

RAS 9140



## Attorney General of New Mexico

**PATRICIA A. MADRID**  
Attorney General

**STUART M. BLUESTONE**  
Chief Deputy Attorney General

**GLENN R. SMITH**  
Deputy Attorney General

January 3, 2005

Secretary of the Commission  
United States Nuclear Regulatory Commission  
Attn: Rulemaking and Adjudications Staff  
Washington, D.C. 20555-0001  
Facsimile: (301) 415-1101

DOCKETED  
USNRC

January 4, 2005 (7:45am)

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

Re: **In the Matter of Louisiana Energy Services, L.P. (National  
Enrichment Facility)**  
Docket No. 70-3103

Dear Rulemaking and Adjudications Staff:

Enclosed is the original and three copies of the Confidentiality and Non-Disclosure Agreement of the New Mexico Attorney General, Patricia A. Madrid, and Deputy Attorney General, Glenn Smith. The New Mexico Attorney General would appreciate it if you would kindly file, endorse and return a copy of each in the enclosed self-addressed, stamped envelope provided herewith.

Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script, reading "David M. Pato".

David M. Pato  
Assistant Attorney General  
New Mexico Attorney General's Office

Enclosures

## CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT

Under penalty of perjury, I hereby certify my understanding that access to the protected information is provided to me pursuant to the terms and restrictions of the Atomic Safety and Licensing Board's protective order, dated December 21, 2004, in this proceeding, that I have been given a copy of and have read this protective order, and that I agree to be bound by it. I understand that the contents of the protected information, any notes or other memoranda, or any form of information that copies or discloses protected information shall not be disclosed to anyone other than in accordance with that protective order. I acknowledge that a violation of this declaration and protective order, which incorporates the terms of this declaration, constitutes a violation of an order of the Nuclear Regulatory Commission and may result in the imposition of sanctions as the Licensing Board or Commission may deem to be appropriate, including, but not limited to, referral of the violation to appropriate bar associations and other disciplinary authorities.

WHEREFORE, I do solemnly agree to protect such protected information as may be disclosed to me in this NRC proceeding, in accordance with the terms of this declaration.

Name (printed): Patricia A. Madrid

Title: New Mexico Attorney General

Representing: State of New Mexico

Signature:

Date:

*Patricia A. Madrid*  
*Jan. 2, 2005*

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WHEREFORE, I do solemnly agree to protect such protected information as may be disclosed to me in this NRC proceeding, in accordance with the terms of this declaration.

Name (printed): *Glenn R. Smith*  
Title: *Deputy Attorney General*  
Representing: *STATE of NEW MEXICO*  
Signature: *[Handwritten Signature]*  
Date: *1/03/05*

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

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Paul B. Abramson  
Dr. Charles N. Kelber

In the Matter of )  
)

LOUISIANA ENERGY SERVICES, L.P. )  
)

(National Enrichment Facility) )  
)

Docket No. 70-3103-ML

ASLBP No. 04-826-01-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of the Confidentiality and Non-Disclosure Agreement of the New Mexico Attorney General, Patricia A. Madrid, and Deputy Attorney General, Glenn Smith, have been served upon the following persons by electronic mail, facsimile, and/or first class U.S. mail this 3<sup>rd</sup> day of January, 2005:

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Administrative Judge  
Paul B. Abramson  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
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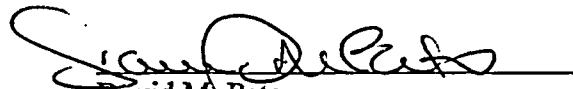
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Assistant Attorney General