

December 8, 2004

Mr. George B. Stramback
Regulatory Services Manager
General Electric Company
175 Curtner Ave
San Jose, CA 95125

SUBJECT: GENERAL ELECTRIC COMPANY'S REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE FOR PILGRIM NUCLEAR
POWER STATION (TAC NO. MC4333)

Dear Mr. Stramback:

By letter dated September 2, 2004, Entergy Nuclear Operations, Inc. submitted an affidavit dated July 30, 2004, executed by you, requesting that the information contained in the following document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390: General Electric Report GE-NE-0000-0027-5301, "Pilgrim Nuclear Power Station Single Loop Operation," (Proprietary)

A nonproprietary copy of this document has been placed in the Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management System Public Electronic Reading Room.¹

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 his expenditure of resources or improve his 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 2.390 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.

¹Note: As of the date of issuance of this letter, public access to ADAMS has been temporarily suspended so that security reviews of publicly available documents may be performed and potentially sensitive information removed. Please check the NRC Web site for updates on the resumption of ADAMS access.

G. Stramback

-2-

Therefore, the version of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(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 301-415-4090.

Sincerely,

/RA/

Robert J. Fretz, Project Manager, Section 2
Project Directorate 1
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-293

cc: See next page

G. Stramback

-2-

Therefore, the version of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(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 301-415-4090.

Sincerely,

/RA/

Robert J. Fretz, Project Manager, Section 2
Project Directorate 1
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-293

cc: See next page

DISTRIBUTION:

Public	G. Matakas, R-1	E-Cobey, R-1	C. Raynor
PDI-2 Reading	D. Roberts	R. Fretz	OGC
ACRS	F. Akstulewicz	T. Ford	

Accession Number: ML042950405

OFFICE	PDI-2/PM	PDI-2/LA	DSSA:SRXB-A	PDI-2/SC
NAME	RFretz	CRaynor	FAkstulewicz	DRoberts
DATE	11/30/04	11/30/04	12/01/04	12/07/04

OFFICIAL RECORD COPY

Pilgrim Nuclear Power Station

cc:

Resident Inspector
U. S. Nuclear Regulatory Commission
Pilgrim Nuclear Power Station
Post Office Box 867
Plymouth, MA 02360

Chairman, Board of Selectmen
11 Lincoln Street
Plymouth, MA 02360

Chairman, Duxbury Board of Selectmen
Town Hall
878 Tremont Street
Duxbury, MA 02332

Office of the Commissioner
Massachusetts Department of
Environmental Protection
One Winter Street
Boston, MA 02108

Office of the Attorney General
One Ashburton Place
20th Floor
Boston, MA 02108

Dr. Robert M. Hallisey, Director
Radiation Control Program
Commonwealth of Massachusetts
Executive Offices of Health and
Human Services
174 Portland Street
Boston, MA 02114

Regional Administrator, Region I
U. S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406-1415

Mr. John M. Fulton
Assistant General Counsel
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Mr. Steve Brennon
Supt., Regulatory & Industry Affairs
Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
600 Rocky Hill Road, M/S 1
Plymouth, MA 02360-5508

Mr. Jack Alexander
Manager, Reg. Relations and
Quality Assurance
Pilgrim Nuclear Power Station
600 Rocky Hill Road
Plymouth, MA 02360-5599

Mr. David F. Tarantino
Nuclear Information Manager
Pilgrim Nuclear Power Station
600 Rocky Hill Road
Plymouth, MA 02360-5599

Ms. Jane Perlov
Secretary of Public Safety
Executive Office of Public Safety
One Ashburton Place
Boston, MA 02108

Mr. Stephen J. McGrail, Director
Attn: James Muckerheide
Massachusetts Emergency Management
Agency
400 Worcester Road
Framingham, MA 01702-5399

Chairman
Nuclear Matters Committee
Town Hall
11 Lincoln Street
Plymouth, MA 02360

Mr. William D. Meinert
Nuclear Engineer
Massachusetts Municipal Wholesale
Electric Company
P.O. Box 426
Ludlow, MA 01056-0426

Pilgrim Nuclear Power Station

cc:

Mr. Gary J. Taylor
Chief Executive Officer
Entergy Operations
1340 Echelon Parkway
Jackson, MS 39213

Mr. John T. Herron
Sr. VP and Chief Operating Officer
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Mr. Michael A. Balduzzi
Site Vice President
Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
600 Rocky Hill Road
Plymouth, MA 02360-5508

Mr. Stephen J. Bethay
Director, Nuclear Assessment
Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
600 Rocky Hill Road
Plymouth, MA 02360-5508

Mr. Bryan S. Ford
Manager, Licensing
Entergy Nuclear Operations, Inc.
Pilgrim Nuclear Power Station
600 Rocky Hill Road
Plymouth, MA 02360-5508

Mr. Danny L. Pace
Vice President, Engineering
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Mr. Brian O'Grady
Vice President, Operations Support
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Mr. John F. McCann
Director, Nuclear Safety Assurance
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Ms. Charlene D. Faison
Manager, Licensing
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Mr. Michael J. Colomb
Director of Oversight
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Ms. Stacey Lousteau
Treasury Department
Entergy Services, Inc.
639 Loyola Avenue
New Orleans, LA 70113

Jim Sniezek
5486 Nithsdale Drive
Salisbury, MD 21801

Mr. Kennety L. Graesser
38832 N. Ashley Drive
Lake Villa, IL 60046

Mr. Ronald Toole
1282 Valley of Lakes
Box R-10
Hazelton, PA 18202

Ms. Deb Katz, Executive Director
Nuclear Security Coalition
c/o Citizens Awareness Network
Box 83
Shelburne Falls, MA 01370