

December 19, 2001

Mr. Oliver D. Kingsley, President
Exelon Nuclear
Exelon Generation Company, LLC
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: DRESDEN NUCLEAR POWER STATION, UNITS 2 AND 3, AND QUAD CITIES
NUCLEAR POWER STATION, UNITS 1 AND 2 - REQUEST FOR
WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
(TAC NOS. MB0844, MB0845, MB0842 and MB0843)

Dear Mr. Kingsley:

By your letter dated September 27, 2001, and affidavit dated September 26, 2001, executed by George B. Stramback of General Electric Company (GE), you provided additional information supporting your December 27, 2000, request for approval of uprated operations at Dresden and Quad Cities (proprietary and non-proprietary versions of the safety analysis report for Dresden, Units 2 and 3, Extended Power Uprate; and proprietary and non-proprietary versions of the safety analysis report for Quad Cities, Units 1 and 2, Extended Power Uprate). In your September 27, 2001, letter you also requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. As a result of a conference call between your staff and the NRC staff on October 3, 2001, regarding the amount of material that should be considered proprietary, a revised submittal was issued. Your revised submittal, dated October 17, 2001, included both proprietary and non-proprietary versions of the information as well as a clearer definition of the proprietary nature of the document. It also included an affidavit executed by George B. Stramback on October 3, 2001. A non-proprietary 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 for the following reasons:

- A. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by General Electric's competitors without license from General Electric constitutes a competitive economic advantage over other companies.
- B. Information which, if used by a competitor, would reduce its expenditure of resources or improve its competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.

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 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 should understand also 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 makes a determination 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) 415-2863.

Sincerely,

/RA/

Lawrence W. Rossbach, Project Manager, Section 3
Project Directorate III
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-237,50-249,
50-254 and 50-265

cc: See next page

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.

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/RA/
Lawrence W. Rossbach, Project Manager, Section 3
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Division of Licensing Project Management
Office of Nuclear Reactor Regulation

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Quad Cities, Units 1 and 2

- 2 -

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