

February 22, 2000

Mr. James Knubel  
Chief Nuclear Officer  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, NY 10601

SUBJECT: INDIAN POINT NUCLEAR GENERATING UNIT NO. 3 REQUEST RE:  
WITHHOLDING OF PROPRIETARY INFORMATION (TAC NO. MA7121)

Dear Mr. Knubel:

By letter dated September 29, 1999, you submitted a regulatory and legal analysis regarding an issue that was then being considered for enforcement action. By letter dated September 30, 1999, you stated that the September 29, 1999, regulatory and legal analysis contained personal information that should be withheld from public disclosure in accordance with the provisions of 10 CFR 2.790(a)(6). By letter dated December 21, 1999, you submitted a non-proprietary version of your September 29, 1999, regulatory and legal analysis.

We have reviewed your request in accordance with the requirements and criteria of 10 CFR 2.790 and have determined that the submitted information sought to be withheld contains privacy information. Your September 29, 1999, letter will be withheld from public disclosure pursuant to 10 CFR 2.790(a)(6) 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 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 notify us. You also should understand that we may have cause to review this determination in the

J. Knubel

- 2 -

future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if we make a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

***/RA/***

George F. Wunder, Project Manager, Section 1  
Project Directorate I  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-286

cc: See next page

future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the we make a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

*/RA/*

George F. Wunder, Project Manager, Section 1  
Project Directorate I  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-286

cc: See next page

DISTRIBUTION:

- File Center
- PUBLIC
- PDI-1 R/F
- E. Adensam (e-mail)
- M. Gamberoni (A)
- S. Little
- G. Wunder
- OGC
- ACRS
- M. Oprendeck, RGN-I

**DOCUMENT NAME: C:\Ltra7121.wpd**

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	PDI-1/PM	PDI-1/LA	PDI-1/SC	OGC
NAME	GWunder:lcc	SLittle	MGamberoni	MSiemien
DATE	1/27/00	1/27/00	2/8/00	2/2/00

OFFICIAL RECORD COPY

Regional Administrator, Region I  
U.S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, PA 19406

Mr. Gerald C. Goldstein

Assistant General Counsel  
Power Authority of the State  
of New York  
1633 Broadway  
New York, NY 10019

Mr. Eugene W. Zeltmann, President  
and Chief Operating Officer  
Power Authority of the State  
of New York  
30 South Pearl Street  
Albany, NY 12207-3425

Mr. Robert J. Barrett  
Site Executive Officer  
Indian Point 3 Nuclear Power Plant  
P.O. Box 215  
Buchanan, NY 10511

Ms. Charlene D. Faison  
Director Nuclear Licensing  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, NY 10601

Mr. F. William Valentino, President  
New York State Energy, Research,  
and Development Authority  
Corporate Plaza West  
286 Washington Ave. Extension  
Albany, NY 12203-6399

Charles Donaldson, Esquire  
Assistant Attorney General  
New York Department of Law  
120 Broadway  
New York, NY 10271

Resident Inspector  
Indian Point 3 Nuclear Power Plant  
U.S. Nuclear Regulatory Commission  
P.O. Box 337  
Buchanan, NY 10511

Mr. John McCann  
Nuclear Safety and Licensing  
Consolidated Edison Company  
of New York, Inc.  
Broadway and Bleakley Avenues  
Buchanan, NY 10511

Mayor, Village of Buchanan  
236 Tate Avenue  
Buchanan, NY 10511

Mr. Richard L. Patch, Director  
Quality Assurance  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, NY 10601

Mr. Paul Eddy  
New York State Dept. of  
Public Service  
3 Empire State Plaza, 10th Floor  
Albany, NY 12223

Mr. Harry P. Salmon, Jr.  
Vice President - Engineering  
Power Authority of the State  
of New York  
123 Main Street  
White Plains, NY 10601

Mr. Eric Beckjord  
2909 29<sup>th</sup> St. NW  
Washington, DC 20008-3416