



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

December 14, 1990

Docket No. 50-364

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

Dear Mr. Wieseemann:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

By your application dated November 9, 1990, and affidavit dated November 13, 1990, you submitted WCAP-12763, "Steam Generator Tube Collapse Considerations Presentation Materials," (CAW-90-090) 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:

- (a) The information sought to be withheld from public disclosure is owned and has been held in confidence by Westinghouse.
- (b) 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.
- (c) It consists 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.
- (d) Its use 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.

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

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Therefore, the version 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 the public inspection should change in the future so 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 the public disclosure.

Sincerely,  
Original Signed By:

Stephen T. Hoffman, Project Manager  
Project Directorate 11-1  
Division of Reactor Projects - 1/II  
Office of Nuclear Reactor Regulation

OFC	: LA:PD21:DRPR	: PM:PD21:DRPR	: OGC	: D:PD21:DRPR	:	:
NAME	: Anderson	: Shorlandt	: MPSIEMEN <sup>MP</sup>	: EAdensam	:	:
DATE	: 12/10/90	: 12/10/90	: 12/12/90	: 12/14/90	:	:

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Westinghouse Electric Corporation

Joseph M. Farley Nuclear Plant

cc:

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