



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION II  
245 PEACHTREE CENTER AVENUE NE, SUITE 1200  
ATLANTA, GEORGIA 30303-1257

September 12, 2013

EA-13-063

Gary J. Laughlin, Chief Nuclear Officer  
and Head of Technical Services  
Louisiana Energy Services  
National Enrichment Facility, L.L.C.  
P.O. Box 1789  
Eunice, NM 88231

SUBJECT: STATUS OF VIOLATION 70-3103/2013-003-01

Dear Mr. Laughlin:

Thank you for your reply to the Notice of Violation 70-3103/2013-003-01, "Falsification of Construction Quality Records Discovered Prior to Cascade Operation," documented in our letter dated July 29, 2013. In your response, you formally denied that LES-NEF was in violation of 10 CFR 70.9, Complete and Accurate Information and you contend that a violation of section 17, Quality Assurance Records, of the URENCO USA Quality Assurance Program Description is the more appropriate violation for this issue. Please be aware that the denial is under review and we will provide you our conclusion and basis for our conclusion at a later date.

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

If you have any questions, please contact us.

Sincerely,

*/RA/*

James A. Hickey, Chief  
Fuel Facility Inspection Branch 2  
Division of Fuel Facility Inspection

Docket No. 70-3103  
License No. SNM-2010

cc: (See page 2)

September 12, 2013

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James A. Hickey, Chief  
Fuel Facility Inspection Branch 2  
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PUBLICLY AVAILABLE       NON-PUBLICLY AVAILABLE       SENSITIVE       NON-SENSITIVE  
ADAMS:  Yes      ACCESSION NUMBER: ML13256A015       SUNSI REVIEW COMPLETE       FORM 665 ATTACHED

OFFICE	RII:DFFI	RII:EICS					
SIGNATURE	/RA/	/RA/					
NAME	LPitts	CEvans					
DATE	9/11/2013	9/11/2013	9/ /2013	9/ /2013	9/ /2013	9/ /2013	9/ /2013
E-MAIL COPY?	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO

OFFICIAL RECORD COPY      DOCUMENT NAME: G:\DFFI\ACKNOWLEDGMENT LETTERS\LES\LES 2013-003 NOV DENIAL ACKNOWLEDGE LETTER.DOCX

cc: Perry Robinson, Vice President  
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and General Counsel  
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Santa Fe, NM 87502-5469

Matt White, Mayor  
City of Eunice  
P.O. Box 147/1106 Ave J  
Eunice, NM 88231

The Honorable Sam D. Cobb, Mayor  
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Radiation Controls Bureau  
Field Operations Division  
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Alton Dunn, Mayor  
City of Jal  
P.O. Drawer 340  
Jal, NM 88252

cc: (Cont'd on page 3)

G. Laughlin

3

(cc: cont'd)

Commissioner Gregory H. Fuller  
Chairman  
Lea County Board of County Commissioners  
Lea County Courthouse  
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Gregory Smith, President and Chief Executive Officer  
Louisiana Energy Services, L.L.C.  
Electronic Mail Distribution

Brenda Brooks, Director  
Community Affairs and Government Relations  
Electronic Mail Distribution

Letter to Gary J. Laughlin from James A. Hickey, dated September 12, 2013

SUBJECT: STATUS OF VIOLATION 70-3103/2013-003-01

DISTRIBUTION:

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J. Hickey, RII

L. Pitts, RII

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