

UNION OF CONCERNED SCIENTISTS

1346 Connecticut Avenue, N.W. • S. 1101 • Washington, DC 20036 • (202) 296-5600

13 March 1984

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-84-175
Rec'd 3-15-84

Mr. J. M. Felton, Director
Division of Rules and Records
Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

RE: Freedom of Information Act Request for the GESSAR-II
Probabilistic Risk Assessment and Associated NRC
and NRC-contractor Reviews of that Report (Sholly
FOIA Request Number 84-07)

Dear Mr. Felton:

Pursuant to the Freedom of Information Act, please make
available at the Commission's Public Document Room at 1717 H Street,
N.W., Washington, D.C., copies of documents in the following
categories:

- A. A copy of the General Electric Probabilistic Risk
Assessment for the GESSAR-II standard plant design
(BWR/6 Mark III), and all updates, amendments,
appendices, addenda, supplements, and all other
changes thereto.
- B. Copies of all NRC staff reviews of the documents
described above in "A".
- C. Copies of all NRC contractor reviews of the documents
described above in "A".
- D. For any review identified under "C" above, provide
the name of the reviewing organization, the lead
investigators, all other investigators, the NRC
Contract and FIN numbers assigned to the review
project, the funding provided for the review project,
and the NRC Form 189 for each such project.

If there are any questions regarding this request, please
contact me at 296-5600. It is my understanding that a proprietary
claim has been made with respect to some or all of the documents
identified in "A" above. This request specifically includes a
request to review the bases for the proprietary claim and release
all of the documents discussed in "A" above.

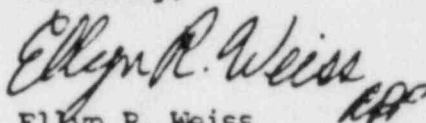
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The definition of "trade secret" is also relatively narrow. It has been defined as an "unpatented, secret, commercially valuable plan, appliance, formula or process which is used for the making, preparing, compounding, treating or processing of articles or materials which are trade commodities. Consumers Union, supra, 301 F.Supp. at 801.

It is impossible to believe that all of the Gessar PRA is legally exempt from disclosure under this standard. For one thing, the Gessar design is not "secret" since it is subject to NRC review and public scrutiny. In addition, it is my understanding that the codes being used are primarily publicly-available codes.

I would appreciate your response as soon as possible.

Sincerely,

A handwritten signature in cursive script that reads "Ellyn R. Weiss". To the right of the signature is a small, stylized monogram or set of initials.

Ellyn R. Weiss
General Counsel
Union of Concerned Scientists

Enclosure 1