



MISSISSIPPI POWER & LIGHT COMPANY

Helping Build Mississippi

P. O. BOX 1640, JACKSON, MISSISSIPPI 39215-1640

February 22, 1986

O. D. KINGSLEY, JR.
VICE PRESIDENT - NUCLEAR OPERATIONS

U. S. Nuclear Regulatory Commission
Office of Nuclear Reactor Regulation
Washington, D. C. 20557

Attention: Mr. Harold E. Denton, Director

Dear Mr. Denton:

SUBJECT: Grand Gulf Nuclear Station
Unit 1
Docket No. 50-416
License No. NPF-29
Dynamic Testing
AECM-86/0054

In accordance with Operating License (NPF-29) Condition 2.C.(9) Mississippi Power & Light (MP&L) is submitting an evaluation of the results of the vibration assessment program for the reactor internals at Grand Gulf Nuclear Station Unit 1. The evaluation as indicated in the attached reports demonstrates satisfactory results of the Vibration Measurement and Inspection Program.

The attached consists of two reports entitled Grand Gulf - 1 Reactor Internals Vibration Measurements Summary Report and Grand Gulf - 1 Reactor Internals Vibration Inspection Program. The two reports fulfill the requirements of NRC Regulatory Guide 1.20 for a valid prototype. It is concluded that the reactor internals tested and inspected were adequately designed for flow-induced vibration effects.

The attached reports are considered proprietary to General Electric Company, and MP&L requests that the reports be processed accordingly. In accordance with 10CFR2.790 please find the attached affidavit attesting to the appropriateness of this request for proprietary treatment of the report entitled Grand Gulf - 1 Reactor Internals Vibration Measurement Summary Report, NeDC-31148P Class III February, 1986. The attached affidavit omitted, through an administrative error, to include the report Grand Gulf-1 Reactor Internals Vibration Inspection Program, EqDE-06-0286. An affidavit including the omitted EqDE-06-0286 will be provided and it is requested that this report also be processed as proprietary information.

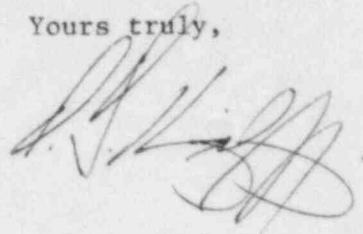
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If additional information is required please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to be 'D. H. Thomas', written over a light-colored background.

ODK:bms
Attachment

cc: Mr. T. H. Cloninger (w/a)
Mr. R. B. McGehee (w/a)
Mr. N. S. Reynolds (w/a)
Mr. H. L. Thomas (w/o)
Mr. R. C. Butcher (w/a)

Mr. James M. Taylor, Director (w/a)
Office of Inspection & Enforcement
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dr. J. Nelson Grace, Regional Administrator (w/a)
U. S. Nuclear Regulatory Commission
Region II
101 Marietta St., N. W., Suite 2900
Atlanta, Georgia 30323

GENERAL ELECTRIC COMPANY

AFFIDAVIT

I. Ricardo Artigas, being duly sworn, depose and state as follows:

1. I am Manager, Licensing Services, General Electric Company, and have been delegated the function of reviewing the information described in paragraph 2 which is sought to be withheld and have been authorized to apply for its withholding.
2. The information sought to be withheld pertains to the proprietary information submitted in "Grand Gulf-1 Reactor Internals Vibration Measurements Summary Report" NEDC-31148P Class III February, 1986.
3. In designating material as proprietary, General Electric utilizes the definition of proprietary information and trade secrets set forth in the American Law Institute's Restatement of Torts, Section 757. This definition provides:

"A trade secret may consist of any formula, pattern, device or compilation of information which is used in one's business and which gives him an opportunity to obtain an advantage over competitors who do not know or use it.... A substantial element of secrecy must exist, so that, except by the use of improper means, there would be difficulty in acquiring information.... Some factors to be considered in determining whether given information is one's trade secret are: (1) the extent to which the information is known outside of his business; (2) the extent to which it is known by employees and others involved in his business; (3) the extent of measures taken by him to guard the secrecy of the information; (4) the value of the information to him and to his competitors; (5) the amount of effort or money expended by him in developing the information; (6) the ease or difficulty with which the information could be properly acquired or duplicated by others."

