



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

January 10, 2011

Mr. Rafael Flores  
Senior Vice President and  
Chief Nuclear Officer  
Luminant Generation Company LLC  
P.O. Box 1002  
Glen Rose, TX 76043

SUBJECT: COMANCHE PEAK STEAM ELECTRIC STATION, UNITS 1 AND 2 – REQUEST  
FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (TAC  
NOS. ME5110 AND ME5111)

Dear Mr. Flores:

By letter dated December 1, 2010 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML103410267), Luminant Generation Company LLC (Luminant) submitted an affidavit dated November 5, 2010, executed by J. A. Gresham, Manager, Regulatory Compliance and Plant Licensing, Westinghouse Electric Company LLC (Westinghouse), requesting that information designated proprietary in the following document be withheld from public disclosure pursuant to paragraph (a)(4) of Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390:

- WCAP-17330-P, Revision 0, "H\*: Resolution of NRC Technical Issue Regarding Tubesheet Bore Eccentricity (Model F/Model D5)," November 2010

The proprietary version of the document and the Westinghouse affidavit are Enclosures 1 and 3, respectively, to the letter dated December 1, 2010, from Luminant to the U.S. Nuclear Regulatory Commission (NRC), for the Comanche Peak Steam Electric Station, Units 1 and 2.

A non-proprietary copy of the document, provided as Enclosure 2 to the letter dated December 1, 2010, has been placed in the NRC's Public Document Room and added to the ADAMS Public Electronic Reading Room (ADAMS Accession No. ML103410264).

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies.
- (c) Its use 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 a similar product.

- (e) It reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements in the affidavit, have determined that the information sought to be withheld in the submittal, contains proprietary commercial information and should be withheld from public disclosure.

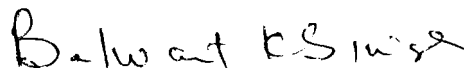
Therefore, the version of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

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) 415-3016.

Sincerely,



Balwant K. Singal, Senior Project Manager  
Plant Licensing Branch IV  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446

cc: J. A. Gresham, Manager  
Regulatory Compliance and  
Plant Licensing  
Westinghouse Electric Company LLC  
P.O. Box 355  
Pittsburgh, PA 15230-0355

Additional Distribution via Listserv

- (e) It reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.390 and, on the basis of the statements in the affidavit, have determined that the information sought to be withheld in the submittal, contains proprietary commercial information and should be withheld from public disclosure.

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) 415-3016.

Sincerely,  
 /ra/  
 Balwant K. Singal, Senior Project Manager  
 Plant Licensing Branch IV  
 Division of Operating Reactor Licensing  
 Office of Nuclear Reactor Regulation

Docket Nos. 50-445 and 50-446  
 cc: J. A. Gresham, Manager  
 Regulatory Compliance and  
 Plant Licensing  
 Westinghouse Electric Company LLC  
 P.O. Box 355  
 Pittsburgh, PA 15230-0355  
 Additional Distribution via Listserv

**DISTRIBUTION:**

PUBLIC	RidsNrrPMComanchePeak Resource
LPLIV r/f	RidsNrrLAJBurkhardt Resource
RidsAcrsAcnw_MailCTR Resource	RidsOgcRp Resource
RidsNrrDciCsgb Resource	RidsRgn4MailCenter Resource
RidsNrrDorLpl4 Resource	AJohnson, NRR/DCI/CSGB

**ADAMS Accession No.: ML103470596**

OFFICE	NRR/LPL4/PM	NRR/LPL4/LA	NRR/DCI/CSGB/BC	NRR/LPL4/BC	NRR/LPL4/PM
NAME	BSingal	JBurkhardt	RTaylor	MMarkley	BSingal
DATE	1/6/11	12/16/10	1/10/11	1/10/11	1/10/11