

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

January 12, 1988

Mr. R. A. Wiesemann, Director Regulatory and Legislative Affairs

Westinghouse Electric Corporation P. O. Box 355
Pittsburgh, Pennsylvania 15230

Dear Mr. Weisemann:

SUBJECT: WITHHOLDING FROM PUBLIC DISCLOSURE - AMENDMENT 3 TO WAPWR RESAR

SP/90 PDA MODULE 9, "INSTRUMENTATION & CONTROLS AND ELECTRIC POWER" -

AW-87-131

By your application dated December 17, 1987, and affidavit dated November 1, 1982, you submitted copies of Amendment 3 to WAPWR RESAR-SP/90 PDA Module 9, "Instrumentation & Controls and Electric Power" and requested withholding from public disclosure pursuant to 10 CFR 2.790. A non-proprietary version of these reports was also submitted. You stated that the submitted information should be considered exempt from mandatory public disclosure for the reasons which were submitted in affidavit AW-82-57 with letter dated February 27, 1985. In your letter dated December 17, 1987, you stated that the application contains commercial strategic information proprietary to Westinghouse and customarily held in confidence.

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

We have determined that Amendment 3 to WAPWR RESAR SP/90 Module 9, "Instrumentation & Controls and Electric Power," marked as proprietary, should 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.

We therefore approve your request for withholding pursuant of 10 CFR 2.790 and are withholding the above stated documents and information from public inspection as proprietary.

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, insure that the consultants have signed the appropriate agreements for handling proprietary information. If the basis for withholding this information from public disclosure 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 needs additional information from you or makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

Thomas J. Kenyon, Project Manager Standardization and Non-Power Reactor Project Directorate Division of Reactor Projects III, IV, V and Special Projects Office of Nuclear Reactor Regulation

cc: See next page

Docket No. STN 50-601 RESAR-SP/90

cc:

Trevor Pratt
Brookhaven National Laboratory
Building 130
Upton, New York 11973

Mr. William Schivley Westinghouse Electric Corporation ECE-410 Mail Stop 4-08 Box 355 Pittsburgh, Pennsylvania 15230 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 needs additional information from you or makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

original signed by
Thomas J. Kenyon, Project Manager
Standardization and Non-Power
Reactor Project Directorate
Division of Reactor Projects III,
IV, V and Special Projects
Office of Nuclear Reactor Regulation

cc: See next page

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