

December 22, 2005

Mr. Steven A. Toelle, Director
Nuclear Regulatory Affairs
USEC Inc.
Two Democracy Center
6903 Rockledge Drive
Bethesda, MD 20817-1818

SUBJECT: NRC APPROVAL OF USEC INC.'S REQUEST FOR WITHHOLDING
INFORMATION FROM PUBLIC DISCLOSURE FOR THE AMERICAN
CENTRIFUGE PLANT (TAC NOS. L32306, L32307 and L32308)

Dear Mr. Toelle:

By letters dated October 28, 2005 and November 7, 2005, containing affidavits dated the same as the letters and executed by Steven A. Toelle, USEC Inc. (USEC) requested the U.S. Nuclear Regulatory Commission (NRC) to withhold from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 2.390, information contained in the following documents:

October 28, 2005 -

- AET 05-0079 - Submittal of Integrated Safety Analysis Supporting Document.
Enclosure 1 contains the following document: A1PH-9-K-007-00001-1, Report of Site-Specific Seismic Study for the USEC American Centrifuge

October 28, 2005 -

- AET 05-0081 - Submittal of Additional Information Related to the Integrated Safety Analysis for the American Centrifuge Plant.
Enclosure 2 contains the following document: CMP-3601-0001, Revision 0, IROFS Boundary Determination Plan

October 28, 2005

- AET 05-0082 - Response to Request for Additional Information Regarding the Environmental Report.
Enclosure 1 contains the Revised Supplemental Reference Related to the Environmental Report

November 7, 2005

- AET 05-0085 - Submittal of Additional Information Related to the Integrated Safety Analysis for the American Centrifuge Plant.
Enclosure 4 contains changed pages for the Security Program

The affidavits state that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

1. The information sought to be withheld from public disclosure is owned and has been held in confidence by USEC.
2. The information is of a type customarily held in confidence by USEC and not customarily disclosed to the public.
3. The information is being transmitted to the NRC in confidence and, under the provisions of 10 CFR 2.390, is to be received in confidence by the NRC.
4. The information sought to be protected is not available in public sources or available information has not been previously employed in the same original manner or method to the best of USEC's knowledge and belief.
5. Public disclosure of this proprietary information is likely to cause substantial harm to the competitive position of USEC because it may enhance the ability of competitors to position and provide similar products.

We have reviewed your applications and the material in accordance with the requirements of 10 CFR 2.390 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 documents listed above marked as proprietary, will be withheld from public disclosure pursuant to 10 CFR 2.390(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 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 of the date of public disclosure, in advance which will be a reasonable time thereafter.

If you have any questions regarding this matter, I may be reached at 301-415-8113.

Sincerely,

/RA/

Yawar H. Faraz, Project Manager
Gas Centrifuge Facility Licensing Section
Special Projects Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket: 70-7004

cc: William Szymanski/DOE
Dan Minter/SODI
James Curtiss/W&S
Rod Krich/LES
Rocky Brown/Mayor of Beaver
Billy Spencer/Mayor of Piketon
Harry Rioer/Pike Co. Commissioner
Larry Scaggs/Seal Twp. Trustee
Kara Willis/ Gov. Taft's Reg. 7 office
Mary Glasgow/Cong. Portman
Donald Silverman/Morgan Lewis
Lindsay Lovejoy/NIRS
Ewan Todd/PRESS
Geoffrey Sea
Dwight Massie/Pike CoC
Carrie Mytinger/Cong. Ney

Michael Marriotte/NIRS
Carol O'Claire/Ohio EMA
Randall DeVault/DOE
Peter Miner/USEC Inc.
Dan Horner/McGraw Hill
Jim Brushart/Pike Co. Comm. Chair.
Teddy West/Scioto Twp. Trustee
Ted Wheeler/Pike County Auditor
Robert Huff/Portsmouth CoC
Marvin Jones/Chillicothe CoC
Roger Suppes/Ohio DoH
David Bowe/SPFPA/USEC
Vina Colley/PRESS
Blaine Beakman/Pike CoC
Joyce Weeth/Pike CoC
MarJean Kennedy/Gov. Taft

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 Division of Fuel Cycle Safety
 and Safeguards
 Office of Nuclear Material Safety
 and Safeguards

cc: William Szymanski/DOE Dan Minter/SODI James Curtiss/W&S Rod Krich/LES Rocky Brown/Mayor of Beaver Billy Spencer/Mayor of Piketon Harry Rioer/Pike Co. Commissioner Larry Scaggs/Seal Twp. Trustee Kara Willis/ Gov. Taft's Reg. 7 office Mary Glasgow/Cong. Portman Donald Silverman/Morgan Lewis Lindsay Lovejoy/NIRS Ewan Todd/PRESS Geoffrey Sea Dwight Massie/Pike CoC Carrie Mytinger/Cong. Ney	Michael Marriotte/NIRS Carol O'Claire/Ohio EMA Randall DeVault/DOE Peter Miner/USEC Inc. Dan Horner/McGraw Hill Jim Brushart/Pike Co. Comm. Chair. Teddy West/Scioto Twp. Trustee Ted Wheeler/Pike County Auditor Robert Huff/Portsmouth CoC Marvin Jones/Chillicothe CoC Roger Suppes/Ohio DoH David Bowe/SPFPA/USEC Vina Colley/PRESS Blaine Beakman/Pike CoC Joyce Weeth/Pike CoC MarJean Kennedy/Gov. Taft
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