

December 20, 2000

Mr. David J. Robare
Technical Projects Manager
GE Nuclear Energy
Mail Code 782
175 Curtner Avenue
San Jose, CA 95125

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC
DISCLOSURE, LIMERICK GENERATING STATION, UNIT 2
(TAC NO. MB0590)

Dear Mr. Robare:

By PECO Energy Company's application dated November 20, 2000, and your affidavit dated July 20, 2000, you submitted a General Electric Company (GE) proprietary report "GE-NE-B-11-00836-00-02, Revision O, Pressure-Temperature Curves for PECO Energy Company, Limerick Unit 2, Class III (GE Proprietary Information), dated July 2000," (Attachment 6 of the application) and requested that it be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 2.790. A nonproprietary copy of this document has been placed in the Nuclear Regulatory Commission's (NRC's) public document room and added to the Agencywide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS) Library.

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

- (a) Information that discloses a process, method, or apparatus, including supporting data and analyses, 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 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;
- (c) The information sought to be withheld is considered to be proprietary for the reasons set forth in both paragraphs (a) and (b) above;
- (d) The information identified in paragraph (b) above [of the affidavit], is classified as proprietary because it contains detailed results of analytical models, methods and processes, including computer codes, which GE has developed and applied to perform flaw evaluations for the [boiling water reactor] (BWR)

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 version 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.

If you have any questions regarding this matter, I may be reached at (301) 415-1483.

Sincerely,

/RA/

Bartholomew C. Buckley, Sr. Project Manager, Section 2
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-353

cc: See next page

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Limerick Generating Station, Units 1 & 2

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Limerick Generating Station, Units 1 and 2

- 2 -

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