

Docket No.: 50-313

DEC 7 1977

Arkansas Power & Light Company
ATTN: Mr. William Cavanaugh, III
Executive Director
P. O. Box 551
Little Rock, Arkansas 72203

Gentlemen:

By your application dated August 30, 1977, you submitted a document entitled "Response to NRC Request for Information on Reactor Vessel Material Surveillance Program of Arkansas 1" and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. Your letter also enclosed an affidavit by Mr. James H. Taylor of the Babcock & Wilcox Company (B&W) dated August 12, 1977, in support of the withholding request.

B&W's reasons for requesting that the data be withheld from public disclosure were that the information was developed at considerable cost to them over a three year period; it is not available in open literature or elsewhere on the open market, and the market potential for this technology has a significant dollar value; therefore, its disclosure is likely to cause substantial harm to B&W's competitive position.

We have reviewed your application, the material, and the affidavit 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 privileged commercial or financial information.

We have also found at this time that the right of the public to be fully apprised of those plant-specific proprietary details regarding the reactor vessel material surveillance program does not outweigh the demonstrated concern for protection of B&W's competitive position. Considerable details on the subject program are available in the Public Document Room in Topical Reports BAW-10006 (Revision 3 dated October 1973) and BAW-10100A (dated February 1975) entitled "Reactor Vessel Material Surveillance Program."

DISTRIBUTION:
Docket File
NRC PDR ACRS (16)
L PDR HSmith
ORB#2 Rdg J. Zanting
VStello
KRGoller
TJCarter
DKDavis
RSnaider
RDiggs
OI&E (3)
DEisenhut
JCooke, OED
JRBuchanan
TBAbernathy

THIS DOCUMENT CONTAINS
POOR QUALITY PAGES

mt 4
GP

8004220 869

H

DEC 7 1977

We therefore approve your request for withholding pursuant to Section 2.790 of 10 CFR Part 2 and are withholding the information on reactor vessel material surveillance program 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.

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,
Original Signed by
Don K. Davis

Don K. Davis, Acting Chief
Operating Reactors Branch #2
Division of Operating Reactors

cc: See next page

OFFICE	ORB#2	ORB#2	AD-OT:DOR	OELD	CORR#2 DOR
SURNAME	RDiggs:rm	RSnaider	DEisenhut	JCooke	DDavis
DATE	11/14/77	11/14/77	11/14/77	12/7/77	12/7/77

December 7, 1977

cc:

Phillip K. Lyon, Esquire
House, Holms & Jewell
1550 Tower Building
Little Rock, Arkansas 72201

Mr. Donald Rueter
Manager, Licensing
Arkansas Power & Light Company
Post Office Box 551
Little Rock, Arkansas 72203

Mr. John W. Anderson, Jr.
Plant Superintendent
Arkansas Nuclear One
Post Office Box 608
Russellville, Arkansas 72801

Arkansas Polytechnic College
Russellville, Arkansas 72801

Mr. James H. Taylor
Manager of Licensing
Nuclear Power Generation Division
P. O. Box 1260
Lynchburg, Virginia 24505