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Docket No. 50-395

NOV 03 1982

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ACRS (16)

Mr. Robert A. Wieseemann, Manager
Regulatory and Legislative Affairs
Westinghouse Electric Corporation
Box 355
Pittsburgh, Pennsylvania 15230

Dear Mr. Wieseemann:

SUBJECT: WITHHOLDING FROM PUBLIC DISCLOSURE - CAW-82-59

By South Carolina Electric and Gas Company letter, dated October 12, 1982, we received information proprietary to Westinghouse, "Interim Power Operation Evaluation Report". This report was accompanied by affidavit CAW-81-86 requesting that this information in support of the Virgil C. Summer Station be withheld from public disclosure pursuant to 10 CFR 2.790.

Your reasons for withholding this information were that the information was transmitted to the Commission in confidence, it is not available in public sources and reveals the distinguishing aspects of a process where prevention of its use by any of Westinghouse's competitors without license from Westinghouse constitutes a competitive economic advantage over other companies. It is therefore, withheld from disclosure to protect the Westinghouse competitive position. The proprietary information as submitted is expected to be applicable in other licensee and applicant submittals in response to certain NRC requirements for justification of the steam generator design and operation.

We have reviewed your application and material 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 confidential, proprietary commercial information.

We also have found at this time that the right of the public to be fully apprised as to the bases for and effects of the proposed action does not outweigh the demonstrated concern for protection of your competitive position. Accordingly, we have determined that the information should be withheld from public disclosure.

We therefore approve your request for withholding pursuant to Section 2.790 of 10 CFR Part 2 and are withholding the "Interim Power Operation Report" from public inspection as proprietary.

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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, 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:
B. J. Youngblood
B. J. Youngblood, Chief
Licensing Branch No. 1
Division of Licensing

cc: Mr. O. W. Dixon, Jr.
Vice President, Nuclear Operations
South Carolina Electric & Gas Company
Post Office Box 764 (Mail Code F-04)
Columbia, South Carolina 29218

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DATE	10/28/82	10/29/82	11/1/82	11/3/82		