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PUBLIC SERVICE CORPORATION



P.O. Box 1200, Green Bay, Wisconsin 54305

June 27, 1977

Regulato

Mr. A. Schwencer, Chief
Operating Reactors Branch #1
Division of Operating Reactors
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dear Mr. Schwencer:

WISCONSIN

Subject: Docket 50-305 Operating License DPR-43 Removal of WPS Proprietary Document from Public Document Rooms

Reference: NRC Memorandum to Russell Scott from A. Schwencer dated March 17, 1977

By copy of the above reference, Wisconsin Public Service Corporation was informed of the public disclosure of the report "Summary of WPS Core Analysis Comparisons" dated March 13, 1976. This report was submitted as proprietary information based on the use of Westinghouse WCAP documents for portions of the report. The NRC questioned the classification of this report as proprietary and subsequently released the report to the Public Document Rooms.

Westinghouse Electric Corporation has since provided additional detailed justification for maintaining the proprietary status of the WPS report and requested that WPS forward this information to the NRC with a request that the report be withdrawn from the Public Document Rooms.

Wisconsin Public Service Corporation requests that the report, "Summary of WPS Core Analysis Comparisons" dated March 13, 1976, be removed from the Public Document Rooms. The Westinghouse Electric Corporation justification for maintaining the proprietary status of the WPS report follows:

> "The information sent to Wisconsin Public Service was determined by Westinghouse to be proprietary in accordance with established Westinghouse procedures relating to the making of such determinations. The information consists of trade secrets and commercial or financial information which is privileged or confidential and is customarily held in confidence by Westinghouse. Further, the information has, in fact, been held in confidence by Westinghouse and was transmitted in confidence. This information is not available in public

> > 771930451

Mr. A. Schwencer Page 2 June 27, 1977

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sources and public disclosure of the information is likely to cause substantial harm to the competitive position of Westinghouse."

The information is considered proprietary to Westinghouse for the following specific reasons:

- "1) The basic reason why the "Summary of WPS Core Analysis Comparisons," dated March 13, 1976, must be considered as Westinghouse Proprietary material is that the Westinghouse design predictions contained in this report can be used by a competitor to benchmark or justify his own design predictions by using comparative analysis arguments and with a much smaller investment or resources.
- 2) While some of the comparisons are made to actual measurements of the Cycle 1 core, many of the comparisons and justification of methods are based only on the Westinghouse predictions. These include, for example, the delayed neutron constants and all of the Core 2A and 2B predictions.
- 3) The overall conclusion of the report is that the WPS predictions using third party cross-section codes and third party 2- and 3dimensional nuclear design codes are acceptable because they agree with Westinghouse predictions. This report could, therefore, be used by a third party to support the accuracy of their nuclear design code package.
- 4) The WPS report contains reference to another Westinghouse Proprietary report, WCAP-7710."

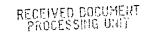
Very truly yours,

E. W. James

Senior Vice President Power Supply & Engineering

EWJ:sna

cc - Mr. Bruce Abel Westinghouse Electric Corporation



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