



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

August 24, 1995

Mr. James E. Quinn, Projects Manager
LMR and SBWR Programs
GE Nuclear Energy
175 Curtner Avenue, M/C 165
San Jose, California 95125

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE, GENERAL ELECTRIC (GE) TRACG02V USER'S MANUAL, DECEMBER 1993

Dear Mr. Quinn:

By letter and affidavit dated June 15, 1994, GE submitted the TRACG02V User's Manual and requested that it be withheld from public disclosure. This request was made in accordance with 10 CFR 2.790 and is supported by affidavit, executed by James F. Klapproth, which claims, in part, that the information is classified as proprietary because it contains details of the method of development and supporting data and analysis, including test data and modeling, relative to the TRACG computer program. This program is intended for use as the licensing-basis code for evaluating boiling water reactor response to transients, loss-of-coolant accidents, reactivity insertion accidents, and anticipated transients without scram. This code has been under development by GE for over ten years, at a total cost in excess of \$3 million. In addition, the affidavits identify the following reasons:

1. Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GE's competitors without license from GE constitutes a competitive economic advantage over other companies.
2. Information which, if used by a competitor, would reduce his expenditures of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product.

We have reviewed your letter and the material in accordance with the requirements of 10 CFR 2.790 and have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information. Therefore, the information in the TRACG02V User's Manual identified by side bars and labeled GE Company Proprietary information 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. The remaining portions of your response to the request for additional information (RAI) will have to be placed in Public Document Room (PDR). Therefore, as previously discussed with your staff, you are requested to provide a non-proprietary version of the subject RAI response within 30 days of the date of this letter. The non-proprietary version will be placed in the PDR.

9508300109 950824
PDR ADOCK 05200004
A PDR

NRC FILE CENTER COPY

DF03/10

Mr. James E. Quinn
GE Nuclear Energy

Docket No. 52-004

cc: Mr. Rob Wallace
GE Nuclear Energy
1299 Pennsylvania Avenue, N.W.
Suite 1100
Washington, DC 20004

Mr. Brian McIntyre
Westinghouse Electric Corporation
Energy Systems Business Unit
Box 355
Pittsburgh, PA 15222

Director, Criteria & Standards Division
Office of Radiation Programs
U.S. Environmental Protection Agency
401 M Street, S.W.
Washington, DC 20460

Mr. Sterling Franks
U.S. Department of Energy
NE-42
Washington, DC 20585

Mr. John E. Leatherman, Manager
SBWR Design Certification
GE Nuclear Energy
175 Curtner Avenue, MC-781
San Jose, CA 95125

Mr. Steven A. Hucik
GE Nuclear Energy
175 Curtner Avenue, MC-780
San Jose, CA 95125

Mr. Frank A. Ross
Program Manager, ALWR
Office of LWR Safety & Technology
U.S. Department of Energy
NE-42
19901 Germantown Road
Germantown, MD 20874

Mr. Tom J. Mulford, Manager
SBWR Design Certification
Electric Power Research Institute
3412 Hillview Avenue
Palo Alto, CA 94304-1395

August 24, 1995

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the document. 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 Nuclear Regulatory Commission (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 included your information. In all review situations, if the NRC needs additional information from you or makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

Original signed by

Dino C. Scaletti, Project Manager
Standardization Project Directorate
Division of Reactors Program Management
Office of Nuclear Reactor Regulation

Docket No. 52-004

cc: See next page

DISTRIBUTION:

Docket File
PUBLIC
TQuay
JNWilson
JHWilson
EJordan, T-4 D18
ACRS (11)
MPSiemien, OGC

PDST R/F
DCrutchfield
BGrimes
DScaletti
SNinh
JMoore, O-15 B18
WDean, EDO

DOCUMENT NAME: A: PROP-GE.23

To receive a copy of this document, indicate in the box: "C" = Copy with attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	PM:PDST:DRPM	SC:PDST:DRPM	OGC
NAME	DScaletti: <i>DS</i>	JNWilson <i>JN</i>	MPSiemien <i>MP</i>
DATE	08/21/95 <i>DS</i>	08/21/95 <i>JN</i>	08/21/95 <i>MP</i>