

July 27, 2000

Mr. Oliver D. Kingsley, President
Nuclear Generation Group
Commonwealth Edison Company
Executive Towers West III
1400 Opus Place, Suite 500
Downers Grove, IL 60515

SUBJECT: DRESDEN - REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC
DISCLOSURE (TAC NOS. MA8353 AND MA8354)

Dear Mr. Kingsley:

By application from Commonwealth Edison Company (ComEd) dated February 23, 2000, and affidavits executed by David J. Robare of General Electric Company (GE) dated December 9 and 15, 1999, you submitted proprietary document GE-NE-B13-02057-00-03 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 3," and proprietary document GE-NE-B13-02057-00-04 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 2," and requested that they be withheld from public disclosure pursuant to 10 CFR 2.790. Following discussions between ComEd, GE, and the Nuclear Regulatory Commission (NRC), the proprietary markings of both reports were revised. Revised report GE-NE-B13-02057-00-03-R1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 3," and revised report GE-NE-B13-002057-00-04R1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 2," were submitted by letter from ComEd dated June 19, 2000, with affidavits executed by David J. Robare dated May 1, 2000, and June 2, 2000, requesting that the revised reports be withheld from public disclosure pursuant to 10 CFR 2.790. The June 19, 2000, letter from ComEd also enclosed non-proprietary versions for placement in the NRC public document room and adding to the Agency-wide Documents Access and Management Systems Publicly Available Records system (ADAMS PARS Library). The non-proprietary versions are report GE-NE-B13-02057-00-03a-R1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 3," and report GE-NE-B13-002057-00-04aR1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 2."

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

This is information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GE's competitors without license from GE constitutes a competitive economic advantage over other companies.

This is 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.

This information contains detailed methods and processes, which GE has developed and applied to pressure-temperature curves for the boiling water

reactor (BWR) over a number of years. The development of the BWR pressure-temperature curves was achieved at a significant cost, on the order of 3/4 million dollars, to GE. The development of the evaluation process along with the interpretation and application of the analytical results is derived from the extensive experience database that constitutes a major GE asset.

Public disclosure of the information sought to be withheld is likely to cause substantial harm to GE's competitive position and foreclose or reduce the availability of profit-making opportunities.

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

Therefore, the versions of the submitted documents GE-NE-B13-02057-00-03 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 3," GE-NE-B13-02057-00-04 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 2," GE-NE-B13-02057-00-03-R1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 3," and GE-NE-B13-002057-00-04R1 entitled, "Pressure-Temperature Curves for ComEd Dresden Unit 2," 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 document. 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 should also 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,

/RA/

Lawrence W. Rossbach, Project Manager, Section 2
Project Directorate III
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-237 and 50-249

cc: See next page

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/RA/

Lawrence W. Rossbach, Project Manager, Section 2
Project Directorate III
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

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