UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NUCLEAR INFORMATION AND RESOURCE SERVICE; COMMITTEE TO BRIDGE THE GAP; PUBLIC CITIZEN, INC.; AND REDWOOD ALLIANCE, Petitioners, v. UNITED STATES NUCLEAR REGULATORYCOMMISSION and the UNITED STATES OF AMERICA, Respondents	No. 04-71432

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PETITION FOR REVIEW

Pursuant to F.R.A.P. 15 and 28 U.S.C. § 2342-2344, Petitioners Nuclear Information and Resource Service, Committee to Bridge the Gap, Public Citizen, Inc., and Redwood Alliance hereby petition the Court for review of a final order of the U.S. Nuclear Regulatory Commission ("NRC" or "Commission") entered January 26, 2004, adopting rules and regulations, as reflected in the Commission's Final Rule, RIN 3150 – AG71, 10 C.F.R. Part 71, entitled "Compatibility With IAEA Transportation Safety Standards

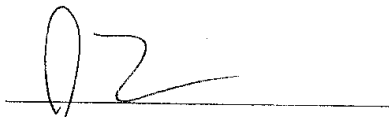
(TS-R-1) and Other Transportation Safety Amendments," as published in 69 Federal Register 3698 et seq., January 26, 2004.

Venue is proper in the Ninth Circuit pursuant to 28 U.S.C. § 2343 because members of petitioners' organizations reside and work in the Ninth Circuit. In addition, the principle offices of Redwood Alliance and Committee to Bridge the Gap are located in the Ninth Circuit.

The grounds for relief are that the Commission's action was arbitrary and capricious, an abuse of discretion, and not in accordance with the Atomic Energy Act, the National Environmental Policy Act, and the Administrative Procedure Act and other applicable law.

Therefore, Petitioners seek review of the Final Rule and ask the Court thereupon to vacate and set aside the final rule.

Respectfully submitted, this 26th day of March, 2004



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Attorneys for Petitioners

PROOF OF SERVICE

I, the undersigned, hereby declare that I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within entitled cause. My business address is 140 Second Street, Sixth Floor, San Francisco, CA 94105. I am familiar with this firm's practice for the collection and processing of mail sent via U.S. Mail, which provides that mail be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

On March 26, 2004 I served the attached **PETITION FOR REVIEW** in said cause via the U.S. Mail by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, for collection and deposit with the U.S. mail on this date according to ordinary business practices, addressed to:

Clerk
United States Nuclear Regulatory Commission
Washington, D.C. 20555-0001

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at San Francisco, California on March 26, 2004.

L Stoller

Lauren Stoller