

RAS 7974

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C O U N S E L O R S A T L A W

DOCKETED
USNRC

June 22, 2004 (1:32PM)

OFFICE OF SECRETARY
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June 16, 2004

VIA FEDERAL EXPRESS

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Re: Transmittal of Proprietary Information, Mixed Oxide Fuel Fabrication Facility, NRC
Docket No. 070-03098-ML

Duke Cogema Stone & Webster ("DCS") submitted to the NRC a revised Construction Authorization Request ("CAR") and associated Environmental Report ("ER") for the Mixed Oxide Fuel Fabrication Facility on June 10, 2004. Enclosed with this letter are the changed portions of the CAR and ER that contain both proprietary and non-proprietary information. The proprietary materials are being transmitted in a separate internal envelope.

The proprietary information is privileged commercial information (withheld from the public pursuant to 10 CFR § 2.390(b)) and safeguards and security information (withheld from the

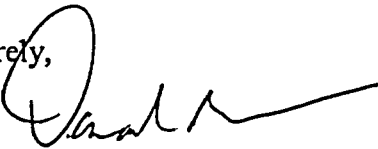
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Ms. Glenn Carroll
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Dr. Edwin Lyman
June 16, 2004
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public pursuant to 10 CFR § 2.390(d)). DCS's original letters transmitting this information to the NRC are also enclosed.

The proprietary enclosures must be maintained in confidence in accordance with your executed Non-Disclosure Affidavits and the Licensing Board's June 29, 2001 Protective Order.

Sincerely,



Donald J. Silverman

Enclosures

c: Certificate of Service (without enclosures)

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD**

**Before Administrative Judges:
Thomas S. Moore, Chairman
Charles N. Kelber
Peter S. Lam**

In the Matter of)
)
)

DUKE COGEMA STONE & WEBSTER)

Docket No. 070-03098-ML

(Savannah River Mixed Oxide Fuel)
Fabrication Facility))
_____)

ASLBP No. 01-790-01-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of the transmittal letter with both proprietary and non-proprietary enclosures were served this 16th day of June, 2004, by Federal Express upon:

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I also certify that copies of the transmittal letter without enclosures were served this day upon the persons listed below by First Class Mail.

Emile L. Julian
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Washington, D.C. 20555-0001

Administrative Judge Peter S. Lam
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Administrative Judge
Thomas S. Moore, Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
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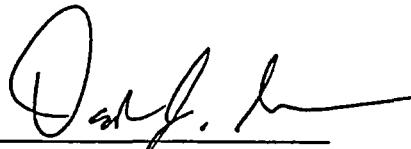
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6/16/04
Date