

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 01-1073

September Term, 2001

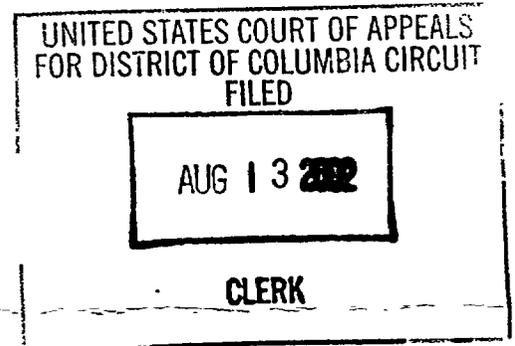
Filed On:

Orange County, North Carolina,
Petitioner

v.

Nuclear Regulatory Commission and United States of
America,
Respondents

Consolidated with 01-1246



ORDER

It is **ORDERED**, by the Court on its own motion, that the following times are allotted for the oral argument of these cases scheduled for September 5, 2002 at 9:30 a.m. in Courtroom No. 20:

Petitioner	--	15 minutes
Respondents	--	15 minutes

Only one counsel per side will be permitted to argue. The panel considering these cases will consist of Circuit Judges Edwards and Rogers and Senior Circuit Judge Williams.

The enclosed Form 72 should be completed and returned to the Clerk's office on or before August 29, 2002.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: *Cheri Carter*
Cheri Carter
Deputy Clerk

Template 06C002

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United States Court of Appeals
for the District of Columbia Circuit

NOTIFICATION TO THE COURT FROM ATTORNEY
INTENDING TO PRESENT ARGUMENT

Case No. _____
& Name: _____

is scheduled for oral argument on _____

I intend to present oral argument in the above case on behalf of

- Petitioner/Appellant Respondent/ Appellee Amicus Curiae Intervenor

(state party name)

and will argue for _____ minutes (needed in the event parties are permitted to divide argument time).

- I am a member of the Bar of this Court in good standing
- I am not a member of the Bar of this Court at this time, but an application for Admission is presently pending
- I am not a member of this Court, but have been granted leave to argue *pro hac vice*
- I will present argument as an attorney *pro se*

Name (print) _____ Date: _____

Firm (print) _____

Phone: Office () _____ Home () _____

(Needed in the event of late calendar changes)

Fax () _____

PLEASE MAIL OR FAX TO :

Courtroom Deputy
U.S. Court of Appeals for the District of Columbia Circuit
333 Constitution Ave, N.W., Room 5423
Washington, DC 20001-2866
FAX Number: (202) 219-8530

United States Court of Appeals for the District of Columbia Circuit

333 Constitution Avenue, NW
Room 5423
Washington, DC 20001

Phone: General Information (202)216-7000
Clerk's Office (202)216-7300
Calendar Clerk/Courtroom Deputy (202)216-7312

Fax: (202)219-8530

United States Court of
Appeals for the District of
Columbia Circuit

Information Pamphlet
Regarding Oral Argument
Procedures

United States Court of Appeals for the District of Columbia Circuit

1. The names of counsel who will argue and, if more than one to a side, the order in which they will appear, must be given to the Clerk's Office at least seven (7) days in advance of the scheduled date for oral argument. This can be accomplished by filling out the Form 72 enclosed with the order allocating argument time, and faxing that form back to the Courtroom Deputy. Changes in names of counsel thereafter shall be reported promptly to the Calendar Clerk.

2. The Court convenes at 9:30 a.m. unless counsel is advised otherwise. Counsel scheduled to argue must check in with the Courtroom Deputy inside the courtroom no later than 9:15 a.m., regardless of the order their case will be heard.

3. Cases usually are called for argument in the order indicated by the court sheet posted on the bulletin board in the lawyers' lounge.** Counsel should remain in the courtroom or in the lawyers' lounge until their case is called. Reading is not permitted in the courtroom except, of course, at the counsel table by attorneys actively engaged in a case while it is being argued. Accordingly, any last minute preparations for oral argument

must take place in the lawyers' lounge.

5. If counsel for the appellant (petitioner) wishes to reserve time for possible rebuttal, counsel should notify the Courtroom Deputy upon check-in. Additionally, the Court's permission should be requested at the outset of counsel's oral presentation. An amber warning light appearing on both sides of the lectern will signal to both counsel and the Court that counsel has encroached upon rebuttal time. A red light will signal that counsel's total argument time has expired.

6. Lights on the lectern indicate argument time remaining. An amber light will come on when appellee (respondent) has 2 minutes of argument time remaining. A red light means that counsel's argument time has expired.

7. A timer located inside the lectern will allow counsel to see how much time remains in his presentation. This timer will count down from the original time allotted.

8. The lectern may be raised or lowered by a red rocker switch on the right side of the lectern just below the shelf. By pressing down the lower portion of the switch, the lectern will be lowered. By pressing the upper portion of the switch, the lectern will be raised.

9. Counsel must speak into the microphone to make use of the loudspeaker system. The microphone is a flat, black piece located on top of the left corner of the lectern. It is not

adjustable. Therefore, counsel must make use of the adjustable lectern to ensure that the Court hears counsel's argument. It is *strongly* advised that counsel raise the lectern to a height such that the microphone is near chin level.

10. Arguments are tape recorded for possible use by the Court. Counsel should speak into the lectern microphone loudly and clearly.

11. Counsel should be familiar with the provisions of the Federal Rules of Appellate Procedure and the Rules of this Court. Federal Rule of Appellate Procedure 34 and Circuit Rule 34 specifically address oral argument.

12. This Court looks with disfavor on any oral argument which is read from a prepared text.

*****The order in which a case shall be heard will be available approximately five (5) days prior to argument on the Court's Internet site: www.cadc.uscourts.gov***

Charles Everett Mullins, Esq.
U.S. Nuclear Regulatory Commission
(NRC) General Counsel
Mail Stop OGC - MS 15 D21
Washington, DC 20555