

PDR



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

JUN 07 1979

FCPF:RLS
70-1151

Westinghouse Electric Corporation
ATTN: Mr. Ronald P. DiPiazza, Manager
NES License Administration
P. O. Box 355
Pittsburgh, Pennsylvania 15230

Gentlemen:

By letter dated April 3, 1979, you transmitted a proprietary portion of the application of the same date for amendment of License SNM-1107, Docket 70-1151. The proprietary information is given on pages 76, 77, 122, 122a, and 122b and is appropriately marked. In the letter of April 24, 1979, you transmitted a revised application for withholding of the proprietary information submitted April 3, 1979, asking that the proprietary portion be withheld from public disclosure pursuant to 10 CFR 2.790 and providing an affidavit dated February 15, 1977.

In the affidavit you provided your reasons for withholding this information and included the following:

1. The information sought to be withheld from public disclosure is owned and has been held in confidence by Westinghouse.
2. The information is of a type customarily held in confidence by Westinghouse and not customarily disclosed to the public. Westinghouse has a rational basis for determining the types of information customarily held in confidence by it.
3. The proprietary information, for which protection is sought, represents a substantial investment by Westinghouse and has significant present and potential future value to Westinghouse, as it would to Westinghouse's competitors.
4. Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of Westinghouse, taking into account the value of the information to Westinghouse, the amount of effort and money expended by Westinghouse in developing the information, and considering the ways in which the information could be acquired or duplicated by others.

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5. The information is not available in public sources to the best of Westinghouse's knowledge and belief.

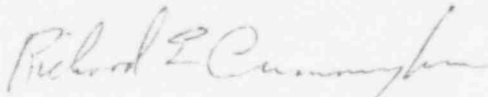
We have reviewed your application and material based on the requirements and criteria of 10 CFR 2.790 and have determined that the above-mentioned document sought to be withheld contains trade secrets or confidential or privileged commercial or financial information.

We also have found at this time that the right of the public to be fully apprised as to the bases for and effects of the proposed licensing action does not outweigh the demonstrated concern for protection of your competitive position. Accordingly, we have determined that the information should be withheld from public disclosure.

We therefore approve your request for withholding pursuant to Section 2.790 of 10 CFR Part 2 and are withholding pages 76, 77, 122, 122a, and 122b of your application from public inspection as proprietary.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the document. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, assure that the consultants have signed the appropriate agreements for handling proprietary data.

Sincerely,


Richard E. Cunningham, Director
Division of Fuel Cycle and
Material Safety