



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

November 30, 1995

Mr. E. E. Fitzpatrick, Vice President  
Indiana Michigan Power Company  
c/o American Electric Power Service Corporation  
1 Riverside Plaza  
Columbus, OH 43215

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
(DONALD C. COOK NUCLEAR PLANT, UNIT NO. 1)(TAC M93238)

REF: Liparulo, N.J., Westinghouse, letter to USNRC dated August 3, 1995  
(CAW-95-870)

Dear Mr. Fitzpatrick:

By your application of August 4, 1995, as supplemented October 20, 1995, and Westinghouse Electric Corporation's affidavit executed by Henry A. Sepp on August 3, 1995, you submitted WCAP-14446, "Repair Boundary for Parent Tube Indications Within the Upper Joint Zone of Hybrid Expansion Joint (HEJ) Sleeved Tubes," August 1995, to support your submittal on repair of HEJ sleeves under redefined repair boundary limits and requested that WCAP-14446 be withheld from public disclosure pursuant to 10 CFR 2.790. Your October 20, 1995, letter transmitted WCAP-14447, a nonproprietary version of WCAP-14446.

In Westinghouse's affidavit it stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (a) The information reveals the distinguishing aspects of a process (or component, structure, tool, method, etc.) where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies.
- (c) The information, 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 a similar product.

We have reviewed your application and Westinghouse's affidavit 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 of the submitted information marked as proprietary (WCAP-14446) 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.

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Mr. E. E. Fitzpatrick

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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,

Original signed by

John B. Hickman, Project Manager  
Project Directorate III-1  
Division of Reactor Projects - III/IV  
Office of Nuclear Reactor Regulation

Docket No. 50-315

cc: See next page

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Mr. E. E. Fitzpatrick  
Indiana Michigan Power Company

Donald C. Cook Nuclear Plant

cc:

Regional Administrator, Region III  
U.S. Nuclear Regulatory Commission  
801 Warrenville Road  
Lisle, Illinois 60532-4351

Mr. S. Brewer  
American Electric Power Service  
Corporation  
1 Riverside Plaza  
Columbus, Ohio 43215

Attorney General  
Department of Attorney General  
525 West Ottawa Street  
Lansing, Michigan 48913

Mr. Nicholas J. Liparulo, Manager  
Nuclear Safety Regulatory  
& Licensing Activities  
Westinghouse Electric Corporation  
Box 355  
Pittsburgh, PA 15230-0355

Township Supervisor  
Lake Township Hall  
P.O. Box 818  
Bridgman, Michigan 49106

Al Blind, Plant Manager  
Donald C. Cook Nuclear Plant  
1 Cook Place  
Bridgman, Michigan 49106

U.S. Nuclear Regulatory Commission  
Resident Inspector's Office  
7700 Red Arrow Highway  
Stevensville, Michigan 49127

Gerald Charnoff, Esquire  
Shaw, Pittman, Potts and Trowbridge  
2300 N Street, N. W.  
Washington, DC 20037

Mayor, City of Bridgman  
Post Office Box 366  
Bridgman, Michigan 49106

Special Assistant to the Governor  
Room 1 - State Capitol  
Lansing, Michigan 48909

Nuclear Facilities and Environmental  
Monitoring Section Office  
Division of Radiological Health  
Department of Public Health  
3423 N. Logan Street  
P. O. Box 30195  
Lansing, Michigan 48909

