



South Texas Project Electric Generating Station P.O. Box 289 Wadsworth, Texas 77483

May 12, 2004
NOC-AE-04001727
10 CFR 2.390

U. S. Nuclear Regulatory Commission
Attention: Document Control Desk
One White Flint North
11555 Rockville Pike
Rockville, MD 20852

South Texas Project
Units 1 and 2
Docket Nos. STN 50-498 and 50-499
Application for Withholding Proprietary Information from Public Disclosure

On March 24, 2004, the NRC informally requested a copy of a Design Change Package (DCP) that STP Nuclear Operating Company used during a March 23, 2004 meeting with the NRC. This letter submits the requested DCP and a copy of a Document Change Notice referenced in the DCP. Both documents are considered to be proprietary and are accompanied by a formal request to withhold the documents from public disclosure.

If there are any questions regarding this request, please contact me at (361) 972-7136.

A handwritten signature in cursive script, appearing to read "Scott M. Head".

Scott M. Head
Manager, Licensing

jtc

- Attachment:
1. Affidavit and Application for Withholding Proprietary Information from Public Disclosure
 2. Design Change Package #01-19793-10 (Proprietary)
 3. Document Change Notice #JD-885 (Proprietary)

Ap01

STI: 31745483

cc: (non-proprietary except *)
(paper copy)

Bruce S. Mallett
Regional Administrator, Region IV
U. S. Nuclear Regulatory Commission
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(electronic copy)

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)		
)		
STP Nuclear Operating Company)	Docket Nos.	50-498
)		50-499
South Texas Project)		
Units 1 and 2)		

AFFIRMATION

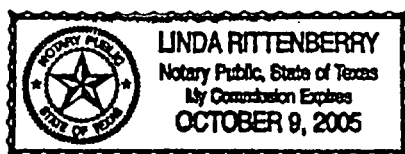
I, J. J. Sheppard, being duly sworn, hereby depose and state that I am President & Chief Executive Officer of STP Nuclear Operating Company (STPNOC); that I am duly authorized to sign and file with the Nuclear Regulatory Commission the attached application for withholding proprietary information from public disclosure, that I am familiar with the content thereof; and that the matters set forth therein are true and correct to the best of my knowledge and belief.

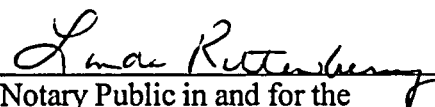


J. J. Sheppard
President & Chief Executive Officer

STATE OF TEXAS)
)
COUNTY OF MATAGORDA)

Subscribed and sworn to before me, a Notary Public in and for the State of Texas,
this 11th day of May, 2004.





Notary Public in and for the
State of Texas

In accordance with 10 CFR 2.390(b)(ii):

- (A) The specific documents for which withholding from public disclosure is sought are Design Change Package (DCP) #01-19793-10, Supplement 0, "ASCO Solenoid Valve 212-633-1RVF," and Document Change Notice (DCN) #JD-885 issued August 31, 1991.
- (B) The official position of the person making this affidavit is President & Chief Executive Officer of STPNOC, who has been specifically delegated the function of reviewing the information sought to be withheld and authorized to apply for its withholding on behalf of STPNOC.
- (C) The basis for proposing the information be withheld is that the information constitutes trade secrets and commercial or financial information obtained from a person and privileged or confidential [10CFR2.390(a)(4)].
- (D) The harm that would result if the information sought to be withheld is disclosed to the public is described below.
- (E) The entire documents specified in part (A) are considered to be proprietary. Therefore, there are no individual locations in the document marked "proprietary," but each entire page is marked "proprietary" with the basis noted.

In accordance with 10 CFR 2.390(b)(iii), the following is a full statement of the reason for claiming the information should be withheld from public disclosure.

These documents are a first-of-a-kind activity, which would have commercial benefit for other contractors/vendors if it were disclosed to the public. The documents also contain information that is proprietary to ASCO that is not contained in publicly available ASCO literature. Finally, the documents draw application conclusions that are unique to the South Texas Project, which could be potentially misused by others if the document were disclosed to the public.

Further, STPNOC affirms that:

- (i) The information has been held in confidence by STPNOC.
- (ii) The information is of a type customarily held in confidence by STPNOC and there is a rational basis for doing so.
- (iii) The information has been transmitted to the NRC in confidence.
- (iv) The information is not available in public sources.

- (v) Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of STPNOC, taking into account: the value of the information to STPNOC; the amount of money and effort expended by STPNOC in developing the information; and the ease or difficulty with which the information could be properly acquired or duplicated by others.