

February 10, 2011

EA-11-013

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

SUBJECT: REVIEW OF USEC INC. REQUEST FOR WRITTEN CONSENT TO TRANSFER
MATERIALS LICENSES (TAC L33027)

Mr. Miner:

I am responding to your letter dated September 10, 2010 (AET 10-0039), transmitting USEC Inc.'s (USEC) "Request for Written Consent to Transfer Materials Licenses," to the U.S. Nuclear Regulatory Commission (NRC) for review and approval. USEC requested: (1) NRC consent to transfer control of License Numbers SNM-7003 and SNM-2011, for the American Centrifuge Lead Cascade Facility (Lead Cascade) and the American Centrifuge Plant (ACP), respectively, from USEC to the subsidiary limited liability company, American Centrifuge Operating, LLC; and (2) NRC approval of changes to the Lead Cascade and ACP material licenses and security program documents to reflect changes in USEC's corporate structure and the proposed change of licensee.

The NRC staff has completed its review of your request. Enclosed, please find the NRC staff's Safety Evaluation Report (SER) prepared in response to your request (Enclosure 1). As noted in the SER, based on its evaluation of the information provided, the NRC staff has concluded that the proposed corporate restructuring changes are consistent with applicable provisions of the law, regulations, and orders issued by the Commission and, as such, are acceptable. As a result, the NRC is issuing the enclosed Order (Enclosure 2), which documents NRC's approval of the license transfers. This order will be published in the Federal Register.

Enclosed, you will also find the draft amended License Numbers SNM-7003, Amendment 6 (Enclosure 3), and SNM-2011, Amendment 2 (Enclosure 4). These will be amended to change the name of the licensee from USEC Inc. to American Centrifuge Operating, LLC, and to reflect recent revisions to USEC's licensing basis documents, and all Information Systems Security Plans and Classified Distributed Information Network Plans. Additionally, Condition 23 of the ACP license will be revised to reflect changes as a result of the updated leasing agreement. The NRC will make effective the amended licenses when all transfer actions are completed in accordance with the Order.

With regards to the changes to the security program, the NRC has determined that the proposed changes would not have any adverse impacts on public health and safety, security, or the environment. Therefore, the proposed changes are approved. A copy of the draft Facility Data and Approval Record (FDAR) No. 8759-NRC-11-001 for ACO was mailed to Mr. John Weidner, Facility Security Officer on January 19, 2011. The FDAR will be effective at the time the license transfer is completed.

An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(21).

If you have any questions regarding this letter, please contact Mr. Osiris Siurano at (301) 492-3117.

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

Sincerely,

/RA/

Catherine Haney, Director
Office of Nuclear Material Safety
and Safeguards

Docket Nos. 70-7003 and 70-7004
License Nos. SNM-7003 and SNM-2011

Enclosures: As stated

cc:

Shirley Bandy/Ohio
Lee Blackburn/Ohio
Norman Gilliland/The Jackson County Times-Journal
Christopher M. Manegold/Ohio
Paul Bessette/Morgan, Lewis & Bockius
Marvin Jones/Ohio
Patricia A. Marida/Ohio
Ben Marrison/Ohio
Michael Mariotte/NIRS
Dan Minter/Ohio
Enid Nagel/Ohio
Carol O'Claire/Ohio
Robert E. Owen/Ohio
Pike County News Watchman/Ohio
Billy Spencer/Ohio
Joseph P. Sulzer/Ohio
William Szymanski/DOE/HQ
Mike Throne/Ohio
Teddy Wheeler/Ohio

Vina Colley/P.R.E.S.S.
Misty Brewster/Ohio
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Kathleen Boutis/SONG
David Bowe/Ohio
Margaret Buchanan/Ohio
Lisa Carver/Ohio
John Clark/Ohio
Stacey Sark/Ohio
Geoffrey Sea/Ohio
T. Sensue/USEC Inc., Ohio
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Robert Shoultz/Ohio
Dale Reed/Ohio
Harry Rider/Ohio
D. Rogers, USEC Inc./, Ohio
Jamie C. Thorpe/Ohio
Ewan Todd/Ohio

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