



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

November 1, 1989

Docket Nos. 50-498  
and 50-499

Mr. G. E. Vaughn  
Group Vice-President, Nuclear  
Houston Lighting & Power Company  
P. O. Box 289  
Wadsworth, Texas 77483

Dear Mr. Vaughn:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

By your application dated October 12, 1989 and Westinghouse Electric Corporation's affidavit dated September 22, 1989, you submitted WCAP-12369 (Proprietary) and WCAP-12370 (Non-proprietary) entitled, "LOFTTR2 Analysis for a Steam Generator Tube Rupture for the South Texas Project, Units 1 and 2" and requested that WCAP-12369 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. 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.
2. The information consist of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secures a competitive economic advantage, e.g., by optimization or improved marketability.
3. 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.
4. The information reveals cost or price information, production capacities, budget levels, or commercial strategies of Westinghouse, its customers or suppliers.
5. The information reveals aspects of past, present or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.
6. The information contains patentable ideas, for which patent protection may be desirable.
7. The information is not the property of Westinghouse, but must be treated as proprietary by Westinghouse according to agreement with the owner.

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Mr. G. E. Vaughn

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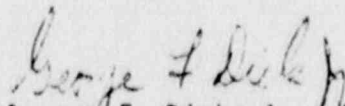
We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of Westinghouse's statements, have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

Therefore, the version(s) of the submitted information marked as proprietary 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.

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,

  
George F. Dick, Jr., Project Manager  
Project Directorate IV  
Division of Reactor Projects - III,  
IV, V and Special Projects  
Office of Nuclear Reactor Regulation

cc: See next page

Mr. G. E. Vaughn

- 2 -

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

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Sincerely,

*151*

George F. Dick, Jr., Project Manager  
Project Directorate IV  
Division of Reactor Projects - III,  
IV, V and Special Projects  
Office of Nuclear Reactor Regulation

cc: See next page

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<del>Docket File</del>	NRC PDR	Local PDR	PD4 Reading	PNoonan
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OFC	: PD4/LA	: PD4/PM	: PD4/D	: OGC	:	:
NAME	: PNoonan:bj	: GDick	: FHebdon	: CHolzle	:	:
DATE	: 10/21/89	: 10/25/89	: 10/25/89	: 10/1/89	:	:

Mr. G. E. Vaughn  
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South Texas Project

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South Texas Project

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