



10 CFR 70.5

April 4, 2012

AES-O-NRC-12-02083

ATTN: Document Control Desk  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

AREVA Enrichment Services, LLC  
Eagle Rock Enrichment Facility  
NRC Docket No: 70-7015  
License SNM-2015

Subject: Electronic Copies of License Basis Documents, Revision 4 and Quality Assurance Program Description, Revision 6

This letter submits the electronic copies of AREVA Enrichment Services (AES) Eagle Rock Enrichment Facility (EREF) License Basis Documents Revision 4 and the Quality Assurance Program Description (QAPD) Revision 6. Reference (1) submitted the hardcopies of the revisions to these documents.

The enclosed compact discs contain the EREF License Basis Documents Revision 4 and the Quality Assurance Program Description (QAPD) Revision 6 in accordance with 10 CFR 70.21, Filing, and 10 CFR 70.5, Communications.

- 1) Discs 1 and 2 provide the portions of the EREF License Basis Documents Revision 4 that do not contain any proprietary, security-related sensitive unclassified non-safeguards information (SUNSI), or export control information (ECI), and also provide the QAPD Revision 6.
- 2) Discs 3 and 4 provide the portions of the EREF License Basis Documents Revision 4 that contain either proprietary or SUNSI information that AES is requesting be withheld from public disclosure in accordance with 10 CFR 2.390. In accordance with 10 CFR 2.390(b) an affidavit supporting our request to withhold this proprietary and SUNSI information is enclosed.
- 3) Disc 5 provides the portions of the EREF License Basis Documents Revision 4 that contain information deemed ECI under 10 CFR 810. AES requests that this ECI information be withheld from public disclosure in accordance with 10 CFR 2.390, paragraphs (a)(1) and (a)(3).

Enclosure 1 provides an affidavit supporting our request to withhold proprietary and ECI in accordance with 10 CFR 2.390(b).

**AREVA ENRICHMENT SERVICES LLC**

Solomon Pond Park - 400 Donald Lynch Boulevard, Marlborough, MA 01752  
Tel. : 508 229 2100 - Fax : 508 573 6610 - www.aveva.com

\* ECI withheld

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Q004

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If you have any questions regarding this submittal, please contact me at (508) 573-6554.

Respectfully,



James A. Kay  
Licensing Manager

References:

1. AES-O-NRC-12-01982, License Basis Documents, Revision 4, and Quality Assurance Program Description, Revision 6, dated February 9, 2012

Enclosures:

- 1) Affidavit of James A. Kay
- 2) Discs 1 and 2 – Redacted versions of the Environmental Report and Safety Analysis Report, and the Quality Assurance Program Description
- 3) Discs 3 and 4 – Proprietary and SUNSI portions of the Environmental Report and Safety Analysis Report; Emergency Plan; Fundamental Nuclear Material Control Plan; Physical Security Plan; Standard Practice and Procedure Plan; Redacted version of the Integrated Safety Analysis Summary
- 4) Disc 5 – ECI portions of the Integrated Safety Analysis Summary

cc:

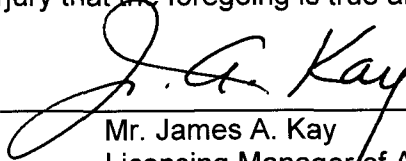
Breeda Reilly, Senior Project Manager (w/o enclosures)  
Rosemary Reeves, Project Manager (w/o enclosures)

- a) I am the Licensing Manager for the AREVA Enrichment Services LLC (AES), and as such have the responsibility of reviewing the proprietary and confidential information sought to be withheld from public disclosure in connection with our application to construct and operate a uranium enrichment facility. I am authorized to apply for the withholding of such proprietary and confidential information from public disclosure on behalf of AES.
- b) I am making this affidavit in conformance with the provisions of 10 CFR 2.390 of the regulations of the Nuclear Regulatory Commission (NRC), and in conjunction with AES's request for withholding, which is accompanied by this affidavit.
- c) I have knowledge of the criteria used by AES in designating information as proprietary or confidential.
- d) By this submittal, AES seeks to protect from disclosure certain proprietary information contained in Enclosure 3 and ECI information contained in Enclosure 4. This affidavit discusses the bases for withholding certain portions of this submittal, as indicated therein, from public disclosure.
- e) Pursuant to the provisions of 10 CFR 2.390(b)(4), the following is furnished for consideration by the NRC in determining whether the proprietary and ECI information sought to be protected should be withheld from public disclosure.
  1. The information is sought to be withheld from public disclosure because it has been held in confidence by AES. This information is proprietary to AES, and AES seeks to protect it as such. The information proprietary to AES is found in documents listed in paragraph (d) above. AES has separated the proprietary information from non-proprietary information in these documents. Therefore, AES seeks to protect the separated information from public disclosure.
  2. The information sought to be withheld is of a type that would customarily be held in confidence by AES. The information consists of commercial and financial information that provide a competitive advantage to AES.
  3. The information sought to be withheld is being provided to the NRC in confidence, and, under the provisions of 10 CFR 2.390, it is to be received in confidence by the NRC.
  4. The information sought to be withheld is not available in public sources, to the best of AES's knowledge and belief.
  5. Public disclosure of the proprietary information AES seeks to protect is likely to cause substantial harm to AES's competitive position within the meaning of 10 CFR 2.390(b)(4)(v). The proprietary information has substantial commercial value to AES.

For all of the reasons discussed above, AES requests that the identified proprietary information be withheld from public disclosure.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 4, 2012



Mr. James A. Kay  
Licensing Manager of AES LLC  
400 Donald Lynch Boulevard  
Marlborough, MA 01752

  
Notary Public

