

50-373/374



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

January 14, 1997

Ms. I. Johnson, Acting Manager
Nuclear Regulatory Services
Commonwealth Edison Company
Executive Towers West III
1400 Opus Place, Suite 500
Downers Grove, IL 60515

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE

Dear Ms. Johnson:

By letter from Commonwealth Edison Company (ComEd) dated December 2, 1996, and General Electric Company's (GE) affidavit executed by David J. Robare, dated April 22, 1996, you submitted a proprietary document entitled, "Safety Review for LaSalle County Station Units 1 and 2 Safety/Relief Valves Reduction and Setpoint Tolerance Relaxation Analyses," GE-NE-B13-01760, Revision 2, dated February 1996 and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790. A non-proprietary version was also included in the submittal.

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

- "(4)a Information that 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.
- (4)b Information which, 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;
- (8) The information identified in paragraph (2), above, [Safety Review for LaSalle County Station Units 1 and 2 Safety/Relief Valves Reduction and Setpoint Tolerance Relaxation Analyses," GE-NE-B13-01760, Revision 2, dated February 1996] is classified as proprietary because it contains detailed results of analytical models, methods and processes, including computer codes, which GE has developed, obtained NRC approval of, and applied to perform evaluations of the loss-of-coolant accident for the BWR.

The development and approval of the BWR loss-of-coolant accident analysis computer codes used in this analysis was achieved at a significant cost, on the order of several million dollars, to GE.

1/6
FOI

NRC FILE CENTER COPY

170060

The development of the evaluation process along with the interpretation and application of the analytical results is derived from the extensive experience database that constitutes a major GE asset."

We have reviewed your submittal and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of GE's statements, have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

Therefore, we have determined that the documents entitled, "Safety Review for LaSalle County Station Units 1 and 2 Safety/Relief Valves Reduction and Setpoint Tolerance Relaxation Analyses," GE-NE-B13-01760, Revision 2, dated February 1996, 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 document. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, insure 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 should also 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 needs additional information from you or makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

/s/

Donna M. Skay, Project Manager
Project Directorate III-2
Division of Reactor Projects - III/IV
Office of Nuclear Reactor Regulation

Docket Nos. 50-373, 50-374

cc: see next page

DISTRIBUTION:

Docket File	PUBLIC	JRoe
PDIII-2 r/f	EAdensam	RCapra
MPSiemien, OGC	CMoore	DSkay
M. Dapas, RIII		

DOCUMENT NAME: G:\CMNTJR\LASALLE\1202GE.PRO

To receive a copy of this document, indicate in the box: "C" = Copy without enclosures "E" = Copy with enclosures "N" = No copy

OFFICE	PM:PDIII-2	<input checked="" type="checkbox"/>	LA:PDIII-2	<input checked="" type="checkbox"/>	OGC	<input checked="" type="checkbox"/>	D:PDIII-2	<input checked="" type="checkbox"/>		
NAME	DSKAY <i>DSK</i>		CMOORE		MPSIEMIEN <i>MP</i>		RCAPRA <i>RC</i>			
DATE	01/8/97		01/7/97		01/13/97		01/14/97			

OFFICIAL RECORD COPY

I. Johnson
Commonwealth Edison Company

LaSalle County Station
Unit Nos. 1 and 2

cc:

Phillip P. Steptoe, Esquire
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

Robert Cushing
Chief, Public Utilities Division
Illinois Attorney General's Office
100 West Randolph Street
Chicago, Illinois 60601

Assistant Attorney General
100 West Randolph Street
Suite 12
Chicago, Illinois 60601

Michael I. Miller, Esquire
Sidley and Austin
One First National Plaza
Chicago, Illinois 60603

U.S. Nuclear Regulatory Commission
Resident Inspectors Office LaSalle Station
2605 N. 21st Road
Marseilles, Illinois 61341-9756

Document Control Desk-Licensing
Commonwealth Edison Company
1400 Opus Place, Suite 400
Downers Grove, Illinois 60515

Chairman
LaSalle County Board of Supervisors
LaSalle County Courthouse
Ottawa, Illinois 61350

David J. Robare
General Electric Company
175 Curtner Avenue
San Jose, California 95125

Attorney General
500 South Second Street
Springfield, Illinois 62701

Chairman
Illinois Commerce Commission
Leland Building
527 East Capitol Avenue
Springfield, Illinois 62706

Illinois Department of Nuclear Safety
Office of Nuclear Facility Safety
1035 Outer Park Drive
Springfield, Illinois 62704

Regional Administrator
U.S. NRC, Region III
801 Warrenville Road
Lisle, Illinois 60532-4351

LaSalle Station Manager
LaSalle County Station
Rural Route 1
P.O. Box 220
Marseilles, Illinois 61341