

ACCELERATED DISTRIBUTION DEMONSTRATION SYSTEM

REGULATOR INFORMATION DISTRIBUTION SYSTEM (RIDS)

ACCESSION NBR:8808050146 DOC.DATE: 88/07/29 NOTARIZED: YES DOCKET #
FACIL:50-305 Kewaunee Nuclear Power Plant, Wisconsin Public Serv 05000305
AUTH.NAME AUTHOR AFFILIATION
STEINHARDT,C.R. Wisconsin Public Service Corp.
RECIP.NAME RECIPIENT AFFILIATION
Document Control Branch (Document Control Desk)

SUBJECT: Forwards affidavit for proprietary matl,per 880316 request.

DISTRIBUTION CODE: AP01D COPIES RECEIVED:LTR 1 ENCL 1 SIZE: 5

TITLE: Proprietary Review Distribution - Operating Reactor

NOTES:

	RECIPIENT	COPIES		RECIPIENT	COPIES	
	ID CODE/NAME	LTR	ENCL	ID CODE/NAME	LTR	ENCL
	PD3-3 LA	1	1	PD3-3 PD	1	1
	GIITTER,J	3	3			
INTERNAL:	ACRS	6	6	AEOD/DOA	1	1
	AEOD/DSP/TPAB	1	1	NUDOCS-ABSTRACT	1	1
	OGC/HDS1	1	0	<u>REG FILE</u> 01	1	1
EXTERNAL:	LPDR	1	0	NRC PDR	1	0

TOTAL NUMBER OF COPIES REQUIRED: LTR 18 ENCL 15

R
I
D
S
/
A
D
D
S

R
I
D
S
/
A
D
D
S

WPSC (414) 433-1598
TELECOPIER (414) 433-1297



EASYLINK 62891993

WISCONSIN PUBLIC SERVICE CORPORATION

600 North Adams • P.O. Box 19002 • Green Bay, WI 54307-9002

July 29, 1988

U. S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D.C. 20555

Gentlemen:

Docket 50-305
Operating License DPR-43
Kewaunee Nuclear Power Plant
TAC #65155
Advanced Nuclear Fuels Affidavit for Proprietary Material

Reference: 1) Letter from D. C. Hintz (WPSC) to NRC Document Control Desk
dated March 16, 1988

Attachment 2 to reference 1 was an Advanced Nuclear Fuels (ANF) report which supported the core reload safety evaluation methods for the Kewaunee Nuclear Power Plant. Attachment 3 to reference 1 was an ANF affidavit which provided the necessary information to support the withholding of the ANF report from public disclosure. However, the ANF affidavit referenced the title of the memorandum that transmitted the ANF report to Wisconsin Public Service Corporation instead of the title of the report. The attachment to this letter provides the corrected affidavit.

ANF considers information contained in attachment 2 of reference 1 to be proprietary. In accordance with the Commission's Regulation 10 CFR 2.790(b), the attached affidavit executed by Mr. H. E. Williamson of ANF provides the necessary information to support the withholding of the information in attachment 2 of reference 1 from public disclosure. Accordingly, it is respectfully requested that the information which is proprietary to ANF be withheld from public disclosure.

Sincerely,

C. R. Steinhardt
Manager - Nuclear Power

KAH/jms
Attach.
cc - Mr. Robert Nelson, US NRC
US NRC, Region III

8808050146 880729
PDR ADDOCK 05000305
P PNU

APol
1/1

Attachment

To

Letter from C. R. Steinhardt (WPSC) to NRC Document Control Desk

Dated

July 29, 1988

Advanced Nuclear Fuels Corporation Affidavit

A F F I D A V I T

STATE OF WASHINGTON)
) ss.
COUNTY OF BENTON)

I, H. E. Williamson being duly sworn, hereby say and depose:

1. I am Manager, Licensing and Safety Engineering, for Advanced Nuclear Fuels Corporation, ("ANF"), and as such I am authorized to execute this Affidavit.

2. I am familiar with ANF's detailed document control system and policies which govern the protection and control of information.

3. I am familiar with the document entitled "Statistical Assessment of DNB Test Data Results," prepared by ANF for Wisconsin Public Service Corporation (WPS) and referred to as "Document." Information contained in this Document has been classified by ANF as proprietary in accordance with the control system and policies established by ANF for the control and protection of information.

4. The Document contains information of a proprietary and confidential nature and is of the type customarily held in confidence by ANF and not made available to the public. Based on my experience, I am aware that other companies regard information of the kind contained in the Document as proprietary and confidential.

5. The Document has been made available to the U.S. Nuclear Regulatory Commission in confidence, with the request that the information contained in the Document will not be disclosed or divulged.

6. The Document contains information which is vital to a competitive advantage of ANF and would be helpful to competitors of ANF when competing with ANF.

7. The information contained in the Document is considered to be proprietary by ANF because it reveals certain distinguishing aspects of PWR licensing methodology which secure competitive advantage to ANF for fuel design optimization and marketability, and includes information utilized by ANF in its business which affords ANF an opportunity to obtain a competitive advantage over its competitors who do not or may not know or use the information contained in the Document.

8. The disclosure of the proprietary information contained in the Document to a competitor would permit the competitor to reduce its expenditure of money and manpower and to improve its competitive position by giving it extremely valuable insights into PWR licensing methodology and would result in substantial harm to the competitive position of ANF.

9. The Document contains proprietary information which is held in confidence by ANF and is not available in public sources.

10. In accordance with ANF's policies governing the protection and control of information, proprietary information contained in the Document has been made available, on a limited basis, to others outside ANF only as required and under suitable agreement providing for nondisclosure and limited use of the information.

11. ANF policy requires that proprietary information be kept in a secured file or area and distributed on a need-to-know basis.

12. Information in this Document provides information into PWR licensing methodology developed by ANF. ANF has invested significant resources in developing the PWR licensing methodology as well as the strategy for this application. Assuming a competitor had available the same background data and incentives as ANF, the competitor might, at a minimum, develop the information for the same expenditure of manpower and money as ANF.

THAT the statements made hereinabove are, to the best of my knowledge, information, and belief, truthful and complete.

FURTHER AFFIANT SAYETH NOT.

A. E. Williamson

SWORN TO AND SUBSCRIBED

before me this 27th day of
April, 1988.

Gloria R. Fitzgerald

NOTARY PUBLIC