MFFFPEm Resource

From: Tiktinsky, David
Sent: Thursday, January 20, 2011 11:40 AM
To: Tardiff, Al; Sexton, Kimberly; Campbell, Larry; Morrissey, Kevin
Cc: MFFFHearingFile Resource
Subject: FW: NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf
Attachments: Signed - NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Letter we received from NNSA.

-----Original Message-----
From: Jarboe, Lenda [mailto:Lenda.Jarboe@nnsa.doe.gov]
Sent: Thursday, January 20, 2011 11:12 AM
Cc: Stapleton, Bernard; Tiktinsky, David
Subject: FW: NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf

Lenda S. Jarboe
Program Support Specialist
Defense Nuclear Security
Office of the Associate Administrator
PH: 202-586-8900
FAX: 202-586-4440

-----Original Message-----
From: Jarboe, Lenda
Sent: Thursday, January 20, 2011 11:05 AM
To: 'jim.wiggins@nrc.gov'
Cc: 'David.tikinsky@nrc.gov'; 'joseph.rivers@nrc.gov'; 'bernard.stapletom@nrc.gov'
Subject: NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf

Please find attached the Office of Defense Nuclear Security's letter to Mr. James Wiggins regarding written direction to the Mixed Oxide (MOX) Fuel Fabrication Facility contractor on the classification guidance to be used. The original has been dispatched by mail to the recipient; for all others, please consider the attached document your courtesy copy.

Reference ePegasus # ACT-NA-72-11-5.2010-298965.

Lenda S. Jarboe
Program Support Specialist
Office of the Chief
Defense Nuclear Security
202-586-8900

Hearing Identifier: MixedOxideFuelFabricationFacility_Public
Email Number: 179

Mail Envelope Properties (0A64B42AAA8FD4418CE1EB5240A6FED1248DE2A908)

Subject: FW: NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf
Sent Date: 1/20/2011 11:40:08 AM
Received Date: 1/20/2011 11:40:10 AM
From: Tiktinsky, David

Created By: David.Tiktinsky@nrc.gov

Recipients:
"MFFFHearingFile Resource" <MFFFHearingFile.Resource@nrc.gov>
Tracking Status: None
"Tardiff, Al" <Al.Tardiff@nrc.gov>
Tracking Status: None
"Sexton, Kimberly" <Kimberly.Sexton@nrc.gov>
Tracking Status: None
"Campbell, Larry" <Larry.Campbell@nrc.gov>
Tracking Status: None
"Morrissey, Kevin" <Kevin.Morrissey@nrc.gov>
Tracking Status: None

Post Office: HQCLSTR02.nrc.gov

Files	**Size**	**Date & Time**
MESSAGE	1204	1/20/2011 11:40:10 AM
Signed - NRC ltr MOX 1229101 Revised 01131111.doc[1].pdf	79730	

Options
Priority: Standard
Return Notification: No
Reply Requested: No
Sensitivity: Normal
Expiration Date:
Recipients Received: Follow up

National Nuclear Security Administration

Department of Energy
National Nuclear Security Administration
Washington, DC 20585

January 20, 2011

Mr. James T. Wiggins
Director
Office of Nuclear Security and Incident Response
Nuclear Regulatory Commission
11545 Rockville Pike
Mail Stop T 4D22A
Rockville, MD 20852

Dear Mr. Wiggins, Jim

We are in the process of providing written direction to the Mixed Oxide (MOX) Fuel Fabrication Facility contractor concerning specific classification guidance. There has been some understandable confusion in the past given that the MOX facility is a National Nuclear Security Administration (NNSA) facility licensed by the Nuclear Regulatory Commission (NRC). As you are probably aware, our respective agencies have agreed to prepare a joint classification guide. My office is actively working with the MOX contractor and the Department of Energy's Office of Health, Safety and Security (HSS) to prepare an initial draft. HSS anticipates this process will take one year. Once the initial draft is complete, we will begin coordination with NRC staff to ensure that the information assets at the MOX facility are appropriately addressed.

Until such time as the joint classification guide is issued, NNSA needs to provide written direction to the MOX contractor on the classification guidance to be used. I understand that our respective staffs have coordinated on this matter and agreed that the appropriate interim classification guide for Safeguards and Security Information is *Classification and Unclassified Controlled Nuclear Information (UCNI) for Safeguards and Security Information* (CG-SS-4). I believe that NRC staff are accustomed to using this guide for a number of fuel cycle facilities and are aware of marking and protection requirements. This would include the full spectrum of classified and sensitive unclassified information that might be determined, using CG-SS-4.

As the MOX facility is unique with both NNSA and NRC equities, I would appreciate your agreement on the use of CG-SS-4 as the interim classification guide prior to our sending out that direction. NRC agreement on this direction would provide assurance to the MOX contractor that our respective agencies are working together and have a common

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understanding of classification and information protection requirements. For your reference, the NRC staff who were coordinated with on this issue include Mr. Joseph Rivers, Senior Advisor on Security; Mr. Bern Stapleton, Information Security Branch Chief; and Mr. David Tiktinsky, MOX Program Manager.

Sincerely,

Bradley A. Peterson
Chief, Defense Nuclear Security

cc: Joseph Rivers, NRC
Bernard Stapleton, NRC
David Tiktinsky, NRC

bcc: Kevin Leifheit, NA-72
Amy Whitworth, NA-72