



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

TIC

Docket Nos. STN 50-498  
and STN 50-499

MAY 22 1980

Mr. R. A. Wieseemann, Manager  
Regulatory and Legislative Affairs  
Westinghouse Electric Corporation  
P. O. Box 355  
Pittsburgh, Pennsylvania 15230

Dear Mr. Wieseemann:

SUBJECT: WITHHOLDING FROM PUBLIC DISCLOSURE - CAW 79-37 - SOUTH TEXAS  
PROJECT, UNITS 1 AND 2

By letter, dated November 20, 1979, the Houston Lighting and Power Company (applicant for the South Texas Project) submitted thermal and hydraulic design data, in the form of tables, which represent a detailed technical audit of the fuel design of the South Texas plant. The information was submitted in support of a reply to NRC Question 221.2 which was contained in a letter, dated April 2, 1979, to the applicant requesting additional information.

The applicant requested that the above referenced information, which is proprietary to the Westinghouse Electric Corporation, be withheld from public disclosure in accordance with 10 CFR Section 2.790. In support of the request, the applicant provided an application and an affidavit signed by you and requested that correspondence relating to the application for withholding be addressed to you.

Your reason for requesting our withholding this information from public disclosure is that it is the type customarily held in confidence by Westinghouse and not ordinarily disclosed to the public. Also, release of this information to the public is likely to cause substantial harm to the competitive position of Westinghouse by revealing the basis of the fuel thermal-hydraulic design for South Texas and similar plants and is of competitive value because of the large amount of effort and money expended to develop this design. Furthermore, release of this information to the public would give competitors an advantage by utilizing designs developed by Westinghouse at an expense of labor and money.

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 proprietary commercial information.

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Mr. R. A. Wieseemann, Manager

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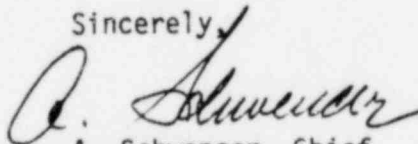
We also have found at this time that the right of the public to be fully apprised as to the bases for and effects of the proposed action does not outweigh the demonstrated concern for protection of your competitive position. Accordingly, we have determined that the information should be withheld from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

We therefore approve your request for withholding pursuant to Section 2.790 of 10 CFR Part 2 and are withholding the reply to NRC Question 221.2 from public disclosure as proprietary. A non-proprietary version of the reply to NRC Question 221.2 has been placed in the public document room for inspection by interested members of the public.

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, assure that the consultants have signed the appropriate agreements for handling proprietary data.

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.

Sincerely,



A. Schwencer, Chief  
Licensing Branch No. 2  
Division of Licensing

cc: See next page

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