

March 12, 2013

Peter J. Miner, Director
Nuclear Regulatory Affairs
USEC, Inc.
6903 Rockledge Drive
Bethesda, MD 20817-1818

SUBJECT: WITHDRAWAL OF REQUEST TO REVIEW AND APPROVE THE SECURITY PROGRAM AND CYBER SECURITY PLANS FOR AMERICAN CENTRIFUGE MANUFACTURING, LLC - TECHNICAL ASSIGNMENT CONTROL NO. L34145

Dear Mr. Miner:

I am responding to your letter dated March 4, 2013 (ACM 13-0003), requesting the U.S. Nuclear Regulatory Commission (NRC) withdraw from review the August 22, 2011 (ACM 11-0004), request for NRC's review and approval of the Security Program and Cyber Security Plans for the American Centrifuge Manufacturing, LLC (ACM) and other associated documents. Specifically, you request that the following documents be removed from the NRC's review:

- ACM 11-0004, dated August 22, 2011, "Submittal of American Centrifuge Manufacturing, LLC Security Program/Cyber Security Plans"
- ACM 12-0001, dated January 12, 2012, "Submittal of Replacement American Centrifuge Manufacturing Cyber Security Plans for Classified Systems"
- ACM 12-0004, dated May 15, 2012, "Submittal of American Centrifuge Manufacturing, LLC Security Plan"
- ACM 13-0002, dated January 28, 2013, "Submittal of Operations security Plans for American Centrifuge Manufacturing and Alliant technical Systems" (Enclosure 1 only)

In your request, you stated that ACM is currently involved in a cooperative agreement with the U.S. Department of Energy (DOE) for research, development and demonstration of the American Centrifuge, which is in effect until December 31, 2013. In your request you also stated that, based on discussions with members of the DOE and NRC staffs, it was determined to be appropriate for ACM to remain under the cognizance of the DOE during the execution of the cooperative agreement. Accordingly, it is necessary to withdraw the associated documents from the review process and resubmit at a later date.

The NRC staff has completed its review of your submittal. Based on its review of the information provided, the NRC staff has determined that ACO has provided appropriate justification for withdrawing the above mentioned actions/documents. The NRC staff also agreed that, at this time, ACM should remain under the cognizance of the DOE during the execution of the cooperative agreement. Therefore, as requested in your letter, the NRC is proceeding to withdraw these documents from further review. Efforts under Technical Assignment Control (TAC) number L34145, Revision to ACM Cyber Security Program and Cyber Security Plans, and TAC number L34225, Review of OPSEC Plans for ACM, are now closed.

In accordance to Title 10 of the *Code of Federal Regulations* 2.390(d) 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 component of NRC's document system Agency wide Documents Access and Management System(ADAMS). ADAMS is accessible from the NRC 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. Osiris Siurano-Perez at (301) 492-3117, or e-mail Osiris.Siurano-Perez@nrc.gov.

Sincerely,

/RA/ J. Downs for

Brian W. Smith, Chief
Uranium Enrichment Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket Nos. 70-7003, 70-7004
License Nos. SNM-7003, SNM-2011

cc: Mr. Peter Miner, Director, Nuclear Regulatory Affairs, American Centrifuge Operating, LLC
Mr. Steven R. Penrod, Vice President, Enrichment Operations
Mr. Daniel W. Rogers, General Manager, American Centrifuge Plant Operations
Mr. Vernon J. Shanks, Regulatory Manager
Mr. Paul E. Sullivan, Vice President, American Centrifuge

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If you have any questions regarding this action, please contact Mr. Osiris Siurano-Perez at (301) 492-3117, or e-mail Osiris.Siurano-Perez@nrc.gov.

Sincerely,

Brian W. Smith, Chief
 Uranium Enrichment Branch
 Division of Fuel Cycle Safety
 and Safeguards
 Office of Nuclear Material Safety
 and Safeguards

Docket Nos. 70-7003, 70-7004
 License Nos. SNM-7003, SNM-2011

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 Mr. Steven R. Penrod, Vice President, Enrichment Operations
 Mr. Daniel W. Rogers, General Manager, American Centrifuge Plant Operations
 Mr. Vernon J. Shanks, Regulatory Manager
 Mr. Paul E. Sullivan, Vice President, American Centrifuge

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