4. Some examples of categories of information which fit into the definition of proprietary information are:
 - a. Information that disclosed a process, method or apparatus where prevention of its use by General Electric's competitors without license from General Electric constitutes a competitive economic advantage over other companies;
 - b. Information consisting of supporting data and analyses, including test data, relative to a process, method or apparatus, the application of which provide a competitive economic advantage, e.g., by optimization or improved marketability;

- c. Information which if 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 of a similar product;
 - d. Information which reveals cost or price information, production capacities, budget levels or commercial strategies of General Electric, its customers or suppliers;
 - e. Information which reveals aspects of past, present or future General Electric customer-funded development plans and programs of potential commercial value to General Electric;
 - f. Information which discloses patentable subject matter for which it may be desirable to obtain patent protection;
 - g. Information which General Electric must treat as proprietary according to agreements with other parties.
5. In addition to proprietary treatment given to material meeting the standards enumerated above, General Electric customarily maintains in confidence preliminary and draft material which has not been subject to complete proprietary, technical and editorial review. This practice is based on the fact that draft documents often do not appropriately reflect all aspects of a problem, may contain tentative conclusions and may contain errors that can be corrected during normal review and approval procedures. Also, until the final document is complete it may not be possible to make any definitive determination as to its proprietary nature. General Electric is not generally willing to release such a document in such a preliminary form. Such documents are, however, on occasion furnished to the NRC staff on a confidential basis because it is General Electric's belief that it is in the public interest for the staff to be promptly furnished with significant or potentially significant information. Furnishing the document on a confidential basis pending completion of General Electric's internal review permits early acquaintance of the staff with the information while protecting General Electric's potential proprietary position and permitting General Electric to insure the public documents are technically accurate and correct.
6. Initial approval of proprietary treatment of a document is typically made by the Subsection manager of the originating component, who is most likely to be acquainted with the value and sensitivity of the information in relation to industry knowledge. Access to such documents within the Company is limited on a "need to know" basis and such documents are clearly identified as proprietary.

7. The procedure for approval of external release of such a document typically requires review by the Subsection Manager, Project manager, Principal Scientist or other equivalent authority, by the Subsection Manager of the cognizant Marketing function (or delegate) and by the Legal Operation for technical content, competitive effect and determination of the accuracy of the proprietary designation in accordance with the standards enumerated above. Disclosures outside General Electric are generally limited to regulatory bodies, customers and potential customers and their agents, suppliers and licensees then only with appropriate protection by applicable regulatory provisions or proprietary agreements.
8. The document mentioned in paragraph 2 above has been evaluated in accordance with the above criteria and procedures and has been found to contain information which is proprietary and which is customarily held in confidence by General Electric.
9. The information mentioned in paragraph 2 provides proprietary test data information per paragraph 4b.
10. The information to the best of my knowledge and belief has consistently been held in confidence by the General Electric Company, no public disclosure has been made, and it is not available in public sources. All disclosures to third parties have been made pursuant to regulatory provisions of proprietary agreements which provide for maintenance of the information in confidence.
11. Public disclosure of the information sought to be withheld is likely to cause substantial harm to the competitive position of the General Electric Company and deprive or reduce the availability of profit making opportunities because over 1000 manhours in engineering manpower and over \$1 million in test facilities were required to obtain the information.
 - a. It was developed with the expenditure of resources exceeding \$2 million.
 - b. Public availability of this information would deprive General Electric of the ability to seek reimbursement and would permit competitors to utilize this information to General Electric's detriment, to the substantial financial and competitive disadvantage of General Electric.

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA) ss:

Ricardo Artigas, being duly sworn, deposes and says:

That he has read the foregoing affidavit and the matters stated therein are true and correct to the best of his knowledge, information, and belief.

Executed at San Jose, California, this 21st day of February, 1986.

Ricardo Artigas

(Name) Ricardo Artigas
General Electric Company

Subscribed and sworn before me this 21 day of FEBRUARY 1986.

Karen S Vogelhuber
NOTARY PUBLIC, STATE OF CALIFORNIA

