

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE SECRETARY**

In the Matter of)	
)	
U.S. DEPARTMENT OF ENERGY)	Docket No. 110-06361
)	
(Export of 93.35% Enriched Uranium))	License No. XSNM3810
)	

RESPONSE TO INSTITUTE FOR RADIOELEMENTS SEPTEMBER 26, 2019
LETTER TO THE COMMISSION

On October 4, 2019, the Office of the Secretary placed on this docket an *ex parte* communication from the Institute for Radioelements (“IRE”), which was a letter dated September 26, 2019 and sent from IRE to the Chairman of the U.S. Nuclear Regulatory Commission. Curium US LLC, NorthStar Medical Radioisotopes, LLC, and Nuclear Threat Initiative (collectively for this submittal the “Petitioners”) have conferred and in the interest of efficiency, Curium jointly submit on behalf of itself and the other Petitioners this response noting that the Petitioners disagree with a number of statements in IRE’s letter, including IRE’s justification for needing highly enriched uranium. The Petitioners reiterate from their petition requests that the appropriate forum to address the factual and legal concerns raised in this proceeding is in a hearing properly briefed and before the Commission.

Respectfully Submitted,

/S/ Signed (electronically) by Amy C. Roma
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Dated in Washington, D.C.
October 10, 2019

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CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2019 copies of the above **Response to Institute for Radioelements September 26, 2019 Letter to the Commission** have been served through the U.S. Nuclear Regulatory Commission E-Filing system on the participants of the above-captioned proceeding. Pursuant to 10 CFR § 110.89(b) and the Memorandum of Russell E. Chazell, NRC Assistant for Rulemaking and Adjudications, to the parties in this proceeding, dated September 23, 2019, I further certify that a copy was served by email to the Executive Secretary, Department of State, at kennald@state.gov.

Respectfully Submitted,

/s/ Signed (electronically) by Amy C. Roma
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