

September 4, 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
FOR SEPTEMBER 10 AND 11, 2002, MEETING (AW-02-1549)

Dear Mr. Corletti:

By letter dated September 3, 2002, and associated affidavit executed on September 3, 2002, by James W. Winters, you indicated that you hold the information to be discussed during a meeting scheduled for September 10 and 11, 2002, to be proprietary. Please note that the meeting is scheduled for September 9, 10, and 11, 2002, but no proprietary information is planned to be discussed on September 9, 2002, and therefore the meeting on September 9, 2002, will be open to the public. You requested that the discussions scheduled for September 10 and 11, 2002, be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations*, Section 2.790 (10 CFR 2.790). The purpose of the September 9, 10, and 11, 2002, meeting is to discuss the requests for additional information regarding the AP1000 piping design area (including the implementation of piping design acceptance criteria [DAC]), that were sent to you via electronic mail on August 20, 2002 (please see meeting notice dated August 28, 2002, ADAMS Accession No. ML022140401).

The affidavit stated that the information planned to be discussed on September 10 and 11, 2002, 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,
- (2) 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, and
- (3) the information reveals cost or price information, production capacities, budget levels, or commercial strategies of Westinghouse, its customers, or suppliers.

We have reviewed your letter and affidavit in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the information planned to be discussed on September 10 and 11, 2002, sought to be withheld contains

M. Corletti

- 2 -

proprietary commercial information and should be withheld from public disclosure. Therefore, the portion of the meeting planned for September 10 and 11, 2002, will be closed to the public.

The portion of the meeting scheduled for September 9, 2002, in which no proprietary information is planned to be discussed, will be open to the public.

A non-proprietary summary of the meeting will be prepared and placed in ADAMS. If you have any questions regarding this matter, I may be reached at 301-415-3053.

Sincerely,

/RA/

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

Project No. 689

cc: See next page

The portion of the meeting scheduled for September 9, 2002, in which no proprietary information is planned to be discussed, will be open to the public.

A non-proprietary summary of the meeting will be prepared and placed in ADAMS. If you have any questions regarding this matter, I may be reached at 301-415-3053.

Sincerely,

/RA/

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

Docket No. 52-006

cc: See next page

Distribution
HARD COPY
NRLPO R/F
L. Burkhart
J. Sebrosky
M. Gamberoni

E-MAIL
PUBLIC
J. Moore, OGC
M. Siemien, OGC
T. Bergman, EDO

ACCESSION NUMBER: ML022470234

OFFICE	NRLPO/PM	OGC	NRLPO/DD
NAME	LBurkhart	MPSiemen	MGamberoni
DATE	9/3/02	9/4/02	9/4/02

OFFICIAL RECORD COPY

AP 1000

cc:

Mr. W. Edward Cummins
Advanced Plant Safety & Licensing
Westinghouse Electric Company
P.O. Box 355
Pittsburgh, PA 15230-0355

Mr. Michael Corletti
Advanced Plant Safety & Licensing
Westinghouse Electric Company
P.O. Box 355
Pittsburgh, PA 15230-0355

Mr. H. A. Sepp
Westinghouse Electric Company
P.O. Box 355
Pittsburgh, PA 15230

Lynn Connor
Doc-Search Associates
2211 sw 1ST Ave - #1502
Portland, OR 97201

Barton Z. Cowan, Esq.
Eckert Seamans Cherin & Mellott, LLC
600 Grant Street 44th Floor
Pittsburgh, PA 15219

Mr. Ed Rodwell, Manager
Advanced Nuclear Plants' Systems
Electric Power Research Institute
3412 Hillview Avenue
Palo Alto, CA 94304-1395

Charles Brinkman, Director
Washington Operations
Westinghouse Electric Company
12300 Twinbrook Parkway, Suite 330
Rockville, MD 20852

Mr. R. Simard
Nuclear Energy Institute
1776 I Street NW
Suite 400
Washington, DC 20006

Mr. Thomas P. Miller
U.S. Department of Energy
Headquarters - Germantown
19901 Germantown Road
Germantown, MD 20874-1290

Mr. David Lochbaum
Nuclear Safety Engineer
Union of Concerned Scientists
1707 H Street NW, Suite 600
Washington, DC 20006-3919

Mr. Paul Gunter
Nuclear Information & Resource Service
1424 16th Street, NW., Suite 404
Washington, DC 20036

Ms. Wenonah Hauter
Public Citizen's Critical Mass Energy
Project
215 Pennsylvania Avenue, SE
Washington, DC 20003

Mr. Tom Clements
6703 Guide Avenue
Takoma Park, MD 20912

Mr. James Riccio
Greenpeace
702 H Street, NW, Suite 300
Washington, DC 20001

Hugh Jackson, Policy Analyst
Public Citizen's Critical Mass Energy
and Environment Program
1724 Duarte Drive
Henderson, NV 89014

Mr. James F. Mallay, Director
Regulatory Affairs
FRAMATOME, ANP
3315 Old Forest Road
Lynchburg, VA 24501

Mr. Ed Wallace, General Manager
Project Management
Lake Buena Vista Bldg., 3rd Floor
1267 Gordon Hood Avenue
Centurion 0046
Republic of South Africa
PO Box 9396 Centurion 0046

Mr. Vince Langman
Licensing Manager
AECL Technologies, Inc.
901 15th Street, NW., Suite 440
Washington, DC 20005-2301

Mr. Glenn R. George
PA Consulting Group
Chrysler Building, 34th Floor
405 Lexington Avenue
New York, NY 10174

Mr. Gary Wright, Manager
Office of Nuclear Facility Safety
Illinois Department of Nuclear Safety
1035 Outer Park Drive
Springfield, IL 62704