

March 30, 2004

Mr. George Felgate
Vice President and Director
Analysis Division
Institute of Nuclear Power Operations
700 Galleria Parkway, SE
Atlanta, GA 30339-5957

Dear Mr. Felgate,

In a letter dated July 21, 2003, you submitted three copies each of Revision C of your "Consolidated Data Entry Process Description" and Revision E of your "Consolidated Data Entry Data Element Manual." You requested NRC comments on Section 3 of the Consolidated Data Entry (CDE) Data Element Manual and also requested that both documents be withheld from public disclosure. In your letter you stated that "these two documents are in draft and they contain proprietary INPO or WANO information that is privileged, confidential, or protected by copyright belonging to INPO or WANO." However, in your letter you did not provide sufficient justification for our withholding these documents from public disclosure. Without that information we were unable to determine whether your documents meet the requirements of 10 CFR 2.390 (formerly 10 CFR 2.790).

Last October, Mr. Don Hickman of my staff had the opportunity to meet with Mr. Gary Welsh of your staff and discussed Section 3, Generation Occurrences. At that time, Mr. Hickman and Mr. Welsh discussed a number of things to improve the fidelity of the software. Since that time, we've discussed your request for NRC comments on the documents and the lack of justification for withholding the documents from public disclosure. Recently, your staff stated that formal NRC comments were no longer needed and requested that the documents be returned to you.

Attached are the copies you submitted with your July 21, 2003, letter. If you have any questions regarding this letter, please contact me at (301) 415-3565 or at jwa@nrc.gov.

/RA/

James W. Andersen, Chief
Performance Assessment Section
Inspection Program Branch
Division of Inspection Program Management
Office of Nuclear Reactor Regulation

Attachments: As stated

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