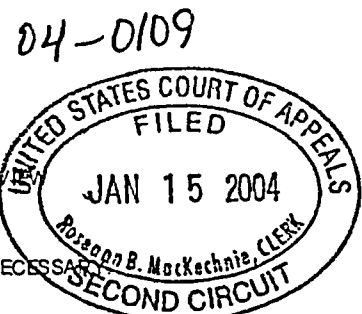


Form C-A (for Agency Cases)



UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

APPLICATION FOR ENFORCEMENT

PETITION FOR REVIEW

PRE-ARGUMENT STATEMENT

SEE NOTICE ON REVERSE. PLEASE TYPE OR PRINT. ATTACH ADDITIONAL PAGES IF NECESSARY.

NAME OF AGENCY: U.S. Nuclear Regulatory Commission AGENCY DOCKET NO.: 50-336 LA-2

TITLE IN FULL: Connecticut Coalition Against Millstone v. U.S. Nuclear Regulatory Commission

ORDER NUMBER: CLI-03-14, CLI-03-18 DATE ENTERED: 10/23/03, 12/18/03
APPROXIMATE NO. OF PAGES IN RECORD: Approx. 500 NO. OF EXHIBITS: N.A.
JURISDICTION OF COURT OF APPEALS: 28 USC 2342, 2344 USCA

HAS THIS MATTER BEEN BEFORE THIS COURT PREVIOUSLY? Yes No IF YES, STATE CASE NAME: _____ CITATION: _____ DOCKET NO.: _____

ATTORNEY(S) FOR PETITIONER(S): Nancy Burton, Esq. NAME
147 Cross Highway, Redding Ridge CT 068762039383952 ADDRESS TELEPHONE
ATTORNEYS FOR RESPONDENT(S): Office of General Counsel, U.S. Nuclear Reg. Comm. ADDRESS TELEPHONE
Washington DC 20555-0001 ADDRESS TELEPHONE

APPEAL TAKEN: AS OF RIGHT BY DISCRETION (SPECIFY STATUTES UNDER WHICH APPEAL IS TAKEN): 28 USC 2342
PETITIONER/APPLICANT IS AGENCY OTHER PARTY NON-PARTY. SPECIFY STANDING: Intervenor

FACTS UPON WHICH VENUE IS BASED: This matter involves the Millstone Nuclear Power Station, located in Waterford, Connecticut; Petitioner is CT-based

NATURE OF ORDER ON WHICH REVIEW OR ENFORCEMENT IS SOUGHT: Order dismissing petition for hearing and denying evidentiary hearing
 ADMINISTRATIVE REGULATION/RULEMAKING BENEFITS REVIEW UNFAIR LABOR PRACTICE
 ROUTES: HEALTH & SAFETY EMPLOYER
 COMMUNICATIONS IMMIGRATION UNION
 COMMERCE TARIFFS
 OTHER: (SPECIFY) _____

CONCISE DESCRIPTION OF PROCEEDINGS BELOW AND ORDER TO BE REVIEWED OR ENFORCED (NOTE THOSE PARTS OF THE ORDER FROM WHICH RELIEF IS SOUGHT): Petitioner intervened in licensing proceedings; its petition for evidentiary hearing was denied.
ISSUES PROPOSED TO BE RAISE ON PETITION OR APPLICATION: Commission erred in dismissing petition
RELIEF SOUGHT: Petitioner seeks an order vacating the decision and remand for further proceedings.

TO YOUR KNOWLEDGE, IS THERE ANY CASE NOW PENDING OR ABOUT TO BE BROUGHT BEFORE THIS COURT OR ANY OTHER COURT OR ADMINISTRATIVE AGENCY WHICH:

- (A) ARISES FROM SUBSTANTIALLY THE SAME CASE OR CONTROVERSY AS THIS APPEAL? YES NO
- (B) INVOLVES AN ISSUE SUBSTANTIALLY THE SAME, SIMILAR, OR RELATED TO AN ISSUE IN THIS APPEAL? YES NO
(IF YES, STATE WHETHER "A" OR "B" OR BOTH AND PROVIDE: _____)

DOCKET: _____ CASE NAME: _____
COURT OR AGENCY: _____ CITATION: _____ NUMBER: _____

FOR PETITIONER OR APPLICANT: CT Coalition Against Millstone Nancy Burton, Esq. 203-938-3952
(PRINT) NAME OF PETITIONER NAME OF COUNSEL OF RECORD TELEPHONE
January 12, 2004 _____

DATE SIGNATURE OF COUNSEL OF RECORD
Nancy Burton