



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

JUN 18 1985

Docket No.: 50-412

Mr. R. A. Wieseemann, Manager
Regulatory and Legislative Affairs
Westinghouse Electric Corporation
Post Office Box 355
Pittsburgh, Pennsylvania 15230

Dear Mr. Wieseemann:

Subject: Request for Withholding Information from Public Disclosure

Duquesne Light Company by letter dated December 21, 1984 submitted copies of the Westinghouse input to the setpoint determinations for Beaver Valley Power Station - Unit 2, CAW-84-97. Duquesne Light Company also forwarded your application and affidavit dated November 6, 1984 and December 2, 1976 and requested that the information that is appropriately marked in the attachment to Westinghouse letter number NS-CE-1298, be withheld from public disclosure pursuant to 10 CFR 2.790.

You stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons: The information contained in the Westinghouse submittal is owned by Westinghouse; and public disclosure of this information concerning design procedures is likely to cause substantial harm to the competitive position of Westinghouse because competitors could utilize this information to assess and justify their own designs without commensurate expense.

We have reviewed your application and the material based on the requirements and criteria of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

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.

Beaver Valley

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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 should also understand that the NRC may have cause to review this determination in the future, such as, 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.

Sincerely,

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George W. Knighton, Chief
Licensing Branch No. 3
Division of Licensing

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