

January 24, 2012

Mr. Scott Roberts, Director
Scottsdale Operations
Westinghouse Electric Company
5000 Ericsson Drive Suite 517
Warrendale, PA 15086

SUBJECT: CS INNOVATIONS - WESTINGHOUSE ELECTRIC COMPANY
(WESTINGHOUSE), REQUEST FOR WITHHOLDING INFORMATION FROM
PUBLIC DISCLOSURE (TAC NO. ME4454)

Dear Mr. Roberts:

By letter dated November 11, 2011, Westinghouse submitted an affidavit dated November 11, 2011, executed by you requesting that the information contained in the following documents be withheld from public disclosure pursuant to Title 10 of the Code of Federal Regulations (10 CFR), Part 2, Section 2.390:

- 6002-00301 ALS Topical Report, Revision 2
- 6002-00001 ALS Quality Assurance Plan, Revision 6
- 6002-00003 ALS Verification and Validation Plan, Revision 5
- 6002-00005 ALS Test Plan, Revision 2
- 6002-00010 ALS Platform Requirements Specification, Revision 9
- 6002-00004 ALS Equipment Qualification Plan, Revision 6
- 6002-00011 ALS Platform Specification, Revision 8
- 9000-00000 Quality Assurance Manual, Revision 6
- 6002-00030 ALS Design Tools, Revision 6
- 6002-00000 ALS Management Plan, Revision 4

The provided nonproprietary copy of the documents have been placed in the U.S. Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the NRC Library in the Agencywide Documents Access and Management System (ADAMS) under Accession No. ML11320A047

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

- (a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies.
- (b) It consists of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.) the application of which data secures a competitive economic advantage, e.g., by optimization or improved marketability.

- (c) Its use by a competitor would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.
- (d) It reveals cost or price information, production capacities, budget levels, or commercial strategies of Westinghouse, its customers or suppliers.
- (e) It reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.
- (f) It contains patentable ideas, for which patent protection may be desirable.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the version(s) 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 shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, 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, you should promptly notify the 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's determination is adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-8480.

Sincerely,

/RA/

Andrew Hon, Project Manager
Licensing Processes Branch
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

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Andrew Hon, Project Manager
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Project No. 779

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DATE	1/3/12	1/3/12	1/12/12		

*concurred by e-mail