



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555 - 0001**

January 21, 2005

EA-04-123

Mr. J. Morris Brown
Vice President - Operations
United States Enrichment Corporation
Two Democracy Center
6903 Rockledge Drive
Bethesda, MD 20817

SUBJECT: COMMITMENTS TO BE CONFIRMED BY ORDER MODIFYING LICENSE
(EFFECTIVE IMMEDIATELY)

Dear Mr. Brown:

A Confirmatory Order was discussed by the NRC and your staff during an Alternative Dispute Resolution session on November 22, 2004. Based on our understanding of the commitments agreed to by the United States Energy Corporation (USEC), the NRC has drafted the enclosed Confirmatory Order.

Please inform us whether USEC will consent to the enclosed draft Confirmatory Order by providing your written response to me at U.S. Nuclear Regulatory Commission, Mail Stop O14E1, 11555 Rockville Pike, Rockville, MD 20852, within ten working days of the date of this letter. If you consent to the Order, we request that you sign the enclosed Consent and Hearing Waiver form and return it to me at the above address. By signing the enclosed form, USEC agrees to have these commitments incorporated into a Confirmatory Order that will be effective immediately upon issuance and USEC will waive any and all rights to a hearing concerning the Order. After receiving your written consent, the NRC will issue the aforementioned Order.

Questions concerning this letter should be addressed to Doug Starkey, Office of Enforcement, who can be reached at 301-415-3456.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," documents compiled for enforcement purposes are normally placed in the NRC Public Electronic Reading Room (PERR) link at www.nrc.gov/reading-rm/adams.htm. The NRC will delay placing a copy of this letter with its enclosures into the PERR until the Confirmatory Order is issued.

Sincerely,

/RA/

Frank J. Congel, Director
Office of Enforcement

Docket No. 070-07001
Certificate No. GDP-1

Enclosures:

1. Consent and Hearing Waiver Form
2. Draft Confirmatory Order

cc w/enclosures:

R. B. Starkey, Paducah General Manager
S. R. Cowne, Paducah Regulatory Affairs Manager
S. A. Toelle, Director, Nuclear Regulatory Affairs, USEC
R. M. DeVault, Regulatory Oversight Manager, DOE
G. A. Bazzell, Paducah Facility Representative, DOE
Janice H. Jasper, State Liaison Officer

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CONSENT AND HEARING WAIVER FORM

The United States Energy Corporation hereby agrees to comply with the commitments described in this letter and agrees to incorporation of these commitments into a Confirmatory Order that will be immediately effective upon issuance. I recognize that by signing below, the United States Energy Corporation consents to the issuance of the Confirmatory Order, effective immediately, with the commitments described in the NRC's letter dated (**insert date**), and draft Confirmatory Order attached, and, by doing so, pursuant to 10 CFR 2.202(a)(3) and (d), the United States Energy Corporation waives the right to request a hearing on all or any part of the Order.

J. Morris Brown, Vice President, Operations

Date