



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D. C. 20555

December 19, 1989

Docket No. 50-338

Mr. R. A. Wieseemann  
Manager of Regulatory and  
Legislative Affairs  
Westinghouse Electric Corporation  
P. O. Box 355  
Pittsburgh, Pennsylvania 15230-0355

Dear Mr. Wieseemann:

SUBJECT: NORTH ANNA UNIT 1 - REQUEST FOR WITHHOLDING INFORMATION FROM  
PUBLIC DISCLOSURE

By your application and affidavit dated August 18, 1989, you submitted the "North Anna Unit 1 Steam Generator Update - Tube Bundle Structural Integrity Presentation," dated July 1989 and requested that it 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 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;
3. The information has been transmitted to and received by the Commission in confidence;
4. The information sought to be protected is not available in public sources; and
5. Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of Westinghouse because it would enhance the ability of competitors to provide similar analytical documentation and licensing defense services for commercial power reactors without commensurate expenses. Also, public disclosure of the information would enable others to use the information to meet NRC requirements for licensing documentation without purchasing the right to use the information.

We have reviewed your application 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 "North Anna Unit 1 Steam Generator Update - Tube Bundle Structural Integrity Presentation" dated July 1989 marked as proprietary will

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Mr. R. A. Wieseemann

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be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act, as amended.

Withholding from public disclosure 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 should also 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  
Herbert N. Berkow for

Leon B. Engle, Project Manager  
Project Directorate II-2  
Division of Reactor Projects-I/II  
Office of Nuclear Reactor Regulation

cc: See next page  
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Virginia Electric & Power Company

North Anna Power Station  
Units 1 and 2

cc:

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