



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

April 18, 1995

Docket File

Mr. B. Ralph Sylvia
Executive Vice President, Nuclear
Niagara Mohawk Power Corporation
Nine Mile Point Nuclear Station
P.O. Box 63
Lycoming, NY 13093

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
NINE MILE POINT NUCLEAR STATION UNIT NO. 1

Dear Mr. Sylvia:

By your application dated March 31, 1995 and affidavit dated March 29, 1995, by George B. Stramback of General Electric Company, you submitted GE-NE-B13-01739-04, "Nine Mile Point Unit 1 Shroud Repair Hardware Stress Analysis," Revision 0, January 1995, and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790.

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

1. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by General Electric's competitors without license from General Electric constitutes a competitive economic advantage over other companies;
2. Information which, if used 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 of a similar product;
3. The information identified in the affidavit is classified as proprietary because it contains the supporting Design Record File (DRF) detailed calculations, results and bases for conclusions contained in GE-NE-B13-01739-04, "Nine Mile Point Unit 1 Shroud Repair Hardware Stress Analysis," Revision 0, (GE Proprietary), January 1995. This report, previously provided to the NRC, and the supporting information identified in the affidavit evaluate a hardware design modification (stabilizer for the shroud horizontal welds) intended to be installed in a reactor to resolve the reactor pressure vessel core shroud weld cracking concern. This detailed level of information usually resides in GENE files, only for audit by customers and the NRC. This information shows in specific detail the processes, codes and methods employed to perform the evaluations summarized in the above identified

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document. The development and approval of this design modification utilized systems, components, and models and computer codes that were developed at a significant cost to GE, on the order of a million dollars.

The development of the supporting processes, as shown in part in this DRF detailed information, was at a significant additional cost to GE, in excess of a million dollars, over and above the large cost of developing the underlying individual proprietary report information.

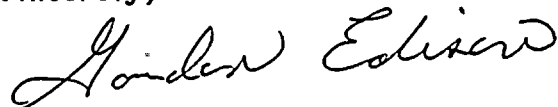
We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information.

Therefore, the version(s) of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended. Niagara Mohawk will provide the nonproprietary version by April 30, 1995.

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.

Sincerely,



Gordon E. Edison, Sr. Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

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B. Ralph Sylvia
Niagara Mohawk Power Corporation

Nine Mile Point Nuclear Station
Unit No. 1

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document. The development and approval of this design modification utilized systems, components, and models and computer codes that were developed at a significant cost to GE, on the order of a million dollars.

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Sincerely,
Original signed by:
Gordon E. Edison, Sr. Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

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