



January 4, 1984
IPN-84-01

Director of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Attention: Mr. Steven A. Varga, Chief
Operating Reactors Branch No. 1
Division of Licensing

Subject: Indian Point 3 Nuclear Power Plant
Docket No. 50-286
Process Control Program

Dear Sir:

Attachment I to this letter presents the proprietary version of the Indian Point 3 Process Control Program (PCP), which was submitted via the Authority's letter dated November 23, 1983 (IPN-83-94). Figures 1 and 2 of this version of the PCP present information proprietary to NUS Process Services Corporation. Attachment II to this letter provides the affidavit signed by NUS Process Services Corporation, the owner of the information. This affidavit sets forth the basis on which the information may be withheld from public disclosure by the Commission and addresses with specificity the considerations listed in paragraph (b)(4) of 10 CFR 2.790. Accordingly, it is respectfully requested that the information which is proprietary to NUS Process Services Corporation be withheld from public disclosure in accordance with 10 CFR 2.790.

Attachment III to this letter serves to submit the non-proprietary version of the Indian Point 3 PCP. Figure 1 of this version of the PCP presents a non-proprietary sketch of the Indian Point liquid waste processing and dewatering system.

Should you or your staff have any questions regarding this matter, please contact Mr. P. Kokolakis of my staff.

Very truly yours,

J. P. Bayne

J. P. Bayne
Executive Vice President
Nuclear Generation

cc: attached

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cc: Resident Inspector's Office
Indian Point Unit 3
U. S. Nuclear Regulatory Commission
P. O. Box 66
Buchanan, New York 10511

Attachment II

New York Power Authority
Indian Point 3 Nuclear Power Plant
Docket No. 50-286

Affidavit Submitted to the Nuclear
Regulatory Commission Concerning Confidential
Information and Trade Secrets Contained in
NUS Process Services Corporation Drawings

State of South Carolina
County of Richland

Steven B. McCoy states as follows on behalf of NUS Process Services Corporation.

1. I am the Director of Filtration/Ion Exchange Services for NUS Process Services Corporation.
2. I am familiar with the following drawings, hereinafter referred to as "the drawings", prepared by NUS Process Services Corporation:
 - . Dwg. No. 8909-M-2000, Rev. 1, "TRANSFIX System Piping & Instrumentation Diagram"
 - . Dwg. No. 8909-M-2001, Rev. 1, "TRANSFIX System Dewatering Piping & Instrumentation Diagram"

The New York Power Authority has submitted copies of the drawings to the Nuclear Regulatory Commission. The drawings contain proprietary information which should be withheld from public disclosure. Two less detailed sketches supplied to the Commission are free of proprietary information, such information having been purged from the sketches so as to make them available for public disclosure.

3. NUSPSC's TRANSFIX™ Filtration/Ion Exchange System is one part of its waste processing business. This system for processing radioactive liquid wastes is unique to

NUSPSC. Design and fabrication details for this system are held in strictest confidence by all employees.

All employees of NUSPSC complete an agreement with NUSPSC regarding protection and non-disclosure of trade secret information at the commencement of their employment. The information included in the drawings contains the type of information covered under the non-disclosure agreement. NUSPSC routinely stresses that such information is not to be discussed outside the company either during or after employment.

NUSPSC is in the process of making its initial entry into the radwaste processing service market. The TRANSFIX™ System represents a substantial commitment of personnel and financial resources for research, development, design and procedural controls. This commitment has resulted in a system currently superior to that provided by competitors and this superiority is the basis on which system details are withheld from public disclosure.

The information included in the drawings is not available through public sources.

Release through public channels of the drawings will substantially harm the competitive position of NUSPSC. NUSPSC has expended over \$500,000 in salaries and capital equipment during the last year to make these systems available. Duplication of this effort by competitors would require both similar capital expenditures and the assembly of a team of experts similar to the design team employed by NUSPSC.

The right of the public to disclosure of information submitted to the Commission is protected by non-proprietary sketches of the system filed with the Commission by The New York Power Authority. Therefore, NUSPSC's competitive position, as represented by the drawings which contain trade secret information, clearly deserves protection.

Steven B. McCoy

Steven B. McCoy

Director

Filtration/Ion Exchange Services

Sworn and subscribed before me this 16th day of December 1983.

Patricia L. Jewell
Notary Public

My Commission expires: November 17, 1993