

June 19, 2000

Mr. M. S. Tuckman  
Executive Vice President  
Nuclear Generation  
Duke Energy Corporation  
526 South Church Street  
P.O. Box 1006  
Charlotte, NC 28201-1006

SUBJECT: OCONEE NUCLEAR STATION, UNITS 1, 2, AND 3 RE: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE - TOPICAL REPORT DPC-NE-2003, REVISION 1 (TAC NOS. MA8234, MA8235, AND MA8236)

Dear Mr. Tuckman:

By your application and affidavit dated June 7, 2000, you submitted Topical Report DPC-NE-2003, Revision 1 and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. A nonproprietary copy of this document has been placed in the NRC public document room and added to the Agencywide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS) Library.

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure because the information consists of analysis methodology details, analysis results, supporting data, and aspects of development programs relative to a method of analysis that provide a competitive advantage to Duke.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 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 2.790(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

M. S. Tuckman

-2-

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 makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

***/RA/***

David E. LaBarge, Senior Project Manager, Section 1  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-269, 50-270, and 50-287

cc: See next page

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 makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

***/RA/***

David E. LaBarge, Senior Project Manager, Section 1  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-269, 50-270, and 50-287

cc: See next page

DISTRIBUTION:

PUBLIC  
PDII-1  
HBerkow  
REmch  
CHawes(paper copy)  
DLaBarge  
MPSiemien, OGC  
COgle, RII  
JWermiel

DOCUMENT NAME: C:\MA8234PRO.wpd

OFFICE	PDII-1/PM	PDII-1/LA	SRXB	OGC	PDII-1/(A)SC
NAME	DLaBarge	CHawes	JWermiel	MPSiemien	LRaghaven
DATE	6/13/00	6/13/00	6/13/00	6/14/00	6/15/00

OFFICIAL RECORD COPY

Oconee Nuclear Station

cc:

Ms. Lisa F. Vaughn  
Legal Department (PBO5E)  
Duke Energy Corporation  
422 South Church Street  
Charlotte, North Carolina 28201-1006

Anne W. Cottingham, Esquire  
Winston and Strawn  
1400 L Street, NW  
Washington, DC 20005

Mr. Rick N. Edwards  
Framatome Technologies  
Suite 525  
1700 Rockville Pike  
Rockville, Maryland 20852-1631

Manager, LIS  
NUS Corporation  
2650 McCormick Drive, 3rd Floor  
Clearwater, Florida 34619-1035

Senior Resident Inspector  
U. S. Nuclear Regulatory  
Commission  
7812B Rochester Highway  
Seneca, South Carolina 29672

Virgil R. Autry, Director  
Division of Radioactive Waste Management  
Bureau of Land and Waste Management  
Department of Health and Environmental  
Control  
2600 Bull Street  
Columbia, South Carolina 29201-1708

Mr. L. E. Nicholson  
Compliance Manager  
Duke Energy Corporation  
Oconee Nuclear Site  
7800 Rochester Highway  
Seneca, South Carolina 29672

Ms. Karen E. Long  
Assistant Attorney General  
North Carolina Department of  
Justice  
P. O. Box 629  
Raleigh, North Carolina 27602

Mr. C. Jeffrey Thomas  
Manager - Nuclear Regulatory  
Licensing  
Duke Energy Corporation  
526 South Church Street  
Charlotte, North Carolina 28201-1006

Mr. Richard M. Fry, Director  
Division of Radiation Protection  
North Carolina Department of  
Environment, Health, and  
Natural Resources  
3825 Barrett Drive  
Raleigh, North Carolina 27609-7721

Mr. Steven P. Shaver  
Senior Sales Engineer  
Westinghouse Electric Company  
5929 Carnegie Blvd.  
Suite 500  
Charlotte, North Carolina 28209

Mr. William R. McCollum, Jr.  
Vice President, Oconee Site  
Duke Energy Corporation  
7800 Rochester Highway  
Seneca, SC 29672