

January 3, 2003

The Honorable Joe Barton, Chairman
Subcommittee on Energy and Air Quality
Committee on Energy and Commerce
United States House of Representatives
Washington, D.C. 20515

RE: Parents Concerned About Indian Point v. NRC, No. 02-4243 (2d Cir., decided
Nov. 27, 2002)

Dear Chairman:

This petition for review challenged a Commission refusal to reopen emergency planning hearings, terminated nearly twenty years ago, concerning emergency planning at the Indian Point nuclear power reactors. The petitioner was a citizens group who had participated in the original emergency planning hearings. The citizens group filed its lawsuit pro se. We moved to dismiss the court case on multiple grounds. The court of appeals (Leval, Calabresi & Trager, JJ.) dismissed the case summarily, pointing to our argument that a citizens group could not proceed in court "without the representation of an attorney."

Petitioner has ninety days to seek Supreme Court review.

Sincerely,

/RA/

John F. Cordes, Jr.
Solicitor

cc: Representative Rick Boucher

January 3, 2003

The Honorable Sonny Callahan, Chairman
Subcommittee on Energy and Water Development
Committee on Appropriations
United States House of Representatives
Washington, DC 20515

RE: Parents Concerned About Indian Point v. NRC, No. 02-4243 (2d Cir., decided
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John F. Cordes, Jr.
Solicitor

cc: Representative Peter J. Visclosky

January 3, 2003

The Honorable Harry Reid, Chairman
Subcommittee on Energy and Water Development
Committee on Appropriations
United States Senate
Washington, DC 20510

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John F. Cordes, Jr.
Solicitor

cc: Senator Pete Domenici

January 3, 2003

The Honorable Harry Reid, Chairman
Subcommittee on Transportation, Infrastructure and Nuclear Safety
Committee on Environment and Public Works
United States Senate
Washington, DC 20510

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cc: Representative James Inhofe