

October 12, 2011

Mr. Robert Van Namen, Senior Vice President
United States Enrichment Corporation
2 Democracy Center
6903 Rockledge Drive
Bethesda, MD 20817-1818

SUBJECT: PART 76 CERTIFICATE OF COMPLIANCE TERMINATION FOR THE UNITED STATES ENRICHMENT CORPORATION, PORTSMOUTH GASEOUS DIFFUSION PLANT (TAC NO. L32771)

Dear Mr. Van Namen:

The U.S. Nuclear Regulatory Commission's (NRC's) staff reviewed the letter submitted by the United States Enrichment Corporation (USEC), Portsmouth Gaseous Diffusion Plant (PORTS), on October 3, 2011, pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 76, notifying the NRC of the successful de-lease of all remaining NRC-certified facilities at PORTS to the Department of Energy (DOE). USEC's October 3, 2011 letter also provides, via enclosure, its documentation of transfer of ownership and possession of all remaining NRC-regulated material to DOE and its certification of non-possession of classified holdings. The letter from USEC is available via NRC's Agencywide Documents Access and Management System (ADAMS) Accession Number ML112840450.

The notification and documentation provided in USEC's October 3, 2011 letter are the final actions necessary for the NRC to terminate USEC's Certificate of Compliance for PORTS, as determined previously in the NRC's letter to USEC (ML112500379), dated September 27, 2011, in which the NRC previously approved the safety basis of the Certificate termination and notified USEC of the remaining requirements necessary for final Certificate termination, as described above.

As of the date of this letter, the NRC hereby terminates the PORTS Certificate of Compliance (GDP-2). The terminated Certificate of Compliance is included as an enclosure to this letter. The termination of the PORTS Certificate also closes the associated docket (70-7002) and closes all associated Technical Assignment Control (TAC) numbers (including TAC L32771). All planned inspection and assessment activities at PORTS will no longer be required and are therefore cancelled. The NRC expects that USEC will initiate action to terminate any financial surety instruments associated with PORTS in accordance with its submittal of the Paducah Gaseous Diffusion Plant Decommissioning Funding Program Description (TAC L32774), submitted to the NRC on July 25, 2011.

In accordance with 10 CFR, Section 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 Publicly Available Records System component of NRC's ADAMS. ADAMS is accessible from NRC's Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions regarding this action, please contact Mr. Kevin Mattern at (301) 492-3221, or via e-mail to Kevin.Mattern@nrc.gov.

Sincerely,

/RA/

John D. Kinneman, Director
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Enclosure:
As stated

Docket No. 70-7002
Certificate No. GDP-2

cc: Mr. Al Stone, USEC-PORTS
United States Enrichment Corporation
PO Box 628, MS 1212
Piketon, OH 45661

Mr. Steven Toelle
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Mr. Randall M. DeVault
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Oak Ridge, TN 37832

Mr. William E. Murphie, Manager
Portsmouth/Paducah Project Office
Department of Energy
1017 Majestic Drive, Suite 200
Lexington, KY 40513

If you have any questions regarding this action, please contact Mr. Kevin Mattern at (301) 492-3221, or via e-mail to Kevin.Mattern@nrc.gov.

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/RA/

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