

50-390/391



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

September 28, 1995

Mr. Oliver D. Kingsley, Jr.
President, TVA Nuclear and
Chief Nuclear Officer
Tennessee Valley Authority
6A Lookout Place
1101 Market Street
Chattanooga, Tennessee 37402-2801

SUBJECT: WATTS BAR NUCLEAR PLANT, UNITS 1 AND 2 - REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE (TAC M72494)

Dear Mr. Kingsley:

By letter dated August 28, 1995, the Tennessee Valley Authority submitted a letter transmitting a copy of the handout material provided in a February 23, 1995, management meeting which was closed to the public. The letter states that the handout material contains sensitive information regarding employee concerns and is of the type customarily held in strict confidence by TVA, and that public disclosure of this information would constitute a clearly unwarranted invasion of personnel privacy. The letter thus requests that the material (Enclosure 1 of the letter) be withheld from public disclosure pursuant to Title 10 of the Code of Federal Regulations, Part 2, Section 790 (10 CFR 2.790). A redacted version of the document was also submitted (Enclosure 2 of the letter).

We have reviewed TVA's request based on the requirements and criteria of 10 CFR 2.790, and, on the basis of TVA's statements, have determined that the submitted information sought to be withheld contains personnel information, the disclosure of which would constitute a clearly unwarranted invasion of personnel privacy. Therefore, Enclosure 1 of the August 28, 1995, letter 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 information from public disclosure 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 the information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling sensitive 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 should also understand that the NRC may have cause to review this determination in the future, such as, if the scope of a Freedom of Information Act request includes

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Mr. Oliver D. Kingsley, Jr.
Tennessee Valley Authority

cc:

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WATTS BAR NUCLEAR PLANT

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Senior Resident Inspector
Watts Bar Nuclear Plant
U.S. Nuclear Regulatory Commission
1260 Nuclear Plant Road
Spring City, TN 37381

The Honorable Robert Aikman
County Executive
Rhea County Courthouse
Dayton, TN 37321

The Honorable Garland Lanksford
County Executive
Meigs County Courthouse
Decatur, TN 37322

Mr. Michael H. Mobley, Director
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Ms. Danielle Droitsch
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Ms. Ann Harris
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Ms. Beth Zilbert, Energy Campaigner
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Atlanta, GA 30309

Mr. James P. Riccio
Public Citizen
4340 Georgetown Square, #612
Atlanta, GA 30338

Mr. O. Kingsley, Jr.

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your information. If the NRC determines that the information should be made publicly available as a result of future review, you will be notified in advance of any public disclosure.

Sincerely,

Original signed by

Peter S. Tam, Senior Project Manager
Project Directorate II-3
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-390 and 50-391

cc: See next page

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