Jan.Mazza@nrc.gov.

Sincerely,

/RA/

Jan M. Mazza, Project Manager
Advanced Reactor Licensing Branch
Division of Advanced Reactors and Non-Power
Production and Utilization Facilities
Office of Nuclear Reactor Regulation

Project No.: 99902046

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ADAMS Accession No.: ML19361A020 Package *via e-mail

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NAME	JMazza	BBeasley
DATE	1/6/2020	1/10/2020

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