

50-498/499



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
WASHINGTON, D.C. 20555-0001

December 28, 1999

Mr. J. J. Sheppard, Vice President  
Engineering & Technical Services  
STP Nuclear Operating Company  
South Texas Project Electric  
Generating Station  
P. O. Box 289  
Wadsworth, TX 77483

**SUBJECT: SOUTH TEXAS PROJECT, UNITS 1 AND 2 - REQUEST FOR WITHHOLDING  
INFORMATION FROM PUBLIC DISCLOSURE (TAC NOS. MA6057 AND  
MA6058)**

Dear Mr. Sheppard:

By your application and affidavit dated October 22, 1999, you submitted STP Risk Significance Basis Document, Safety Injection System, and STP Risk Significance Basis Document, Electrical Auxiliary Building and Control Room HVAC System, and requested that they 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 information is likely to cause substantial harm to the competitive position of STPNOC in that it would enhance the ability of competitors to implement a similar process for commercial power reactors without incurring commensurate expenses. Public disclosure of the information would enable others to use the information to meet NRC requirements without purchasing the right to use the information. The development of the technology described in this information is the result of an extensive effort by STPNOC extending over a number of years at the cost of considerable resources. In order for competitors to duplicate this information, similar technical programs would have to be executed and a significant manpower effort, having the requisite talent and experience, would have to be expended for developing and testing the methods presented in the STP Manual. The information is therefore of considerable commercial value.

We have reviewed your application and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the STP Risk Significance Basis Document, Safety Injection System, and STP Risk Significance Basis Document, Electrical Auxiliary Building and Control Room HVAC System, 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.

**NRC FILE CENTER COP**

December 28, 1999

J. J. Sheppard

-2-

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

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.

If you have any questions regarding this matter, I may be reached at 301-415-1326.

Sincerely,

(original signed by)

Thomas W. Alexion, Project Manager, Section 1  
Project Directorate IV & Decommissioning  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

cc: See next page

DFOI

DISTRIBUTION:

File Center  
PUBLIC  
PDIV-1 r/f  
S. Richards (clo)  
J. Tapia, RIV

99-341

To receive a copy of this document, indicate "C" in the box									
OFFICE	PDIV-1/PM	C	PDIV-D/LA	C	SPSB/SC	OGG	C	PDIV-1/SC	C
NAME	TAlexion		CJamerson		MRubin	MPSlemien		RGramm	
DATE	11/30/99		11/15/99		11/24/99	11/29/99		12/28/99	

DOCUMENT NAME: G:\PDIV-1\SouthTexas\PROA6057.wpd  
OFFICIAL RECORD COPY

delayed concurrence  
due to doc. control  
issue

PDR BLOCK 05000/98

J. J. Sheppard

-2-

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

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.

If you have any questions regarding this matter, I may be reached at 301-415-1326.

Sincerely,

A handwritten signature in cursive script that reads "Thomas W. Alexion".

Thomas W. Alexion, Project Manager, Section 1  
Project Directorate IV & Decommissioning  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

cc: See next page

South Texas, Units 1 & 2

cc:

Mr. Cornelius F. O'Keefe  
Senior Resident Inspector  
U.S. Nuclear Regulatory Commission  
P. O. Box 910  
Bay City, TX 77414

A. Ramirez/C. M. Canady  
City of Austin  
Electric Utility Department  
721 Barton Springs Road  
Austin, TX 78704

Mr. M. T. Hardt  
Mr. W. C. Gunst  
City Public Service Board  
P. O. Box 1771  
San Antonio, TX 78296

Mr. G. E. Vaughn/C. A. Johnson  
Central Power and Light Company  
P. O. Box 289  
Mail Code: N5012  
Wadsworth, TX 74483

INPO  
Records Center  
700 Galleria Parkway  
Atlanta, GA 30339-3064

Regional Administrator, Region IV  
U.S. Nuclear Regulatory Commission  
611 Ryan Plaza Drive, Suite 400  
Arlington, TX 76011

D. G. Tees/R. L. Balcom  
Houston Lighting & Power Co.  
P. O. Box 1700  
Houston, TX 77251

Judge, Matagorda County  
Matagorda County Courthouse  
1700 Seventh Street  
Bay City, TX 77414

Jack R. Newman, Esq.  
Morgan, Lewis & Bockius  
1800 M Street, N.W.  
Washington, DC 20036-5869

Mr. J. J. Sheppard, Vice President  
Engineering & Technical Services  
STP Nuclear Operating Company  
P. O. Box 289  
Wadsworth, TX 77483

S. M. Head, Supervisor, Licensing  
Quality & Licensing Department  
STP Nuclear Operating Company  
P. O. Box 289  
Wadsworth, TX 77483

Office of the Governor  
ATTN: John Howard, Director  
Environmental and Natural  
Resources Policy  
P. O. Box 12428  
Austin, TX 78711

Jon C. Wood  
Matthews & Branscomb  
One Alamo Center  
106 S. St. Mary's Street, Suite 700  
San Antonio, TX 78205-3692

Arthur C. Tate, Director  
Division of Compliance & Inspection  
Bureau of Radiation Control  
Texas Department of Health  
1100 West 49th Street  
Austin, TX 78756

Jim Calloway  
Public Utility Commission of Texas  
Electric Industry Analysis  
P. O. Box 13326  
Austin, TX 78711-3326

Mr. William T. Cottle  
President and Chief Executive Officer  
STP Nuclear Operating Company  
South Texas Project Electric  
Generating Station  
P. O. Box 289  
Wadsworth, TX 77483

December 28, 1999

J. J. Sheppard

-2-

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

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.

If you have any questions regarding this matter, I may be reached at 301-415-1326.

Sincerely,

(original signed by)

Thomas W. Alexion, Project Manager, Section 1  
Project Directorate IV & Decommissioning  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

cc: See next page

**DISTRIBUTION:**

File Center  
PUBLIC  
PDIV-1 r/f  
S. Richards (clo)  
J. Tapia, RIV

99-341

To receive a copy of this document, indicate "C" in the box									
OFFICE	PDIV-1/PM	C	PDIV-D/LA	C	SPSB/SC	OGC	C	PDIV-1/SC	C
NAME	TAlexion		CJamerson		MRubin	MPSiemien		RGramm	
DATE	11/30/99		11/5/99		11/24/99	11/29/99		12/28/99	

DOCUMENT NAME: G:\PDIV-1\SouthTexas\PROA6057.wpd  
OFFICIAL RECORD COPY

delayed concurrence  
due to doc. control  
issue