

June 18, 2002

Mr. Michael M. Corletti  
Passive Plant Projects & Development  
AP600 & AP1000 Projects  
Westinghouse Electric Company  
P. O. Box 355  
Pittsburgh, Pennsylvania 15230-0355

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
(AW-02-1524 AND AW-02-1525)

Dear Mr. Corletti:

By application (AW-02-1524) dated April 30, 2002, and associated affidavit executed on May 1, 2002, by Mr. Hank A. Sepp, you submitted WCAP-15846, Revision 0, "WGOthic Application to AP600 and AP1000." By application (AW-02-1525) dated May 31, 2002, and associated affidavit executed on May 31, 2002, by Mr. Hank A. Sepp, you submitted WCAP-15833, Revision 0, "WCOBRA/TRAC AP1000 ADS4/IRWST Phase Modeling." You requested that these documents be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations*, Section 2.790 (10 CFR 2.790). You submitted nonproprietary versions of these documents entitled WCAP-15862, Revision 0, "WGOthic Application to AP600 and AP1000," and WCAP-15834, Revision 0, "WCOBRA/TRAC AP1000 ADS4/IRWST Phase Modeling." These nonproprietary versions have been placed in the Nuclear Regulatory Commission's (NRC's) Public Document Room and have been added to the Agencywide Documents Access and Management System Public Electronic Reading Room.

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

- (1) 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, and
- (2) the information 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, and
- (3) use of the information 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.

M. Corletti

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We have reviewed your applications 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 versions 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 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 301-415-3053.

Sincerely,

***/RA/***

Lawrence J. Burkhart, AP 1000 Project Manager  
New Reactor Licensing Project Office  
Office of Nuclear Reactor Regulation

Project No. 711

cc: See next page

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*/RA/*

Lawrence J. Burkhart, AP 1000 Project Manager  
New Reactor Licensing Project Office  
Office of Nuclear Reactor Regulation

Project No. 711

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AP 1000

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