

fracture proof design corporation

May 7, 1984

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

Subject: Application for Withholding From Public Disclosure

Gentlemen:

We are transmitting herewith, five (5) copies of a report entitled "Summary of the Tearing Stability Analysis of the Indian Point 3 Primary Coolant System," FPDC Report 83-75, Rev. 0, (PROPRIETARY). Pursuant to 10CFR 2.790, as amended, of the Rules and Regulations of the Commission, we hereby request that the information contained in the report be withheld from public disclosure for the following reasons.

1. The methodology used to perform the analysis in the subject report was developed solely at the expense of Fracture Proof Design Corporation (FPDC).
2. The methods of analysis used are proprietary to FPDC and have not been disclosed to the public or the New York Power Authority except for those persons who have complied with Paragraph 4 below.
3. The development of certain of the methods of analysis involving the techniques used in this report are not published elsewhere in the literature.
4. Any person who has access to this information, including employees of FPDC, has signed agreements of non-disclosure and confidential treatment of said proprietary information.
5. FPDC is presently in a very strong competitive position because of its exclusive knowledge of these methods of analysis and disclosure of information in the subject report would irreparably damage the competitive position of FPDC.
6. The New York Power Authority has not paid fees equivalent to the cost of development of the technology used in preparation of the subject report. The total fees received for the analysis represent less than ten percent of the value, to FPDC, of the methodology.
7. One (1) copy of the report has been given to a New York Power Authority employee who has complied with Paragraph 4 above.

8407020458 840625  
 PDR ADCK 03000286  
 P PDR

Director of Nuclear Reactor Regulation  
May 7, 1984  
Page 2

Please address any questions regarding this matter to Keyren  
H. Cotter, President, EPDC at the above address.

Sincerely,

**FRACTURE PROOF DESIGN CORPORATION**



Keyren H. Cotter, President

KHC:vi  
Enclosures

fracture proof design corporation

STATE OF MISSOURI )  
 )  
 CITY OF ST. LOUIS )

AFFIDAVIT

Keyren H. Cotter, being duly sworn, deposes and says the following:

1. Fracture Proof Design Corporation ("FPDC") is a duly organized and existing corporation under the laws of the State of Missouri.

2. He is the president of FPDC, and he has executed this Application for Withholding From Public Disclosure and this Affidavit with the approval and authority of FPDC.

3. A certain report entitled "Summary of the Tearing Stability Analysis of the Indian Point 3 Primary Coolant System," FPDC Report 83-75, Rev. 0, (PROPRIETARY), submitted, together with this Affidavit and Application for Withholding From Public Disclosure, is the sole and exclusive property of FPDC.

4. The methodology used to perform the analysis in the subject report was developed solely at the expense of FPDC.

5. The methods of analysis used are proprietary to FPDC and have not been disclosed to the public, or to the New York Power Authority except as provided in Paragraph 7 below.

6. The development of certain of the methods of analysis involving the techniques used in this report are not published elsewhere in the literature.

7. Any person who has access to this information, including employees of FPDC, have signed agreements of non-disclosure and confidential treatment of said proprietary information.

8. FPDC is presently in a very strong competitive position because of its exclusive knowledge of these methods of analysis and disclosure of information in the subject report would irreparably damage the competitive position of FPDC.

9. The New York Power Authority has not paid fees equivalent to the cost of development of technology used in preparation of the subject report. The total fees received for the analysis represent less than ten percent of the value, to FPDC, of the methodology.

10. One (1) copy of the report has been given to a New York Power Authority employee who has complied with the provisions of Paragraph 7 above.

Affiant further states that the foregoing statements are true and accurate to the best of his knowledge and belief, and he hereby acknowledges that he has executed this Affidavit as his own free act and deed.

  
Keyren H. Cotter

Subscribed and sworn to before me this 7th day of May, 1984.

  
Notary Public

My Commission Expires:

BETTIE HARRIS  
NOTARY PUBLIC, STATE OF MISSOURI  
MY COMMISSION EXPIRES 8/17/84  
ST. LOUIS COUNTY

