



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

April 9, 1996

Mr. J. E. Cross
Senior Vice President and
Chief Nuclear Officer
Nuclear Power Division
Duquesne Light Company
Post Office Box 4
Shippingport, PA 15077

SUBJECT: REJECTION OF A REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE, BEAVER VALLEY POWER STATION, UNIT NO. 1 (CAW-96-935) (TAC NO. M94202)

Dear Mr. Cross:

By letter dated March 7, 1996, Duquesne Light Company (DLC) provided additional information as a follow-up to the information provided in DLC's March 1, 1996, submittal regarding updated steam generator tube pull data. The March 7, 1996, submittal contained data identified as Westinghouse Electric Corporation's information proprietary to Westinghouse, as supported by an affidavit signed by Westinghouse. However, by letter dated March 27, 1996, DLC resubmitted this data as Table 1 of the March 27, 1996, submittal. The March 27, 1996, submittal stated that the data replaced that in the March 7, 1996, submittal. The March 27, 1996, submittal included an affidavit from the Electric Power Research Institute (EPRI), the owner of the information, which provided the basis for withholding the information in Table 1 from public disclosure.

In accordance with 10 CFR 2.790(b)(1)(ii), an affidavit for the withholding of information from public disclosure shall be executed by the owner of the information. It is our understanding that the information submitted in the March 7, 1996, submittal and as Table 1 in the March 27, 1996, submittal is actually the same information and that it is owned by EPRI. Therefore, we are rejecting Westinghouse's request for withholding of the data in the March 7, 1996, submittal. We have taken actions to retrieve and destroy all copies of the data in the March 7, 1996, submittal. EPRI's request for withholding from public disclosure Table 1 of the March 27, 1996, submittal is being processed by a separate action.

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Please contact me at (301)-415-1409 if you have any questions regarding this matter.

Sincerely,

/s/

Donald S. Brinkman, Senior Project Manager
Project Directorate I-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-334

cc: See next page

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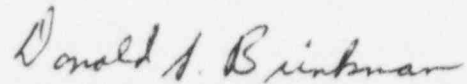
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Sincerely,



Donald S. Brinkman, Senior Project Manager
Project Directorate I-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-334

cc: See next page

J. E. Cross
Duquesne Light Company

Beaver Valley Power Station
Units 1 & 2

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