

SAFEGUARDS INFORMATION

April 22, 2015

EA-14-144

Mr. Thomas A. Caine, Site Manager
GE-Hitachi Nuclear Energy
Vallecitos Nuclear Center
6705 Vallecitos Road
Sunol, VA 94586

SUBJECT: CONFIRMATORY ORDER

Dear Mr. Caine:

The U.S. Nuclear Regulatory Commission (NRC) is issuing the enclosed Confirmatory Order to the GE-Hitachi Nuclear Energy Americas LLC (GEH) Vallecitos Nuclear Center for NRC license Special Nuclear Material (SNM)-960. The NRC staff has determined that certain site-specific security and material control and accounting measures are needed to protect licensed material. This Order identifies these requirements and requires GEH to adequately document the site's safeguards measures and its commitments for maintaining these measures in order to provide high assurance of public health and safety and common defense and security. These actions are specified as items A-D in Section IV of the enclosed Confirmatory Order. The Confirmatory Order (Enclosure 1) contains Safeguards Information (SGI) and Security-Related Information (SRI) and will be withheld from public disclosure. A redacted version of the Confirmatory Order (Enclosure 2) will be available to the public.

On March 4, 2015, GEH consented to issuance of the enclosed Order. Subsequently, in a letter dated April 9, 2015, GEH waived its right to a hearing (Enclosure 3).

Among other actions, this Order requires GEH to submit an updated site Physical Security Plan and a full description of the Material Control and Accounting Program. Any changes to the site Physical Security Plan should be evaluated by the licensee prior to submittal to the NRC to ensure that there is no decrease in effectiveness in the security of activities and materials authorized under other licenses at the site.

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Pursuant to Section 223 of the Atomic Energy Act of 1954, as amended, any person who willfully violates, attempts to violate, or conspires to violate any provision of this Order shall be subject to criminal prosecution, as set forth in that section. Violation of this Order may also subject the person to civil monetary penalties.

In accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter; Enclosure 2, "Confirmatory Order (Public Version);" and Enclosure 3, "Consent and Hearing Waiver Form;" will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Document Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. Enclosure 1, "Confirmatory Order" contains SGI and SRI and will be withheld from public disclosure.

To the extent possible, your response should not include any personal privacy information, proprietary information, SGI, or SRI so that it can be made available to the public without redaction.

The NRC includes significant enforcement actions on its Web site at <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/>.

If you have any questions or comments concerning this letter, please contact Ms. Marissa Bailey, Director, Division of Fuel Cycle Safety, Safeguards, and Environmental Review, at (301) 415-7250.

Sincerely,

/RA/

Scott W. Moore, Acting Director
Office of Nuclear Material Safety
and Safeguards

Docket No. 70-754
License No. SNM-960

Enclosures:

1. Confirmatory Order (Non-Public)
2. Confirmatory Order (Redacted Public Version)
3. Consent and Hearing Waiver Form

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DATE	3/23/2015	3/25 /2015	4 /13 /2015	4 / 9 /2015	4 / 14 /2015	4 / 22 /2015	

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