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SUBJECT: Forwards proprietary response to questions on Topical Rept DPC-2007P, "Fuel Reconstitution Analysis Methodology." Encl withheld (ref 10CFR2.790).

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DUKE POWER

August 10, 1994

U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Attention: Document Control Desk

Subject: Duke Power Company
Catawba Nuclear Station
Docket Numbers 50-413 and -414
McGuire Nuclear Station
Docket Numbers 50-369 and -370
Oconee Nuclear Station
Docket Numbers 50-269, -270, and -287
Topical Report DPC-2007P, "Fuel Reconstitution Analysis
Methodology"

By letter dated September 23, 1993, the subject topical report was submitted for NRC staff review. The staff has requested, by letter dated April 26, 1994, additional information. Attachment I contains responses to the questions contained in that letter.

In accordance with 10CFR 2.790, Duke Power Company requests that this report be considered proprietary. Information supporting this request is included in the attached affidavit. Attachment II contains a non-proprietary version of the responses.

If you have any questions, or need more information, please call Scott Gewehr at (704) 382-7581.

M. S. Tuckman

M. S. Tuckman

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AFFIDAVIT OF M. S. TUCKMAN

1. I am Senior Vice President, Nuclear Generation Department, Duke Power Company ("Duke"), and as such have the responsibility of reviewing the proprietary information sought to be withheld from public disclosure in connection with nuclear plant licensing, and am authorized to apply for its withholding on behalf of Duke.
2. I am making this affidavit in conformance with the provisions of 10 CFR 2.790 of the regulations of the Nuclear Regulatory Commission ("NRC") and in conjunction with Duke's application for withholding which accompanies this affidavit.
3. I have knowledge of the criteria used by Duke in designating information as proprietary or confidential.
4. Pursuant to the provisions of paragraph (b)(4) of 10 CFR 2.790, the following is furnished for consideration by the NRC in determining whether the information sought to be withheld from public disclosure should be withheld.
 - (i) The information sought to be withheld from public disclosure is owned by Duke and has been held in confidence by Duke and its consultants.
 - (ii) The information is of a type that would customarily be held in confidence by Duke. The information consists of analysis methodology details, analysis results, supporting data, and aspects of development programs, relative to a method of analysis that provides a competitive advantage to Duke.
 - (iii) The information was transmitted to the NRC in confidence and under the provisions of 10 CFR 2.790, it is to be received in confidence by the NRC.
 - (iv) The information sought to be protected is not available in public to the best of our knowledge and belief.
 - (v) The proprietary information sought to be withheld in this submittal is that which is marked in the proprietary version of the report DPC-NE-2007, "Fuel Reconstitution Analysis Methodology" and supporting documentation, and omitted from the non-proprietary versions.


M. S. Tuckman

(continued)

AFFIDAVIT OF M. S. TUCKMAN (Page 2)

This information enables Duke to:

- (a) Respond to Generic Letter 83-11, "Licensee Qualification for Performing Safety Analyses in Support of Licensing Actions."
 - (b) Describe the method by which damaged fuel assemblies are repaired.
- (vi) The proprietary information sought to be withheld from public disclosure has substantial commercial value to Duke.
- (a) It allows Duke to reduce vendor and consultant expenses associated with supporting the operation and licensing of nuclear power plants.
 - (b) The subject information could only be duplicated by competitors at similar expense to that incurred by Duke.
5. Public disclosure of this information is likely to cause harm to Duke because it would allow competitors in the nuclear industry to benefit from the results of a significant development program without requiring a commensurate expense or allowing Duke to recoup a portion of its expenditures or benefit from the sale of the information.

M. S. Tuckman, being duly sworn, on his oath deposes and says that he is the person who subscribed his name to the foregoing statement, and that the matters and facts set forth in the statement are true.

M. S. Tuckman
M. S. Tuckman

Sworn to and subscribed before me this 11th day of August, 1994.
Witness my hand and official seal.

Mary P. Adams
Notary Public

My commission expires JAN 22, 1996.

ATTACHMENT I
RESPONSES TO QUESTIONS

PROPRIETARY INFORMATION

NOTICE

THE ATTACHED DOCUMENT CONTAINS OR IS CLAIMED TO CONTAIN PROPRIETARY INFORMATION AND SHOULD BE HANDLED AS NRC SENSITIVE UNCLASSIFIED INFORMATION. IT SHOULD NOT BE DISCUSSED OR MADE AVAILABLE TO ANY PERSON NOT REQUIRING SUCH INFORMATION IN THE CONDUCT OF OFFICIAL BUSINESS AND SHOULD BE STORED, TRANSFERRED, AND DISPOSED OF BY EACH RECIPIENT IN A MANNER WHICH WILL ASSURE THAT ITS CONTENTS ARE NOT MADE AVAILABLE TO UNAUTHORIZED PERSONS.

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