April 6, 2007

Mr. Steve Cowne
Licensing Manager
Louisiana Energy Services
P.O. Box 1789
Eunice, NM 88231

SUBJECT: APPROVAL OF LOUISIANA ENERGY SERVICES REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE (LOUISIANA ENERGY SERVICES GAS CENTRIFUGE URANIUM ENRICHMENT FACILITY)

Dear Mr. Cowne:

By letter dated March 1, 2007 (NEF-07-00016-NRC), Louisiana Energy Services (LES) submitted an affidavit dated February 28, 2007, executed by Mr. John Swailes. In the letter, Mr. Swailes requested that project schedules to be provided at a March 7, 2007, meeting in the U.S. Nuclear Regulatory Commission's (NRC) Region II offices be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Part 2, Section 390.

Mr. Swailes did not provide proprietary or non-proprietary versions of the project schedules in the March 1, 2007, letter.

In the affidavit, dated February 28, 2007, Mr. Swailes stated that the project schedules are related to commercial aspects of the National Enrichment Facility and should be withheld from public disclosure for the following reasons:

1. It is information that is typically held in confidence by LES and has been consistently held in confidence by LES.

2. No disclosure of the information has been previously made and the information is not available from public sources.

3. Public disclosure of the information has the potential to result in substantial harm to the competitive position of LES and reduce or foreclose the availability of profit opportunities.

We have reviewed the justifications you provided 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.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

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 in advance of any public disclosure.

Sincerely,

/RA/

Brian W. Smith, Chief
Enrichment and Conversion Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No.: 70-3103
License No.: SNM-2010

cc:
William Szymanski/DOE
Monty Newman/Hobbs
Peter Miner/USEC
Glen Hackler/Andrews
Matt White/Eunice
CO'Claire/Ohio
Joseph Malherek/PC
Tannis Fox/NMED
Roger Mulder/Texas
Fred Seifts/Jal
James Curtiss/W&S
Betty Richman/Tatum
Lue Ethridge/Lea Cty
Richard Ratliff/Texas
Lee Cheney/CNIC
Ron Curry/NMED
Patricia Madrid/NMAG
John Swailes/LES
Lindsay Lovejoy/NIRS
David Trujillo/Lovington
Reinhard Hinterreither/LES
John Parker/NMED
M. Marriotte/NIRS
Cindy Padilla/NMED
D. Watchman-Moore/NMED
Glen Smith/NMAG

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Matt White/Eunice	Richard Ratliff/Texas	M. Marriotte/NIRS
CO'Claire/Ohio	Lee Cheney/CNIC	Cindy Padilla/NMED
Joseph Malherek/PC	Ron Curry/NMED	D. Watchman-Moore/NMED
Tannis Fox/NMED	Patricia Madrid/NMAG	Glen Smith/NMAG
Roger Mulder/Texas	John Swailes/LES	

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