

January 22, 1997

Mr. Stephen G. Bindon
Vice President - General Manager
Trijicon, Inc.
49385 Shafer Ave
P.O. Box 930059
Wixom, MI 48393-0059

Dear Mr. Bindon:

This is in reference to your letter and affidavit dated January 3, 1997, in which you requested that portions of your letter to the NRC dated December 3, 1996, relating to the failure types and rates of tritium gunsights, be withheld from public disclosure pursuant to 10 CFR 2.790.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of Trijicon, Inc.'s statements, have determined that the information sought to be withheld contains trade secrets or proprietary commercial information. However, the staff, in consultation with the Office of General Counsel, has determined that your affidavit does not comply with 10 CFR 2.790(b)(4). An example affidavit is attached for your reference.

In addition, 10 CFR 2.790(b)(1)(ii) requires that a non-proprietary version be submitted. In preparing the non-proprietary version place brackets around the material considered to be proprietary, and white out or black out the proprietary portions, leaving the non-proprietary portions intact.

A non-proprietary version and the new affidavit must be submitted prior to the staff making its final proprietary determination. In accordance with 10 CFR 2.790(c), the information sought to be withheld will be placed in the Commission's Public Document Room unless you provide the Commission with the requested information within 30 (thirty) days of the date of this letter.

If you have questions regarding this matter, please contact me at (301) 415-5868.

Sincerely,

Original Signed by

Michele L. Burgess, Mechanical Engineer
Sealed Source Safety Section
Medical, Academic, and Commercial
Use Safety Branch
Division of Industrial and
Medical Nuclear Safety
Office of Nuclear Material Safety
and Safeguards

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