

November 3, 2009

Mr. Robin DeLaBarre
Office of Nuclear Energy, Safety
& Security Affairs, Room 3320 HST
Bureau of International Security
& Nonproliferation
U.S. Department of State
2201 C Street, NW
Washington, D.C. 20520

Dear Mr. DeLaBarre:

Enclosed is an application (Enclosure 1) dated September 2, 2009, received by the U.S. Nuclear Regulatory Commission (NRC), from Global Nuclear Fuel – Americas, L.L.C., requesting Amendment No. 04 to export license XSNM03066/03. The license presently authorizes the export of low-enriched uranium (LEU) as reload fuel for the Laguna Verde Units 1 and 2 nuclear power reactors in Mexico. The purpose of the amendment is to: 1) increase the quantity of LEU authorized for export from 9,488.0 kg of uranium-235 (U-235) contained in 256,240.0 kg uranium to a new cumulative total of 20,500.0 kg of U-235 contained in 420,000.0 kg uranium; 2) add GE Hitachi Nuclear Energy Americas LLC as “Other Party to Export;” and 3) extend the expiration date from December 31, 2009 to September 3, 2014. All other conditions remain the same.

Please advise whether the Executive Branch views provided in the letter dated February 9, 1999 (Enclosure 2) are still valid with regard to the export of the additional LEU to Mexico for use as reload fuel for the Laguna Verde Units 1 and 2. Please confirm that no additional confirmations or assurances from the International Atomic Energy Agency or the Government of

R. DeLaBarre

-2-

Mexico are required for this license amendment. Also, please note that the material may possibly have Australian and Canadian obligations.

Sincerely,

/RA/

Janice E. Owens, Branch Chief
Export Controls and International Organizations
Office of International Programs

Enclosures:

1. Application Dated 09/02/09
XSNM03066/04 - Mexico
Docket Number 11005081
2. Ltr. Dtd. 02/09/99 to J. Dunn Lee

cc w/encls:

T. Harris, NRC/NSIR
R. Goorevich, DOE/NNSA
S. Oehlbert, DOE/NNSA
C. Baugues, DHS/CBP
W. Witter, DTRA
ASNO

S. Aguilar, NRC/NMSS
P. Dessaulles, DOE/NMMSS
S. Clagett, DOC
D. McDarby, DTRA
J. Norles, DOE/NNSA
CNSC

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DOCUMENT NAME: S:\EXPORTS\Exports – Exec Branch\XSNM03066-04 LTR STATE.doc

ADAMS ACCESSION NOS.:

TEMPLATE NO. OIP-004

Package No.: ML092650271

Letter No.: ML093070723

Enclosure 1 No.: ML092660554

Enclosure 2 No.: ML093070717

* See previous concurrence

Publicly Available Non-Publicly Available Sensitive Non-Sensitive

OFFICE	ECIO/OIP	ECIO/OIP	BC:ECIO/OIP
NAME	R Barnes	J Shepherd *	J Owens
DATE	11-2-09	10-8-09	11/3/09

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