

September 15, 1986

Docket Nos. 50-325/324

Mr. E. E. Utley
Senior Executive Vice President
Power Supply and Engineering & Construction
Carolina Power & Light Company
Post Office Box 1551
Raleigh, North Carolina 27602

Dear Mr. Utley:

SUBJECT: REQUEST FOR WITHHOLDING FROM PUBLIC DISCLOSURE DATED
JULY 15, 1986 (NLS-86-264)

Re: Brunswick Steam Electric Plant, Units 1 and 2

By your application dated July 15, 1986, and the General Electric Company (GE) affidavit dated July 25, 1986, you submitted the GE report entitled "Evaluation of the Brunswick 2 Recirculation Outlet Nozzle A1 and B1 Axial Indications" and requested that Table 1 and Figure 3, 4 and 5 be withheld from public disclosure pursuant to 10 CFR 2.790.

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

"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 200 manhours in document research and \$1 million in test facilities were required to obtain the information:

- a. 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."

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

Therefore, the version of the GE report "Evaluation of the Brunswick 2 Recirculation Outlet Nozzles A1 and B1 Axial Indications", Attachment 1 to your letter dated July 15, 1986, marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 1.03(b) of the Atomic Energy Act of 1954, as amended.

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P PDR

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 then could 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 makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

Original signed by

Ernest D. Sylvester, Project Manager
BWR Project Directorate #2
Division of BWR Licensing

cc: See next page

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Mr. E. E. Utley
Carolina Power & Light Company

Brunswick Steam Electric Plant
Units 1 and 2

cc:

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