

July 1, 2010

Mr. Peter J. Miner, Director
Regulatory Affairs and Quality Assurance
USEC Inc.
6903 Rockledge Dr.
Bethesda, MD 20817-1818

SUBJECT: AMERICAN CENTRIFUGE PLANT AND LEAD CASCADE FACILITY, APPROVAL OF
REQUEST TO WITHHOLD PROPRIETARY INFORMATION FROM PUBLIC
DISCLOSURE

Dear Mr. Miner:

By letters dated May 21, 2010, and May 28, 2010 (USEC 10-0001), containing affidavits you executed and dated May 20, 2010, and May 27, 2010, respectively, and USEC Inc. (USEC) presentations dated May 6, 2010, and May 26, 2010, containing affidavits you executed and dated May 6, 2010, and May 26, 2010, respectively, 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:

May 21, 2010 - Request for Confirmation of Absence of Direct or Indirect Transfer of Ownership or Control

May 28, 2010 - Submittal of Transaction Documents in Support of NRC Review

May 6, 2010 - Meeting With NRC - Proposed Minority Investment (Power Point Presentation)

May 26, 2010 - Summary of Toshiba/B&W Minority Investment in USEC Inc. (Power Point Presentation)

The affidavits stated 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; and
6. Disclosure of the details of USEC's transaction with Toshiba and B&W may provide insights into the business and marketing decisions of USEC.

We have reviewed your application 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 should also 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 the date of public disclosure, which will be a reasonable time thereafter.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this matter, I may be reached at (301) 492-3117 or via e-mail at osiris.siurano-perez@nrc.gov.

Sincerely,

/RA/

Osiris Siurano-Perez, Project Manager
Uranium Enrichment Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket Nos.: 70-7003, 70-7004
License Nos.: SNM-7003, SNM-2011

cc: Mr. Terry Sensue, USEC Inc.
American Centrifuge Plant
PO Box 628, MS 7560
Piketon OH 45661

- 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; and
- 6. Disclosure of the details of USEC's transaction with Toshiba and B&W may provide insights into the business and marketing decisions of USEC.

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Sincerely,
/RA/

Osiris Siurano-Perez, Project Manager
Uranium Enrichment Branch
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and Safeguards
Office of Nuclear Material Safety
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Docket Nos.: 70-7003, 70-7004
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OFC	UEB		UEB		UEB	
NAME	OSiurano		TRichmond		BSmith	
DATE	06/18/10		06/25/10		07/01/10	