

August 21, 2012

Paul S. Ryerson, Chair  
Administrative Judge  
Atomic Safety and Licensing Board Panel  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Dr. James F. Jackson  
Administrative Judge  
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Dr. Michael O. Garcia  
Administrative Judge  
Atomic Safety and Licensing Board Panel  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

In the Matter of  
GE-Hitachi Global Laser Enrichment LLC  
(GLE Commercial Facility)  
Docket No. 70-7016-ML; ASLBP No. 10-901-03-ML-BD01

Dear Administrative Judges:

In oral testimony on Topic 4 at the mandatory hearing on July 12, 2012, the NRC staff stated that GE-Hitachi Global Laser Enrichment LLC (GLE) needed to obtain a consistency determination from the North Carolina Department of Environment and Natural Resources (NCDENR) pursuant to the Coastal Zone Management Act, which North Carolina implements through its Coastal Area Management Act, before the NRC could issue a license. The purpose of this letter is to inform the Board that on August 13, 2012, GLE received the consistency determination from NCDENR. Therefore, this is no longer an outstanding issue.

Respectfully submitted,

/ Signed (electronically) by /  
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Dated at Rockville, Maryland  
this 21<sup>st</sup> day of August, 2012

cc: Attached Service List

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
GE-HITACHI GLOBAL LASER ENRICHMENT	)	Docket No. 70-7016-ML
LLC	)	
	)	ASLBP No. 10-901-03-ML-BD01
(GLE Commercial Facility)	)	
	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF LETTER TO THE ASLB REGARDING CONSISTENCY DETERMINATION" in the above-captioned proceeding have been served via the Electronic Information Exchange ("EIE") this 21<sup>st</sup> day of August, 2012:

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