



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

May 13, 1997

James H. Taylor, Manager  
Licensing Services  
Framatome Technologies Inc.  
P.O. Box 10935  
Lynchburg, VA 24506-0935

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
FOR CERTAIN FRAMATOME TECHNOLOGIES INFORMATION

Dear Mr. Taylor:

By letter dated April 22, 1997, you submitted information to be discussed at a meeting with NRC staff on April 23, 1997. By an affidavit of the same date, you requested that some of the information be considered proprietary and withheld from public disclosure pursuant to 10 CFR 2.790. The information pertained to details of FCF fuel performance and design and also on the status of certain topical reports either previously submitted or planned to be submitted before the end of this fiscal year.

You stated that the information has been held in confidence by FCF and should be considered exempt from mandatory public disclosure. In the enclosed affidavit, you indicated that this information is considered proprietary for the following reasons:

- (a) The information reveals data or material concerning FTI research or development plans or programs of present or potential competitive advantage to FTI.
- (b) The use of the information by a competitor would decrease his expenditures, in time or resources, in designing, producing or marketing a similar product.
- (c) The information consists of test data or similar data concerning a process, method, component, the application of which results in a competitive advantage to FTI.

We have reviewed the information in accordance with the requirements of 10 CFR 2.790 and, on the basis of statements by FTI, have determined that the information sought to be withheld does contain trade secrets or proprietary commercial information.

Therefore, we have determined that the information identified as proprietary in the above document, 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. Also, the information not identified as proprietary will be placed in the NRC public document room.

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.

150044  
9705150336 970513  
PDR TOPRP EMVFRAMA  
C PDR

RD-8-2 Framatome

DF03  
1/0

NRC FILE CENTER COPY

97-97

J. Taylor

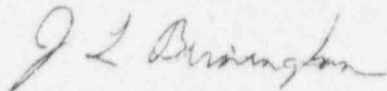
-2-

May 13, 1997

If the basis for withholding this information from public disclosure should change in the future such that the information could then be made available for public inspection, you should promptly notify the Nuclear Regulatory Commission (NRC). You should also understand that NRC may have cause to review this determination in the future if, for example, the scope of a Freedom of Information Act request included 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.

If you have any questions regarding this matter please contact me by phone 301/415-2829 or by email jlb4@nrc.gov.

Sincerely,



Joseph L. Birmingham, B&WOG Project Mgr.  
Generic Issues and Environmental  
Projects Branch  
Office of Nuclear Reactor Regulation

Project No. 693

cc: Mr. R. B. Borsum  
Framatome Technologies Inc.  
Suite 525, 1700 Rockville Pike  
Rockville, MD 20852-1631

Mr. F. McPhatter, Manager  
Framatome Cogema Fuels  
3315 Old Forest Road  
P.O. Box 10935  
Lynchburg, VA 24506-0935

J. Taylor

-2-

May 13, 1997

If the basis for withholding this information from public disclosure should change in the future such that the information could then be made available for public inspection, you should promptly notify the Nuclear Regulatory Commission (NRC). You should also understand that NRC may have cause to review this determination in the future if, for example, the scope of a Freedom of Information Act request included 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.

If you have any questions regarding this matter, please contact me by phone 301/415-2829 or by email jlb4@nrc.gov.

Sincerely,  
Original Signed By:  
Joseph L. Birmingham, B&WOG Project Mgr.  
Generic Issues and Environmental  
Projects Branch  
Office of Nuclear Reactor Regulation

Project No. 693

cc: Mr. R. B. Borsum  
Framatome Technologies Inc.  
Suite 525, 1700 Rockville Pike  
Rockville, MD 20852-1631

Mr. F. McPhatter, Manager  
Framatome Cogema Fuels  
3315 Old Forest Road  
P.O. Box 10935  
Lynchburg, VA 24506-0935

DISTRIBUTION:

Docket File	PUBLIC	JBirmingham
Central Files	PGEB R/F	MPSiemien/OGC
DMatthews	FAkstulewicz	

DOCUMENT NAME: G:\JLB\PROPRIE2.WPD

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

OFFICE	OGC	C	PGEB	PGEB/DRPM	PGEB/DRP		
Name	MPSIEMIEN		JBIRMINGHAM	FAKSTULEWICZ	DMATTHEWS		
DATE	5/1/97	5/7/97	5/12/97	5/13/97	5/13/97		

OFFICIAL RECORD COPY