

RAS 4985

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DOCKETED
USNRC

October 31, 2002

November 6, 2002 (11:18AM)

VIA FEDERAL EXPRESS

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

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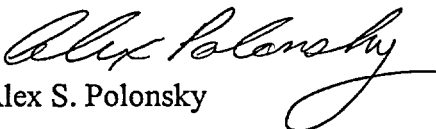
Ms. Diane Curran, Esq.
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Washington, D.C. 20036

Re: Transmittal of Additional Proprietary Information,
NRC Docket No. 070-03098-ML

DCS is submitting to the NRC the Construction Authorization Request (CAR), revised as of October 31, 2002. This revised CAR contains two proprietary attachments which are enclosed: privileged commercial information (withheld from the public pursuant to 10 CFR § 2.790(b)); and information related to the design bases for physical protection and material control and accounting (withheld from the public pursuant to 10 CFR § 2.790(d)). DCS maintains its position that the latter information is not required at this stage of the proceeding.

These documents must be maintained in confidence in accordance with your executed Non-Disclosure Affidavits and the Licensing Board's June 29, 2001 Protective Order.

Sincerely,


Alex S. Polonsky

cc: Certificate of Service

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD**

**Before Administrative Judges:
Thomas S. Moore, Chairman
Charles N. Kelber
Peter S. Lam**

_____)	
In the Matter of)	
)	
DUKE COGEMA STONE & WEBSTER)	Docket No. 070-03098-ML
)	
(Savannah River Mixed Oxide Fuel)	ASLBP No. 01-790-01-ML
Fabrication Facility))	
_____)	

CERTIFICATE OF SERVICE

I hereby certify that copies of a transmittal letter and the proprietary portions of the revised Construction Authorization Request were served this 31st day of October, 2002, by Federal Express upon:

Ms. Glenn Carroll
Georgians Against Nuclear Energy
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Dr. Edwin Lyman
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Ms. Diane Curran , Esq.
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1726 M. Street, NW, Suite 600
Washington, D.C. 20036.

I also certify that copies of the transmittal letter without the proprietary information were served this day upon the persons listed below by First Class Mail.

Secretary of the Commission*
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Washington, D.C. 20555-0001
Attn: Rulemakings and Adjudications Staff
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Administrative Judge
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U.S. Nuclear Regulatory Commission
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Administrative Judge Charles N. Kelber
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Alex Polonsky

Oct. 31, 2002
Date