



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20565-0001

July 22, 1997

50-348/364

Mr. Nicholas J. Liparulo, Manager
Equipment Design and Regulatory Engineering
Westinghouse Electric Corporation
P.O. Box 355
Pittsburgh, PA 15230-0355

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
JOSEPH M. FARLEY NUCLEAR PLANT, UNITS 1 AND 2

Dear Mr. Liparulo:

By letter dated June 20, 1997, Southern Nuclear Operating Company submitted Westinghouse Owners Group technical reports WCAP-12271, Revision 1, "Westinghouse Revised Thermal Design Procedure Instrument Uncertainty Methodology for Alabama Power Farley Nuclear Plant Units 1 and 2 (Up-rating to 2785 MWT NSSS Power)," for NRC review and approval. By your application dated June 16, 1997 (CAW-97-1119), and affidavit dated June 16, 1997, executed by Henry A. Sepp, Westinghouse Electric Corporation, you requested that the technical reports be withheld from public disclosure pursuant to 10 CFR 2.790.

A copy of Westinghouse's nonproprietary version was also submitted (WCAP-12272, Revision 1, Non-Proprietary Class 3) for placement in the NRC's Public Document Room.

The affidavit stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. 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.
2. The information used 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 in accordance with the requirements of 10 CFR 2.790 and, on the basis of Westinghouse's statements, have determined that the submitted information sought to be withheld contains proprietary commercial information.

9707240352 970722
PDR ADOCK 05000348
P PDR

110 DFOI
NRC FILE CENTER COPY

Mr. Nicholas J. Liparulo

- 2 -

July 22, 1997

Therefore, the versions 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.

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:

Jacob I. Zimmerman, Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-348 and 50-364

cc: See next page

DISTRIBUTION

Docket File
PUBLIC
PDII-2 Reading
BBoger
HBerkow
JZimmerman
LBerry
MPSiemien, OGC
JJohnson, RII
PSkinner, RII

OFFICE	PDII-2/PM	PDII-2/LA	OGC	PDII-2/D
NAME	J. ZIMMERMAN:cn	L. BERRY	M. P. SIEMIEN	H. BERKOW
DATE	7/18/97	7/17/97	7/10/97	7/21/97

DOCUMENT NAME: G:\FARLEY\M98120.WIT

OFFICIAL RECORD COPY

Mr. Nicholas J. Liparulo

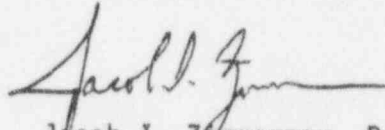
- 2 -

Therefore, the versions 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.

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,



Jacob I. Zimmerman, Project Manager
Project Directorate II-2
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-348 and 50-364

cc: See next page

Southern Nuclear Operating
Company, Inc.

Joseph M. Farley Nuclear Plant

cc:

Mr. R. D. Hill, Jr.
General Manager -
Southern Nuclear Operating Company
Post Office Box 470
Ashford, Alabama 36312

Mr. Mark Ajluni, Licensing Manager
Southern Nuclear Operating Company
Post Office Box 1295
Birmingham, Alabama 35201-1295

Mr. M. Stanford Blanton
Balch and Bingham Law Firm
Post Office Box 306
1710 Sixth Avenue North
Birmingham, Alabama 35201

Mr. J. D. Woodard
Executive Vice President
Southern Nuclear Operating Company
Post Office Box 1295
Birmingham, Alabama 35201

State Health Officer
Alabama Department of Public Health
434 Monroe Street
Montgomery, Alabama 36130-1701

Chairman
Houston County Commission
Post Office Box 6406
Dothan, Alabama 36302

Regional Administrator, Region II
U.S. Nuclear Regulatory Commission
Atlanta Federal Center
61 Forsyth Street, S.W., Suite 23T85
Atlanta, Georgia 30303

Resident Inspector
U.S. Nuclear Regulatory Commission
7388 N. State Highway 95
Columbia, Alabama 36319

Mr. D. N. Morey
Vice President - Farley Project
Southern Nuclear Operating Company
Post Office Box 1295
Birmingham, Alabama 35201-1295