



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

July 13, 1992

Docket No. 50-423

Mr. N. J. Liparulo, Manager
Nuclear Safety & Regulatory Activities
Westinghouse Electric Corporation
Post Office Box 355
Pittsburgh, Pennsylvania 15230-0355

Dear Mr. Liparulo:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
MILLSTONE NUCLEAR POWER STATION, UNIT NO. 3 (TAC NO. M83307)

By Westinghouse application dated August 29, 1991, and affidavit of Ronald P. DiPiazza dated September 4, 1991 (CAW-91-202), Westinghouse submitted WCAP-13002, Margin to Overfill Analysis for a Steam Generator Tube Rupture for Millstone 3 - Four Loop Operation.

By Westinghouse application dated October 22, 1991, and affidavit of Ronald P. DiPiazza dated October 30, 1991 (CAW-91-216), Westinghouse submitted WCAP-13056, Margin to Overfill Analysis for a Steam Generator Tube Rupture for Millstone 3 - Three Loop Operation.

Westinghouse requested that the above reports be withheld from public disclosure pursuant to 10 CFR 2.790. Westinghouse stated that the submitted information 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 his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing a similar product.

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

Therefore, the version of the submitted information marked as proprietary 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.

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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, 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 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:

Vernon L. Rooney, Sr. Project Manager
Project Directorate I-4
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

cc: See next page

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Mr. N. J. Liparulo
Westinghouse Electric Corporation

Millstone Nuclear Power Station
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