



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BLVD
ARLINGTON, TEXAS 76011-4511

October 12, 2012

Donna L. Wichers, President
Uranium One USA, Inc.
907 North Poplar Street, Suite 260
Casper, Wyoming 82601

SUBJECT: NRC APPROVAL OF URANIUM ONE'S REQUEST TO WITHDRAW
DOCUMENT FROM NRC CONSIDERATION

Dear Ms. Wichers:

The purpose of this letter is to notify you that the NRC has granted your request to withdraw a document from consideration by the NRC. By letter dated September 5, 2012, you submitted the results of an investigation to the NRC as requested by Condition 3 of the Confirmatory Action Letter dated July 5, 2012. By letter dated September 20, 2012, however, you requested to withdraw the investigation report from NRC consideration. Specifically, you requested that the September 5, 2012, letter and all attachments be withdrawn and returned to you. You also stated that Uranium One's response to Condition 3 of the Confirmatory Action Letter would be submitted by different correspondence. You subsequently submitted the necessary information to the NRC by letter dated September 21, 2012.

Regulation 10 CFR 2.390(c)(3) states, in part, that whenever a submitter desires to withdraw a document from Commission consideration, it may request return of the document, and the document will be returned unless the information forms part of the basis of an official agency decision, including but not limited to, a rulemaking proceeding or licensing activity. We have reviewed your request for withdrawal of the investigation report, and we have determined that your original submittal dated September 5, 2012, has not been used to form the basis of an official agency decision. Therefore, your request to withdraw the document from agency consideration is approved.

In response to your request, the September 5, 2012, document has been removed from our Agencywide Documents Access and Management System (ADAMS). By e-mail dated September 20, 2012, you agreed to allow the NRC to shred the two original copies of the document that you submitted to the NRC on September 5, 2012, rather than physically return the documents to you. These two documents have been destroyed by our staff. Further, the NRC has taken steps to ensure that all electronic copies of the document have been deleted from the personal files of certain NRC staff who may have possessed these files.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC's Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

Should you have any questions concerning this letter, please contact Mr. Robert Evans at 817-200-1234, Ms. Linda M. Gersey at 817-200-1299, or D. Blair Spitzberg, Chief, at 817-200-1191.

Sincerely,

/RA/

Anton Vogel, Director
Division of Nuclear Materials Safety

Docket: 040-08502

License: SUA-1341

cc:

Mr. Carl Anderson, Administrator
Wyoming Department of Environmental Quality
Solid and Hazardous Waste Division
122 West 25th Street
Cheyenne, Wyoming 82002

Ms. Nancy Nuttbrock, Administrator
Wyoming Department of Environmental Quality
Land Quality Division
1866 South Sheridan Ave.
Sheridan, Wyoming 82801

Wyoming Radiation Control Program Director

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DRAFT: S:\DNMS\NMSB-B\RJE\Uranium One Request to Withdraw Report.docx
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ADAMS	<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> SUNSI Review Complete		Reviewer Initials: RJE
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	<input type="checkbox"/> Non-publicly Available		<input type="checkbox"/> Sensitive		
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