

February 8, 2012

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

SUBJECT: ORDER EXTENDING THE DATE BY WHICH THE DIRECT TRANSFER OF
LICENSES IS TO BE COMPLETED (TAC L34124)

Dear Mr. Miner:

The U.S. Nuclear Regulatory Commission (NRC) is issuing the enclosed Order, and its supporting Safety Evaluation Report, in response to your January 6, 2012 (AET 12-0004), letter requesting an extension for implementation of the NRC Order EA-11-013. In your letter you requested that the NRC extend the Order's implementation date to May 18, 2012. On January 27, 2012, you submitted a letter (AET 12-0012) requesting that the extension date be changed from May 18, 2012, to February 8, 2013. The NRC Order EA-11-013, dated February 10, 2011, approved the direct transfer of materials licenses for the American Centrifuge Lead Cascade Facility (Lead Cascade, Materials License SNM-7003) and the American Centrifuge Plant (ACP, Materials License SNM-2011) from USEC Inc. (USEC) to the subsidiary limited liability company American Centrifuge Operating, LLC, pursuant to Sections 161b, 161i, 161o and 184 of the Atomic Energy Act of 1954, as amended; 42 United States Code 2201(b), 2201(i), and 2234; and Title 10 of the *Code of Federal Regulations* (10 CFR) 30.34(b), 10 CFR 40.46, and 10 CFR 70.36. This Order was valid for 180 days from its issuance. On August 8, 2011, the NRC approved an extension to the Order. Order EA-11-180 was issued to extend the time for implementation of the conditions in Order EA-11-013 to February 9, 2012.

The NRC staff has considered the information presented in your request and has determined that you have shown good cause to extend the implementation date of NRC Order EA-11-013, dated February 10, 2011. The enclosed Order approves the extension. The NRC will issue amended licenses when all conditions are completed in accordance with Order EA-11-013.

The NRC staff determined that the basis for granting the original transfer of licenses request has not changed and remains valid. Order EA-11-013, as modified by Order EA-11-180 and the enclosed Order, remains in full force and effect, and all of its terms must be met. The enclosed Order has been forwarded to the Office of the *Federal Register* for publication.

This action completes the efforts on Technical Assistance Control (TAC) number L34124.

In accordance with 10 CFR 2.390, "Public Inspections, Exemptions, Requests for Withholding," of the NRC's "Rules of Practice," a copy of this letter and its enclosures will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records System component of NRC's Agencywide 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 letter, please contact Mr. Osiris Siurano at 301-492-3117, or via e-mail to osiris.siurano@nrc.gov.

Sincerely,

/RA/

Catherine Haney, Director
Office of Nuclear Material Safety
and Safeguards

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

Enclosures:
As stated

cc w/enclosures:

Shirley Bandy/Ohio
Michael L. Bear/Ohio
Paul Bessette/Morgan,
Lewis & Bockius
Lee Blackburn/Ohio
Kathleen Boutis/SONG
David Bowe/Ohio
Misty Brewster/Ohio
Rocky Brown/Ohio
Margaret Buchanan/Ohio
Lisa Carver/Ohio
John Clark/Ohio
Vina Colley/P.R.E.S.S.
Norman Gilliland/The Jackson
County Times-Journal
Marvin Jones/Ohio
Christopher M. Manegold/Ohio
Michael Snee/Ohio
Steven Shepherd/SODI

Robert Shoultz/Ohio
Jamie C. Thorpe/Ohio
Ewan Todd/Ohio
Patricia A. Marida/Ohio
Ben Marrison/Ohio
Michael Mariotte/NIRS
Dan Minter/Ohio
Enid Nagel/Ohio
Pike County News Watchman/Ohio
Dale Reed/Ohio
Harry Rider/Ohio
Dan Rogers, USEC Inc./Ohio
Geoffrey Sea/Ohio
Terry Sensue/USEC Inc./Ohio
Billy Spencer/Ohio
Joseph P. Sulzer/Ohio
William Szymanski/DOE/HQ
Mike Throne/Ohio
Teddy Wheeler/Ohio

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