



U.S. Nuclear Regulatory Commission  
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March 11, 2020

AFFIDAVIT PURSUANT TO 10 CFR 2.390

1. My name is Caroline Cochran. I am the Co-founder and Chief Operating Officer of Oklo Inc. ("Oklo"), and am authorized to make this request for withholding.
2. The purpose of this affidavit is to request withholding of portions of the information herein enclosed from public disclosure, "Part I. Company information and financial requirements," pursuant to 10 CFR 2.390.
3. I am making this request for withholding under the provisions of 10 CFR 2.390(a)(4) of the regulations of the Nuclear Regulatory Commission (NRC) and submitting this affidavit in conformance with the provisions of 10 CFR 2.390(b)(1) and 10 CFR 2.304.
4. Pursuant to the provisions 10 CFR 2.390(a)(4), the following is furnished for consideration by the NRC in determining whether the information sought to be withheld from public disclosure should be withheld.
  - 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 our 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, as follows:
    - i) It contains information descriptive of proprietary technology, where preventing its use by any of Oklo's competitors without license from Oklo constitutes a competitive economic advantage over other companies.
    - ii) Its use 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 a similar product.
    - iii) It reveals or can be used to infer cost or price information, production capacities, budget levels, or commercial strategies of Oklo, its customers, or suppliers.
    - iv) It reveals or can be used to infer aspects of past, present, or future Oklo or customer-funded development plans and programs of potential commercial value to Oklo.
    - v) It contains patentable ideas, for which patent protection may be desirable.
    - vi) The use of such information by Oklo gives Oklo a competitive advantage over its competitors. It is, therefore, withheld from disclosure to protect the Oklo competitive position.



- vii) It includes information that is marketable in many ways. The extent to which such information is available to competitors diminishes Oklo's ability to sell products and services involving the use of the information.
  - viii) Use by our competitor(s) would put Oklo at a competitive disadvantage by reducing their expenditure of resources at our expense.
  - ix) Each component of proprietary information pertinent to a particular competitive advantage is potentially as valuable as the total competitive advantage. If competitors acquire components of proprietary information, any one component may be the key to the entire puzzle, thereby depriving Oklo of a competitive advantage.
  - x) Unrestricted disclosure would jeopardize the position of prominence of Oklo in the world market, and thereby give a market advantage to the competition of those countries.
  - xi) The capacity of Oklo and its investors to invest corporate assets in research and development depends upon the success in obtaining and maintaining a competitive advantage.
- d) The information was transmitted to the NRC in confidence and under the provisions of 10 CFR 2.390 and 2.304; it is to be received in confidence by the NRC.
5. Information to be withheld will be indicated as described in Appendix A to this Affidavit.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief. Executed on date listed below.

Signed:

Signed electronically by Caroline Cochran

03 / 11 / 2020

Caroline Cochran

Date

COO, Oklo Inc

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## Appendix A to the Affidavit: Notation for portions withheld pursuant to 10 CFR 2.390

Portions of information considered to be withheld per reasons given in 10 CFR 2.390(b) are marked within brackets "{" at the beginning of the portion, and "}" at the conclusion of the portion. Any figures, tables, or footnotes included in line with text within brackets is to be treated with the same characterization. Immediately following each withheld portion, the reasoning is given based on reasons within the affidavit, within section 4(c). The reasons are given between (i) and (xi) within the affidavit section 4(c). Because of this, the shorthand within the rationale immediately following each withheld section will refer to which items (i)-(xi) are the reasons for the information to be withheld because trade secret and commercial or financial information and privileged or confidential. Additionally, pages containing such portions are marked at the top right corner of the page with a box denoting that the page contains information withheld per 10 CFR 2.390.

Occasionally, portions withheld for reasons given in 10 CFR 2.390 are also considered export controlled per 10 CFR 810. Portions containing export-controlled information as defined by 10 CFR 810 are bracketed, and following each bracket containing export controlled information, a marking within brackets is provided as "{eci}," which is shorthand for "export controlled information." Pages containing export controlled information are additionally marked at the top right corner of the page with a box denoting that the page contains export controlled information.

Some portions are withheld per 10 CFR 2.390 (d) as security-related information. These portions are noted with a separate box and notation for "{sri}" following each bracket of information deemed to be security-related.