



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

December 11, 1996

Mr. N. J. Liparulo, Manager
Regulatory and Engineering Networks
Westinghouse Electric Corporation
Nuclear Technology Division
P.O. Box 355
Pittsburgh, PA 15230-0355

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE, WOLF CREEK NUCLEAR OPERATING CORPORATION (CAW-96-1005) (TAC NO. M94764)

Dear Mr. Liparulo:

By letter dated October 3, 1996, Wolf Creek Nuclear Operating Corporation submitted the Westinghouse Electric Corporation document "Wolf Creek Generating Station Site Examination Report, 95SAP-G-0065," dated October 25, 1995, and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. A nonproprietary version was also submitted for placement in the Public Document Room.

Your affidavit dated September 4, 1996, states 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) It consists of supporting data, including test data, relative to a process (or component, structure, tool, method, etc.), the application of which data secures a competitive economic advantage, e.g., by optimization or improved marketability.
- (c) Its use 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 a similar product."

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We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information.

Therefore, we have determined that the document entitled "Wolf Creek Generating Station Site Examination Report, 95SAP-G-0065" 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 also should 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 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 C. Stone, Senior Project Manager
Project Directorate IV-2
Division of Reactor Projects - III/IV
Office of Nuclear Reactor Regulation

Docket No. 50-482

cc: See next page

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OFC	PDIV-2/PM <i>ye</i>	PDIV-2/LA	SRXB <i>STP</i>	OGC <i>MS</i>
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DATE	12/6/96	11/6/96	11/10/96	12/1/96

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cc:

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