



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

DEC 1 1992

Docket No. 40-8027
License No. SUB-1010

Sequoyah Fuels Corporation
ATTN: Mr. James J. Sheppard, President
P. O. Box 610
Gore, Oklahoma 74435

Gentlemen:

This is in response to your letter and affidavit dated October 30, 1992, requesting that certain information submitted to the U.S. Nuclear Regulatory Commission in response to a request for additional information be withheld from public disclosure pursuant to 10 CFR 2.790 of the Commission's regulations. In the affidavit, you state that the submitted information should be withheld from public disclosure for the following reasons:

1. The information contained in the subject documents has been held in confidence by Sequoyah Fuels Corporation (SFC) in that it is of a confidential commercial nature.
2. The information is not available in public sources; and SFC is transmitting it to the NRC in confidence.
3. The public disclosure of the information contained in the documents would cause substantial harm to SFC by providing a view of fundamental aspects of SFC's operation from which a competitor could determine plant throughput and operating techniques.

On the basis of your submittal and in light of the requirements of 10 CFR 2.790, we have determined that (i) the submitted information sought to be withheld contains confidential commercial information, and (ii) the documents enclosed with your October 30, 1992, letter, should be withheld from public disclosure pursuant to 10 CFR 2.290.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents as provided for in 10 CFR 2.790(b)(6). In addition, if the need arises, we may send copies of this information to our consultants working in this area. We will, of course, assure that the consultants have signed appropriate agreements for handling confidential information.

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Sequoyah Fuels Corporation

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If, at any time in the future, the basis provided in your submittal for withholding any of the information from public disclosure should change such that the information could then be made available for public inspection, SFC should promptly notify the NRC. SFC should also be aware that the NRC may have cause to review this determination in the future, such as in response to a Freedom of Information Act request that includes your information. If, in reviewing this determination, the NRC determines to deny the request for withholding, SFC will be notified in advance of any public disclosure.

Sincerely,

A handwritten signature in dark ink, appearing to read "Richard E. Cunningham", followed by a long horizontal flourish.

Richard E. Cunningham, Director
Division of Industrial and
Medical Nuclear Safety
Office of Nuclear Material Safety
and Safeguards

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Sequoyah Fuels Corporation

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Sincerely,

Original Signed By:

Richard E. Cunningham, Director
Division of Industrial and
Medical Nuclear Safety
Office of Nuclear Material Safety
and Safeguards

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