



52-003

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

September 14, 1995

Mr. Nicholas J. Liparulo
Nuclear Safety and Regulatory Activities
Westinghouse Electric Corporation
P.O. Box 355
Pittsburgh, Pennsylvania 15230

Dear Mr. Liparulo:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE FOR
WESTINGHOUSE AP600 DESIGN LETTER OF JULY 13, 1995

Your letter of July 13, 1995 (NTD-NRC-95-4506), submitted WCAP-14425, "The Evaluation of the AP600 Conformance to Inter-System Loss-Of-Coolant Accident Acceptance Criteria." In the letter, you stated that WCAP-14425 contains proprietary information consisting of trade secrets, commercial information, or financial information which was privileged or confidential. You requested that this information be withheld from public disclosure pursuant to 10 CFR 2.790.

In an attached letter also dated July 13, 1995 (AW-95-861), you provided an affidavit dated July 14, 1995, executed by Brian McIntyre of Westinghouse. The affidavit stated, and WCAP-14425 identified, designated information owned and held in confidence by Westinghouse which should be considered exempt from mandatory public disclosure for the following reasons:

- (a) 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.
- (b) Its use by a competitor would reduce its expenditure of resources or improve its competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.

We have reviewed your submittal and the information designated proprietary in WCAP-14425 in accordance with the requirements of 10 CFR 2.790 and have determined that you have not submitted sufficient justification for us to determine that this information contains trade secrets or proprietary commercial information and, therefore, should be withheld from public disclosure.

Specifically, as noted in our letter to you dated August 23, 1995, we do not believe that the Piping and Instrumentation Drawings for the Normal Residual Heat Removal System (Figure 3-1) and the Primary Sampling System (Figure 3-4) reveal distinguishing aspects of the AP600 design. We do not believe, therefore, that they contain trade secrets or proprietary commercial information.

200050

9509210090 950914
PDR ADOCK 05200003
A PDR

NRC FILE CENTER COPY

DF03/0

Mr. Nicholas J. Liparulo

- 2 -

September 14, 1995

Therefore, we have determined that the information listed above is not within the requirements of 10 CFR 2.790 to be withheld from public disclosure. In accordance with 10 CFR 2.790(c), this information you have sought to be withheld will be placed in the Commission's Public Document Room 30 days after receipt of this letter unless you either withdraw the above information, or submit additional justification not to disclose the information.

If you request that the information be withdrawn, your request will be considered in light of applicable statutes and regulations, and a determination made whether the documents will be withheld from public disclosure and returned to you.

Sincerely,

original signed by:

Stewart L. Magruder, Project Manager
Standardization Project Directorate
Division of Reactor Program Management
Office of Nuclear Reactor Regulation

Docket No. 52-003

cc: See next page

DISTRIBUTION:

Docket file
PUBLIC
RArchitzel
RJones, 0-8 E23
WDean, EDO

PDST R/F
BGrimes
TKenyon
JMoore, 0-15 B18
ACRS (11)

DCrutchfield
TQuay
SMagruder
EJordan, T-4 D18
MPSiemien, 0-15 B18

DOCUMENT NAME: A: PROPRIET.506

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	PM:PDST:DRPM <input checked="" type="checkbox"/> C	SC:PDST:DRPM <input checked="" type="checkbox"/> C	SRXB <input checked="" type="checkbox"/> E	OGC <input checked="" type="checkbox"/> E		
NAME	SMagruder:sg	RArchitzel	RJones			
DATE	09/11/95	09/12/95	09/13/95	09/14/95		

Mr. Nicholas J. Liparulo
Westinghouse Electric Corporation

Docket No. 52-003
AP600

cc: Mr. B. A. McIntyre
Advanced Plant Safety & Licensing
Westinghouse Electric Corporation
Energy Systems Business Unit
P.O. Box 355
Pittsburgh, PA 15230

Mr. Ronald Simard, Director
Advanced Reactor Programs
Nuclear Energy Institute
1776 Eye Street, N.W.
Suite 300
Washington, DC 20006-3706

Mr. John C. Butler
Advanced Plant Safety & Licensing
Westinghouse Electric Corporation
Energy Systems Business Unit
Box 355
Pittsburgh, PA 15230

STS, Inc.
Attn: Lynn Connor
Suite 610
3 Metro Center
Bethesda, MD 20814

Mr. M. D. Beaumont
Nuclear and Advanced Technology Division
Westinghouse Electric Corporation
One Montrose Metro
11921 Rockville Pike
Suite 350
Rockville, MD 20852

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

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

Mr. John E. Leatherman, Manager
SBWR Design Certification
GE Nuclear Energy, M/C 781
San Jose, CA 95125

Mr. S. M. Modro
EG&G Idaho Inc.
Post Office Box 1625
Idaho Falls, ID 83415

Barton Z. Cowan, Esq.
Eckert Seamans Cherin & Mellott
600 Grant Street 42nd Floor
Pittsburgh, PA 15219

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

Mr. Ed Rodwell, Manager
PWR Design Certification
Electric Power Research Institute
3412 Hillview Avenue
Palo Alto, CA 94303

Mr. Charles Thompson, Nuclear Engineer
AP600 Certification
U.S. Department of Energy
NE-451
Washington, DC 20585