



Westinghouse  
Electric Corporation

Law Department

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Pittsburgh Pennsylvania 15222

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July 6, 1982

Mr. Peter Anderson  
Wisconsin's Environmental Decade  
114 North Carroll Street  
Madison, Wisconsin 53703

Re: Wisconsin Electric Power Company  
Point Beach Nuclear Plant, Units 1 and 2  
Docket Nos. 50-266-OLA and 50-301-OLA

Dear Mr. Anderson:

In accordance with paragraph 8 of the Memorandum and Order in this proceeding dated May 26, 1982 and our July 1, 1982 telephone conversation, enclosed is page 5 of the affidavit of Robert A. Wiesemann dated November 17, 1981. When it was originally prepared and submitted, Westinghouse asserted that it was proprietary in its entirety, and it bears the original markings and assertions indicating this claim. While Westinghouse no longer claims it is proprietary in its entirety, it contains Westinghouse proprietary data, and that information has been marked with brackets.

By furnishing page 5 of the affidavit, Westinghouse waives no arguments heretofore asserted, including those that 10 CFR 2.790(b) allows such a supporting affidavit to be protected as proprietary in its entirety, that it need not be furnished to other parties in a licensing proceeding whose contentions are safety related, that the jurisdiction, if any, of this or any other licensing board concerning proprietary matters is preempted when the regulatory staff has acted on a claim for proprietary protection, and that such jurisdiction exists only if a party properly has raised an issue regarding a proprietary claim (unless the requirements of 10 CFR 2.760(a) are met, which is not the case in this instance.

Very truly yours,

Francis X. Davis  
Attorney for Westinghouse  
Electric Corporation,  
Appearing Specially

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FXD:bjk  
cc: Service List (w/o enclosure)

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