

February 9, 2000

Mr. J. H. Swailes
Vice President of Nuclear Energy
Nebraska Public Power District
P. O. Box 98
Brownville, NE 68321

SUBJECT: COOPER STATION - REQUEST FOR WITHHOLDING INFORMATION FROM
PUBLIC DISCLOSURE (TAC NO. MA7293)

Dear Mr. Swailes:

By your application dated December 6, 1999, and General Electric Company's (GE's) affidavit dated December 2, 1999, executed by Glen A. Watford, you submitted proposed changes to Cooper Nuclear Station technical specifications on the safety limit minimum critical power ratio (SLMCPR) and requested that Appendix A, GE Nuclear Energy Document Entitled "Additional Information Regarding the Cycle Specific SLMCPR for Cooper Cycle 20" be withheld from public disclosure pursuant to 10 CFR 2.790. A nonproprietary version was submitted for placement in the NRC public document room.

The affidavit 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 where prevention of its use by GE's competitors without license from GE constitutes a competitive economic advantage over other companies.
2. The information consists of supporting data and analyses, including test data relative to a process, method, or apparatus, the application of which would provide a competitive economic advantage, e.g., by optimization or improved marketability.

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 and should be withheld from public disclosure.

Therefore, the version 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.

J.H. Swailes

-2-

February 9, 2000

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.

If you have any questions regarding this matter, I may be reached at 301-415-3053.

Sincerely,

/RA/

Lawrence J. Burkhart, Project Manager, Section 1
Project Directorate IV & Decommissioning
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-298

cc: See next page

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.

If you have any questions regarding this matter, I may be reached at 301-415-3053.

Sincerely,

/RA/

Lawrence J. Burkhart, Project Manager, Section 1
Project Directorate IV & Decommissioning
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-298

cc: See next page

DISTRIBUTION:

File Center
PUBLIC
PDIV-1 r/f
CMarschall, RIV
ACRS

To receive a copy of this document, indicate "C" in the box										
OFFICE	PDIV-1/PM	C	PDIV-D/LA	C	SRXB	C	OGC	C	PDIV-1/SC	C
NAME	LBurkhart:		CJamerson		RCaruso		MPSiemien		RGramm	
DATE	1/27/00		1/21/00		1/31/00		2/7/00		2/8/00	

DOCUMENT NAME: C:\ltr-prop120699.wpd

OFFICIAL RECORD COPY

Cooper Nuclear Station

cc:

Mr. G. R. Horn
Sr. Vice President of Energy Supply
Nebraska Public Power District
1414 15th Street
Columbus, NE 68601

Mr. John R McPhail, General Counsel
Nebraska Public Power District
P. O. Box 499
Columbus, NE 68602-0499

Ms. S. R. Mahler, Assistant Nuclear
Licensing and Safety Manager
Nebraska Public Power District
P. O. Box 98
Brownville, NE 68321

Dr. William D. Leech
Manager-Nuclear
MidAmerican Energy
907 Walnut Street
P. O. Box 657
Des Moines, IA 50303-0657

Mr. Ron Stoddard
Lincoln Electric System
1040 O Street
P. O. Box 80869
Lincoln, NE 68501-0869

Mr. Michael J. Linder, Director
Nebraska Department of Environmental
Quality
P. O. Box 98922
Lincoln, NE 68509-8922

Chairman
Nemaha County Board of Commissioners
Nemaha County Courthouse
1824 N Street
Auburn, NE 68305

Ms. Cheryl K. Rogers, Program Manager
Nebraska Health & Human Services System
Division of Public Health Assurance
Consumer Services Section
301 Centennial Mall, South
P. O. Box 95007
Lincoln, NE 68509-5007

Mr. Ronald A. Kucera, Director
of Intergovernmental Cooperation
Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102

Senior Resident Inspector
U.S. Nuclear Regulatory Commission
P. O. Box 218
Brownville, NE 68321

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 1000
Arlington, TX 76011

Jerry Uhlmann, Director
State Emergency Management Agency
P. O. Box 116
Jefferson City, MO 65101

Chief, Radiation Control Program, RCP
Kansas Department of Health
and Environment
Bureau of Air and Radiation
Forbes Field Building 283
Topeka, KS 66620

Mr. Glen A. Watford, Manager
Nuclear Fuel Engineering
General Electric Company
P. O. Box 780
Wilmington, NC 28402