

*Original Enclosure
to be returned to
Brown SS 396*

AUG 13 1982

Project No. M-34

Gesellschaft fuer Nuklear Service, mbH
ATTN: Mr. Jack D. Rollins
U.S. Representative
340 Six Branches Court
Roswell, Georgia 30076

Gentlemen:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

By your application and affidavit dated April 30, 1982 you submitted Appendices 1, 3 and 6 through 24 of "Topical Safety Analysis Report for a Castor Cask Type Independent Spent Fuel Storage Installation (Dry Storage)" and requested that they be withheld from public disclosure pursuant to 10 CFR 2.790.

Section 2.790 (b) (1) (ii) of 10 CFR Part 2 of the Commission's regulations requires that each supporting affidavit contain a full statement of the reasons on the basis of which it is claimed that the information should be withheld from public disclosure. The section further requires the statement to "address with specificity" the considerations listed in Section 2.790 (b) (4).

Your affidavit has been reviewed in light of the aforementioned paragraphs of the regulations and does not address with specificity any of the considerations listed in Section 2.790 (b) (4).

Accordingly, consideration should be given to supplementing the present record with additional factual information. If such action is taken, it is suggested that you furnish specific factual information for your application addressing these considerations and their applicability with respect to each of the appendices submitted.

In summary, we have determined that your affidavit is not in conformity with Section 2.790 (b) of the Commission's regulations inasmuch as it fails to address the considerations of paragraph (b) (4) with sufficient specificity to enable us to make the required determination under Section 2.790 (b). Consequently, we are unable to conclude at this time that the information referenced in the affidavit is proprietary.

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PDR PRDJ
M-34 PDR

OFFICE							
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DATE							

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In accordance with Section 2.790 (c) the information sought to be withheld will be placed in the Commission's Public Document Room 30 days after the date of this letter unless you either seek to withdraw the information requested to be withheld or provide the Nuclear Regulatory Commission with an amended affidavit meeting the requirements of Section 2.790 (b).

Sincerely,

Original signed by
Leland C. Rouse

Leland C. Rouse, Chief
Advanced Fuel and Spent Fuel
Licensing Branch
Division of Fuel Cycle and
Material Safety, NMSS

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- PDR

OFFICE	FCAF <i>JPR</i>	FCAF <i>LR</i>	OELD <i>NA</i>				
SURNAME	JPROberts:ss	LCRouse	NABrams				
DATE	8/12/82	8/12/82	8/13/82				