



50-282/306

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

February 19, 1997

Mr. Roger O. Anderson, Director
Licensing and Management Issues
Northern States Power Company
414 Nicollet Mall
Minneapolis, Minnesota 55401

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE
(PRAIRIE ISLAND NUCLEAR GENERATING PLANT, UNIT NOS. 1 AND 2 (TAC
NOS. M96654 AND M96655)

Dear Mr. Anderson:

By Northern States Power Company's (NSP's) supplement dated January 3, 1997, to your application dated September 24, 1996, and Combustion Engineering, Inc.'s (CE's) affidavit executed by C. B. Brinkman dated December 5, 1996, NSP submitted supplemental information related to your license amendment request for incorporation of elevated F-Star (EF) steam generator tube repair criteria into the Prairie Island Units 1 and 2 technical specifications. NSP requested that Attachment 1, CEN-620-P, Revision 03-P, "Series 44 & 51 Design Steam Generator Tube Repair Using a Tube ReRolling Technique," December 1996, be withheld from public disclosure pursuant to 10 CFR 2.790. By letter dated January 20, 1997, you submitted nonproprietary versions of both Revisions 03-P and 02-P of CEN-620-P.

CE stated that CEN-620-P, Revision 03-P, should be considered exempt from mandatory public disclosure for the following reasons:

1. A similar product is manufactured and sold by major pressurized water reactor (PWR) competitors of CE.
2. Development of this information by CE required tens of thousands of dollars and thousands of manhours of effort. A competitor would have to undergo similar expense in generating equivalent information.
3. In order to acquire such information, a competitor would also require considerable time and inconvenience to develop the analyses and testing performed to verify that re-rolling tubes is an acceptable repair technique.
4. The information consists of the design and development of a tube repair technique involving the re-roll process, the application of which provides a competitive economic advantage. The availability of such information to competitors would enable them to modify their product to better compete with CE, take marketing or other actions to improve their product's position or impair the position of CE's product, and avoid developing similar data and analyses in support of their processes, methods, or apparatus.
5. In pricing CE's products and services, significant research, development, engineering, analytical, manufacturing, licensing, quality assurance, and other costs and expenses must be included. The ability of CE's competitors to utilize such information without similar expenditure or resources may enable them to sell at prices reflecting significantly lower costs.

NRC FILE CENTER COPY

February 19, 1997

6. Use of the information by competitors in the international marketplace would increase their ability to market nuclear steam supply systems by reducing the costs associated with their technology development. In addition, disclosure would have an adverse economic impact on CE's potential for obtaining or maintaining foreign licensees.

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.

Therefore, the version of the submitted information (CEN-620-P, Revision 03-P, "Series 44 & 51 Design Steam Generator Tube Repair Using a Tube ReRolling Technique," December 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 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,

Original signed by:

Beth A. Wetzel, Project Manager
Project Directorate III-1
Division of Reactor Projects - III/IV
Office of Nuclear Reactor Regulation

210069

Docket Nos. 50-282 and 50-306

cc: See next page

DISTRIBUTION: Docket File PUBLIC PD3-1 Rdg J.Roe E.Adensam (EGA1)
B.Jorgensen, RIII R.Ingram

DOCUMENT NAME: G:\WPDOCS\PRAIRIE\PI101796.PRO

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

OFFICE	LA:PD31	E	PM:PD31	E	(A)BC/ENCB	OGC	E	D:PD31
NAME	CJamerson		BWetzel		KWichman	MPSiemien		JHannon
DATE	2/4/97		2/15/97		2/11/97	2/13/97		2/11/97

OFFICIAL RECORD COPY #1
2/15/97
add

6. Use of the information by competitors in the international marketplace would increase their ability to market nuclear steam supply systems by reducing the costs associated with their technology development. In addition, disclosure would have an adverse economic impact on CE's potential for obtaining or maintaining foreign licensees.

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.

Therefore, the version of the submitted information (CEN-620-P, Revision 03-P, "Series 44 & 51 Design Steam Generator Tube Repair Using a Tube ReRolling Technique," December 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 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,



Beth A. Wetzel, Project Manager
Project Directorate III-1
Division of Reactor Projects - III/IV
Office of Nuclear Reactor Regulation

Docket Nos. 50-282 and 50-306

cc: See next page

Mr. Roger O. Anderson, Director
Northern States Power Company

Prairie Island Nuclear Generating
Plant

cc:

J. E. Silberg, Esquire
Shaw, Pittman, Potts and Trowbridge
2300 N Street, N. W.
Washington DC 20037

Tribal Council
Prairie Island Indian Community
ATTN: Environmental Department
5636 Sturgeon Lake Road
Welch, Minnesota 55089

Plant Manager
Prairie Island Nuclear Generating
Plant
Northern States Power Company
1717 Wakonade Drive East
Welch, Minnesota 55089

C. B. Brinkman, Director
Nuclear Licensing
Combustion Engineering, Inc.
P. O. Box 500
Windsor, CN 06095-0500

Adonis A. Neblett
Assistant Attorney General
Office of the Attorney General
455 Minnesota Street
Suite 900
St. Paul, Minnesota 55101-2127

U.S. Nuclear Regulatory Commission
Resident Inspector's Office
1719 Wakonade Drive East
Welch, Minnesota 55089-9642

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

Mr. Jeff Cole, Auditor/Treasurer
Goodhue County Courthouse
Box 408
Red Wing, Minnesota 55066-0408

Kris Sanda, Commissioner
Department of Public Service
121 Seventh Place East
Suite 200
St. Paul, Minnesota 55101-2145

Site Licensing
Prairie Island Nuclear Generating
Plant
Northern States Power Company
1717 Wakonade Drive East
Welch, Minnesota 55089

November 1996