

## Langlie, Gary

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**From:** Kuperman, Alan J <akuperman@mail.utexas.edu>  
**Sent:** Tuesday, October 11, 2016 6:45 PM  
**To:** Nader.Manish@nrc.gov  
**Cc:** Langlie, Gary; Habighorst, Peter  
**Subject:** proposed notification to commercial export applicants  
**Attachments:** NRC-HEU-redaction-2006-Response-Aug-letterhead.pdf

Dear Mr. Manish,

On October 7, 2016, ADAMS posted a memo to you dated October 3, 2015 (ML16274A124), proposing to notify commercial export applicants to withhold information from the public, under the provisions of 10 CFR 2.390. The memo states: "If an applicant does not withhold this type of information the NRC will withhold it on the issued license."

I am writing to remind you that the Commission had decided in 2006, in response to my letter of June 12, 2006, to modify its policy on redaction. As Chairman Klein responded to me on August 31, 2006: "NRC will discontinue automatically withholding material quantity information from the public versions of export license applications. As such the NRC intends to disclose quantity information for enriched uranium above 6% U-235, mixed oxide materials, and certain other radionuclides absent an NRC determination of a compelling reason for nondisclosure."

I am concerned that the recent memo may propose to modify the Commission's policy on public disclosure enunciated by Chairman Klein in the attached letter. Please let me know whether any such change is proposed. If so, please also let me know when this proposed change will be posted in the Federal Register and made available for public comment.

Thank you for your consideration.

Sincerely,

Alan J. Kuperman, Ph.D.  
Associate Professor, LBJ School of Public Affairs  
Coordinator, Nuclear Proliferation Prevention Project  
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RIS 2005  
1) CABF - withhold  
2) Export - 26% SNM - withhold  
information.