



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555
December 1, 1988

Docket Nos. 50-498
and 50-499

Mr. J. H. Goldberg
Group Vice-President, Nuclear
Houston Lighting & Power Company
P. O. Box 1700
Houston, Texas 77001

Dear Mr. Goldberg:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

By your application dated May 23, 1988 and Westinghouse Electric Corporation's affidavit dated May 2, 1988 you submitted "WCAP-11761, Revision 1, (Proprietary) and WCAP-11762, (Non-proprietary) entitled " South Texas Units 1 and 2 Reactor Vessel Tilt and Waviness Clarification Study" and requested that WCAP-11761, Revision 1, be withheld from public disclosure pursuant to 10 CFR 2.790.

You 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 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.
3. The information, 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.
4. The information reveals cost or price information, production capacities, budget levels, or commercial strategies of Westinghouse, its customers or suppliers.
5. The information reveals aspects of past, present, or future Westinghouse or customer funded development plans and programs of potential commercial value to Westinghouse.

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6. The information contains patentable ideas, for which patent protection may be desirable.
7. The information is not the property of Westinghouse, but must be treated as proprietary by Westinghouse according to agreements with the owner.

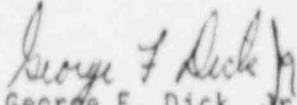
We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of Westinghouse's statements, have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

Therefore, the version(s) 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,


George F. Dick, Jr., Project Manager
Project Directorate - IV
Division of Reactor Projects - III,
IV, V and Special Projects
Office of Nuclear Reactor Regulation

cc: See next page

Mr. J. H. Goldberg
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Mr. J. H. Goldberg
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December 1, 1988

Mr. J. H. Goldberg

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Sincerely,

¹⁵¹
 George F. Dick, Jr., Project Manager
 Project Directorate - IV
 Division of Reactor Projects - III,
 IV, V and Special Projects
 Office of Nuclear Reactor Regulation

cc: See next page

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