
THIS CASE IS SET FOR ORAL ARGUMENT 16 JANUARY 2004

Case Nos. 03-1018 and 03-1022

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

MARGENE BULLCREEK, et al.,

Petitioners,

v.

**UNITED STATES NUCLEAR
REGULATORY COMMISSION, et
al.,**

Respondents,

and

**PRIVATE FUEL STORAGE, L.L.C.,
et al.,**

Intervenors.

**PETITIONERS' REQUEST FOR
IMMEDIATE RULING ON
'PETITIONERS' MOTION
FOR PERMISSION TO FILE
OVERLENGTH
JOINT OPENING BRIEF'**

The Petitioners respectfully request that this Court immediately rule on the Petitioners' pending motion (dated 15 August 2003) for permission to file a Joint Opening Brief of not more than 1850 lines of text.

Respondents United States and the Nuclear Regulatory Commission and Intervenor Private Fuel Storage, LLC, have already filed their oppositions to the

pending motion. On Friday, 22 August 2003, the Petitioners advised the clerk orally that they would not be filing a reply. Thus, the motion is ready for disposition.

The Petitioners ask for an immediate ruling (that is, as early as possible in the day on Monday, 25 August 2003) because:

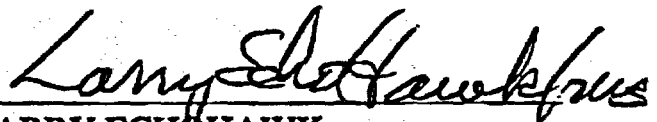
1. the Petitioners' Joint Opening Brief is due on Wednesday, 27 August 2003;
2. the principal authors of that Brief, Mr. Lee and Mr. Stewart, must travel to Albuquerque, New Mexico, on Monday, 27 August 2003, to participate in oral argument before the Tenth Circuit Court of Appeals in a related case on Tuesday, 28 August 2003;
3. the printing and binding process for the Brief must begin on Tuesday, 28 August 2003;
4. therefore, the authors must know before their departure on Monday the allowed length of the Brief.

For all the foregoing reasons, the Petitioners' respectfully request that this Court immediately rule on the Petitioners' pending motion for permission to file a Joint Opening Brief not exceeding 1850 lines of text.

Dated: 23 August 2003



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CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document will have been sent by facsimile at the opening of business on Monday, 25 August 2003, to counsel representing each of the Respondents and Intervenors in this case, namely: Grace Kim for Respondent Nuclear Regulatory Commission; Jay Silberg for Intervenor Private Fuel Storage, LLC; Tim Vollman for Intervenor Skull Valley Band of Goshute Indians; and Maureen Rudolph for Respondent United States.

