

January 22, 2002

Mr. George B. Stramback  
General Electric Company  
175 Curtner Avenue  
San Jose, CA 95125

SUBJECT: GENERAL ELECTRIC COMPANY, REQUEST FOR WITHHOLDING  
INFORMATION FROM PUBLIC DISCLOSURE FOR BRUNSWICK STEAM  
ELECTRIC PLANT UNITS 1 AND 2 (TAC NOS. MB2700 AND MB2701)

Dear Mr. Stramback:

By your letter and affidavit dated August 8, 2001, executed by you, General Electric Company (GE) submitted the Safety Analysis Report for Brunswick Steam Electric Plant Units 1 and 2 Extended Power Uprate and requested that it be withheld from public disclosure pursuant to Title 10, *Code of Federal Regulations* (10 CFR) Section 2.790. A nonproprietary copy of this document has been placed in the Nuclear Regulatory Commission (NRC) public document room and added to the Agencywide Documents Access and Management Systems Publicly Available Records System (ADAMS PARS) Library. GE also provided an errata and addenda to the Power Uprate Safety Analysis Report dated November 21, 2001, and affidavit dated November 26, 2001, executed by David J. Robare, and requested that it 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:

- (4)a. 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.
- (4)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.

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 versions 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) 415-1390.

Sincerely,

***/RA by John M. Goshen for/***  
Allen Hansen, Project Manager, Section 2  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-325 and 50-324

cc: J. S. Keenan, Carolina Power and Light  
See next page

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Sincerely,

***/RA by John M. Goshen for/***

Allen Hansen, Project Manager, Section 2  
Project Directorate II  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket Nos. 50-325 and 50-324

cc: J. S. Keenan, Carolina Power and Light  
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\*see previous concurrence

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Carolina Power & Light Company

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Brunswick Steam Electric Plant  
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