

From: Sensue, Terry [sensuet@usec.com]
Sent: Thursday, November 17, 2011 5:09 PM
To: Siurano-Perez, Osiris
Cc: Coriell, Kelly L; Miner, Peter J
Subject: Revision to DFP for the Lead Cascade
Attachments: Final NRC Response ML113081356.pdf

Osiris, thanks for the electronic copy of the NRC's November 9, 2011, letter attached. I do have a question regarding this matter – “Why the need to submit the draft Surety Bond Rider for NRC's review and approval”? The letter states, in part within the third paragraph, “The revisions to the proposed change to Chapter 10.0 of the LA and DFP for the LA for the Lead Cascade have been found acceptable with the condition that, within 45 days from the date of this letter, USEC will submit a draft surety bond that provides the financial institute that will underwrite the bond for the approved DCE to the NRC for review.” For instance, here is what is driving my question.

USEC Inc. (USEC) letter AET 11-0001 dated January 28, 2011 submitted proposed changes to Chapter 10.0 of the License Application and Decommissioning Funding Plan (DFP) for the American Centrifuge Lead Cascade Facility (Lead Cascade). U.S. Nuclear Regulatory Commission (NRC) Requests for Additional Information (RAIs) were transmitted to USEC on May 24, 2011. Specifically, RAI Comment #11 requested final draft instruments for review along with its responses to the above comments. USEC letter AET 11-0039 dated July 22, 2011 provided RAI responses (Enclosure 1) and a draft Surety Bond Rider and a draft Standby Trust Agreement was provided for NRC review (Enclosure 3). This draft Surety Bond Rider also incorporated the two comments provided by NRC letter dated May 17, 2011 regarding the draft Surety Bond Rider Associated with Request for Transfer of Licenses (TAC No. L33134). On September 19, 2011, NRC transmitted questions requesting clarification of USEC's RAI responses and also two comments in regards to the draft Surety Bond and the draft Standby Trust Agreement, respectively. USEC letter AET 11-0048 dated October 4, 2011 provided clarifications to the NRC's RAIs and these two comments. No further questions and/or comments were raised by NRC related to the draft financial assurance instruments.

Therefore, I do not see the need to resubmit this draft Surety Bond Rider again for further NRC review. If NRC is in agreement with the draft financial assurance instruments previously submitted by USEC within letter AET 11-0039, then USEC proposes documenting completion of this 45-day submittal condition within the letter USEC will be submitting to the NRC for the final executed financial assurance instruments for the approved decommissioning cost estimate to meet NRC's 60-day submittal condition.

I look forward to hearing your response to my question and proposed solution. Terry

From: Siurano-Perez, Osiris [<mailto:Osiris.Siurano-Perez@nrc.gov>]
Sent: Thursday, November 17, 2011 10:11 AM
To: Sensue, Terry
Subject: Revision to DFP for the Lead Cascade

Here is the letter.

Osiris