



50-341

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

November 5, 1996

Mr. Douglas R. Gipson  
Senior Vice President  
Nuclear Generation  
Detroit Edison Company  
6400 North Dixie Highway  
Newport, MI 48166

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
(FERMI-2) (TAC NO. M96373)

Dear Mr. Gipson:

By your application dated October 14, 1996, and General Electric Company's (GE's) affidavit executed by Ralph J. Reda dated October 8, 1996, you submitted supplemental information on your September 5, 1996, application for amendment on the Fermi-2 minimum critical power ratio safety limits and requested that Attachment 2 (Description of Fermi-2 Cycle Specific Analysis and Comparison to Generic Analysis) to the October 14, 1996, letter be withheld from public disclosure pursuant to 10 CFR 2.790. By letter of October 23, 1996, Detroit Edison submitted a nonproprietary version of this GE document.

GE stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. The information discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by General Electric's competitors without license from General Electric constitutes a competitive economic advantage over other companies.
2. The information, 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.
3. The fuel design and analytical methodology are part of General Electric's comprehensive boiling-water reactor safety and technology base, and their commercial value extends beyond the original development cost. The value of the technology base goes beyond the extensive physical database and analytical methodology and includes development of the expertise to determine and apply the appropriate evaluation process. In addition, the technology base includes the value derived from providing analyses done with NRC-approved methods.

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.

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D. P. Gipson

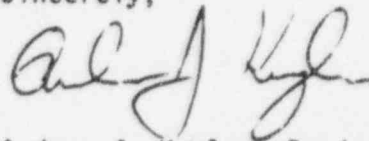
- 2 -

Therefore, the version of the submitted information marked as proprietary (Attachment 2 to your October 14, 1996, application) 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.

Sincerely,



Andrew J. Kugler, Project Manager  
Project Directorate III-1  
Division of Reactor Projects - III/IV  
Office of Nuclear Reactor Regulation

Docket No. 50-341

cc: See next page

D. P. Gipson

- 2 -

November 5, 1996

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Sincerely,

Original signed by  
Andrew J. Kugler, Project Manager  
Project Directorate III-1  
Division of Reactor Projects - III/IV  
Office of Nuclear Reactor Regulation

Docket No. 50-341

cc: See next page

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Mr. Douglas R. Gipson  
Detroit Edison Company

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cc:

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