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DEC 28 2009

NEF-09-00237-NRC

Attn: Document Control Desk
Director
Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Louisiana Energy Services, LLC
NRC Docket No. 70-3103

Subject: Exemption from Document Disclosures to Public

References: 1. Telecommunications between T. Naquin (NRC) and D. Dotson (LES),
December 15 and 16, 2009
2. LES Letter Number NEF-09-00231-NRC, DOE Updated Cost
Estimate for Conversion and Disposal of DUF₆, dated December 11, 2009
3. Letter from F. Marcinowski (DOE) to G. Smith (LES), dated
September 11, 2009

As follow-up to the Ref. 1 communications, Louisiana Energy Services, LLC (LES) herewith requests that the Ref. 2 and Ref. 3 submittals to the NRC be withheld from public disclosure in accordance with 10 CFR 2.390. The supporting affidavit is provided in the Enclosure.

Should there be any questions concerning this request, please contact Gary Sanford, LES Director of Quality and Regulatory Affairs, at 575.394.5407.

Sincerely,

A handwritten signature in black ink, appearing to read "Dave Sexton", is written over the word "Sincerely,".

Dave Sexton for
Gregory OD Smith
Chief Nuclear Officer and Chief Operating Officer

Enclosure: Affidavit

NIMSSO1

cc:

Tyrone D. Naquin, Project Manager
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ENCLOSURE

AFFIDAVIT

I, Dave Sexton, Chief of Staff of Louisiana Energy Services, LLC at the National Enrichment Facility, make the following representations that to the best of my knowledge and belief:

1. Louisiana Energy Services wishes to have withheld from public disclosure the following documents:
 - LES Letter Number NEF-09-00231, DOE Updated Cost Estimate for Conversion and Disposal of DUF₆, dated December 11, 2009
 - Letter from F. Marcinowski (DOE) to G. Smith (LES), dated September 11, 2009
2. The information contained in the documents cited in 1 above for which exemption from public disclosure is requested is proprietary information related to commercial and financial aspects of the National Enrichment Facility, including the business strategy of LES. LES requests that this information be exempt from disclosure pursuant to the provisions in 10 CFR Part 2.390(a)(4).
3. Public disclosure of the information in the above documents has the potential to result in substantial harm to the competitive position of LES, provide valuable business information to competitors of LES which they could duplicate without having to expend their own resources to develop, and reduce or foreclose the availability of profit opportunities.
4. The information stated in this affidavit has been submitted in accordance with the applicable parts of 10 CFR 2.390 and the guidance contained in NUREG-1556, Vol. 20, Appendix C.4.

Dave E. Sexton
Dave Sexton
Chief of Staff
Louisiana Energy Services, LLC
National Enrichment Facility

12/28/08
Date

I certify the above named person appeared before me and executed this document on this 28th day of December, 2009.

Cindy Y. Owens
Notary Public
My commission expires: 6-16-2012

