



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

NRC FOR

JUL 09 1979

Docket No. STN 50-502

Mr. R. A. Wiesemann, Manager
Regulatory and Legislative Affairs
Westinghouse Electric Corporation
P. O. Box 355
Pittsburgh, Pennsylvania 15230

Dear Mr. Wiesemann:

SUBJECT: WITHHOLDING FROM PUBLIC DISCLOSURE - CAW-79-17 - MASS AND ENERGY
RELEASE RATES - MAIN STEAM LINE BREAK - HAVEN NUCLEAR PLANT

By Wisconsin Electric Power Company letter, dated June 4, 1979, we received your application CAW-79-17, dated May 9, 1979 and affidavit AW-76-29, dated July 23, 1976 for withholding Tables 240.2-2 and 240.2-3, Mass and Energy Release Rates - Main Steam Line Break from public disclosure pursuant to 10 CFR 2.790.

Your reasons for requesting our withholding this information were that Westinghouse sells the use of the information to its customers for purposes of meeting IIRC requirements for licensing documentation. The information is used to perform and justify analyses which are sold to customers. The development of the information is the result of years of Westinghouse effort and expenditure of a great deal of money. For competitors to duplicate this information, similar experimental test programs would have to be performed and manpower effort having expertise in data analysis and code development, would have to be expended. The information contained in Tables 240.2-2 and 240.2-3 is not available in public sources and was transmitted to the Commission in confidence. Release of this information to the public would, therefore, jeopardize the competitive status of Westinghouse by releasing confidential information developed by them at a cost of labor, time and money.

We have reviewed your application and material based on the requirements and criteria of 10 CFR 2.790 and have determined that the above-mentioned documents sought to be withheld contain trade secrets or confidential or proprietary commercial information.

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Mr. R. A. Wieseemann, Manager

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We also have found at this time that the right of the public to be fully apprised as to the bases for and effects of the proposed action does not outweigh the demonstrated concern for protection of your competitive position. Accordingly, we have determined that the information should be withheld from public disclosure.

We therefore approve your request for withholding pursuant to Section 2.790 of 10 CFR Part 2 and are withholding Tables 240.2-2 and 240.2-3 from public inspection as proprietary.

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, assure that the consultants have signed the appropriate agreements for handling proprietary data.

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.

Sincerely,

Alan D. Parr

Alan D. Parr, Chief
Light Water Reactors Branch No. 3
Division of Project Management

cc: Mr. Sol Burstein
Executive Vice President
Wisconsin Electric Power Company
231 West Michigan Street
Milwaukee, Wisconsin 53201