

JUN 28 1989

MEMORANDUM FOR: Hudson B. Ragan  
Assistant General Counsel  
for Administration  
Office of the General Counsel

FROM: John E. Glenn, Chief  
Medical, Academic, and Commercial  
Use Safety Branch  
Division of Industrial and  
Medical Nuclear Safety  
Office of Nuclear Material Safety  
and Safeguards

SUBJECT: REVIEW OF JUNE 23, 1989 SUBMISSION BY MINNESOTA  
MINING AND MANUFACTURING COMPANY

In its response (Enclosure 1) to the Nuclear Regulatory Commission's (NRC's) February 18, 1988 Order to show cause why certain licenses issued to Minnesota Mining and Manufacturing Company (3M) should not be revoked, 3M asked that documents be withheld from public disclosure, claiming information in them was company confidential. 3M submitted the affidavit required by 10 CFR 2.790.

By letter dated April 25, 1989 (Enclosure 2), the staff explained, among other things, that it had postponed a decision on 3M's July 18, 1988 request, pending resolution of 3M's similar request regarding the February 25, 1988 Battelle report. This latter request was ultimately resolved by NRC's withholding limited portions of the Battelle report. Accordingly, the staff asked 3M to provide marked copies of the documents submitted on July 18, 1988, showing the portions proposed for withholding. The staff also offered 3M the opportunity to provide additional documentation to support withholding the marked portions of each document. Enclosure 3 provides 3M's response.

Please review Enclosure 3 and tell us whether the documents (or portions of documents) requested to be withheld are trade secret, confidential, or privileged information and, if so, whether the documents should be withheld. If additional information is needed to make this determination, please specify what is needed. We would appreciate your response as soon as possible but not later than July 28, 1989.

R/40

Hudson B. Regan

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If you or your staff need additional information, please contact Patricia C. Vacca at Ext. 20615.

*Original Signed Copy*

John E. Glenn, Chief  
Medical, Academic, and Commercial  
Use Safety Branch  
Division of Industrial and  
Medical Nuclear Safety, NMSS

Enclosures:

- 1. 3M response dtd 7/18/88
- 2. NRC ltr dtd 4/25/89
- 3. 3M response dtd 6/23/89

DISTRIBUTION w/o encls.

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