

AUG 17 1984

Docket Nos. 50-338
and 50-339

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Mr. W. L. Stewart
Vice President - Nuclear Operations
Virginia Electric and Power Company
Post Office Box 26666
Richmond, Virginia 23261

Dear Mr. Stewart:

By your letter dated December 29, 1983 and affidavit dated December 19, 1983, you submitted calculation sheets prepared by Nuclear Energy Services, Inc. and requested that they be withheld from public disclosure pursuant to 10 CFR 2.790.

NES stated that the submitted information should be treated as proprietary for the following reasons:

1. It is an NES policy to maintain the confidentiality of design documents due to the detailed design information and analysis techniques contained therein. In the case of spent fuel rack designs, it is essential that these documents be prevented from entering the public domain because spent fuel rack contracts are competitively awarded. If the detailed characteristics of NES' design and analysis techniques were made public, it would adversely affect our competitive position within the industry.
2. NES is consistent in the application of this policy regarding design documents for fuel rack projects.

We have reviewed your application and the material based on the requirements and criteria of 10 CFR 2.790 and, on the basis of NES' statements, we have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

Therefore, the calculation sheets entitled "Bending Stresses In Tie Plate-To-Cell Wall and Base Plate-To-Cell Wall Welds" pages 1 through 12 marked as proprietary, will be withheld from public disclosure 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.

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Mr. W. L. Stewart

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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. You should also understand that the NRC may have cause to review this determination in the future, such as 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 any public disclosure.

Sincerely,

Original signed by:

James R. Miller, Chief
Operating Reactors Branch #3
Division of Licensing

cc: See next page

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