

50-269/270/287



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

January 12, 1998

Mr. William R. McCollum
Vice President, Oconee Site
Duke Energy Corporation
P.O. Box 1439
Seneca, South Carolina 29679

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
OCONEE NUCLEAR STATION, UNITS 1, 2, AND 3 (TAC NOS. M99779,
M99780, AND M99781)

Dear Mr. McCollum:

By your application dated October 20, 1997, and affidavit executed by James A. Taylor, Manager of Licensing Services, Framatome Technologies, Inc., dated October 16, 1997, you submitted BAW-2303P, Rev. 02, "OTSG [Once-Through Steam Generator] Repair Roll Qualification Report," dated October 1997, and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. Subsequently, by letter dated December 18, 1997, you submitted a nonproprietary version of the report to be placed in the NRC's Public Document Room.

Mr. Taylor's affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. The information reveals data or material concerning Framatome Technologies, Inc. (FTI) research or development plans or programs of present or potential competitive advantage to FTI.
2. The use of the information by a competitor would decrease his expenditures, in time or resources, in designing, producing or marketing a similar product.
3. The information consists of test data or other similar data concerning a process, method or component, the application of which results in a competitive advantage to FTI.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information.

Therefore, the BAW-2303P, Rev. 02, report marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.790(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.

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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.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. LaBarge', with a long horizontal flourish extending to the right.

David E. LaBarge, Senior Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-269, 50-270, and 50-287

cc: See next page

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Sincerely,

ORIGINAL SIGNED BY:

David E. LaBarge, Senior Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-269, 50-270, and 50-287

cc: See next page

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Oconee Nuclear Station

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