

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

Each motion must be accompanied by a supporting affidavit with statement of issues. (Local Rule 27(a))
Include brief statement of facts with page references to the moving papers.

Connecticut Coalition Against
Millstone

v.

U.S. Nuclear Regulatory
Commission et al.
Use short title

04-3577-AG

Docket Number

MOTION INFORMATION FORM

Motion for Extension of Time to Reply to
Motion to Dismiss

MOTION BY (Name, address and tel. no. of law firm and of attorney in charge of case) OPPOSING COUNSEL: (Name, address and tel. no. of law firm and attorney in charge of case)

Nancy Burton 203-938-3952
147 Cross Highway
Redding Ridge CT 06876
Has consent of opposing counsel:

Charles E. Mullins 301-415-1606
U.S. Nuclear Regulatory Commission, Washington DC
EMERGENCY MOTIONS, MOTIONS FOR STAYS AND
INJUNCTIONS PENDING APPEAL

A. been sought? ☒ Yes ☐ No

B. been obtained? ☒ Yes ☐ No

Has service been effected? ☒ Yes ☐ No

Is oral argument desired? ☐ Yes ☒ No

(Substantive motions only)

Requested return date: _____

(See Second Circuit Rule 27(b).)

Has argument date of appeal been set: _____ If no, explain why not: _____

A. by scheduling order? ☐ Yes ☒ No

B. by firm date/argument notice? ☐ Yes ☒ No

C. If yes, enter date: _____

Has request for relief been made below? ☐ Yes ☐ No

(See F.R.A.P. Rule 8.)

Any previous request for similar relief
made to the 2nd Circuit? ☐ Yes ☐ No

Would expedited appeal eliminate need
for this motion? ☐ Yes ☐ No

Will the parties agree to maintain the status quo
until the motion is heard? ☐ Yes ☐ No

Judge or agency whose order is being appealed:

U.S. Nuclear Regulatory Commission

Brief statement of the relief requested:

Motion for Extension of Time to File Reply to Motion to Dismiss one day
beyond date set (September 3, 2004)

By: (Signature of Attorney)

Signed name must be printed beneath.

Nancy Burton

CT Coalition Against Millstone
Appearing for: (Name of Party)

Appellant or Petitioner: ☒ Plaintiff ☐ Defendant

Appellee or Respondent: ☐ Plaintiff ☐ Defendant

Date: September 2, 2004

ORDER

Kindly leave this space blank.

BEFORE:

IT IS HEREBY ORDERED that the motion be and it hereby is granted ☐ denied.

For the Court:

ROSEANN B. MACKECHNIE, CLERK

Date

By:

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

CONNECTICUT COALITION
AGAINST MILLSTONE

: 04-3577-AG
:

V.

:

UNITED STATES NUCLEAR
REGULATORY COMMISSION
ET AL.

:

:

:

SEPTEMBER 2, 2004

**MOTION FOR EXTENSION OF TIME
TO REPLY TO MOTION TO DISMISS**


The petitioner, Connecticut Coalition Against Millstone, moves for an extension of time within which to reply to the motion to dismiss filed on behalf of the U.S. Nuclear Regulatory Commission and the United States of American. The petitioner requests a one-day extension beyond the date set for a reply, to September 3, 2004.

The extension is sought because of a variety of scheduling conflicts on the part of petitioner's counsel, the undersigned. Counsel for the Government Respondents as well as the Intervenor have consented to this request.

An affidavit accompanies this motion.

CONNECTICUT COALITION AGAINST MILLSTONE
The Petitioner

By:


Nancy Burton, Esq.
147 Cross Highway
Redding Ridge CT 06876
Tel. 203-938-3952
Ct5550

UNITED STATES COURT OF APPEALS
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CONNECTICUT COALITION
AGAINST MILLSTONE

: 04-3577-AG
:

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:

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ET AL.

:

:


:

SEPTEMBER 2, 2004

AFFIDAVIT IN SUPPORT OF MOTION FOR EXTENSION OF TIME

I, Nancy Burton, under penalty of perjury, do hereby declare and affirm as follows:

1. I am above the age of eighteen (18) years and I believe in the obligation of an oath.
2. I represent the petitioner, Connecticut Coalition Against Millstone, in this matter.
3. This affidavit is submitted in support of the accompanying Motion for Extension of Time to Reply to Motion to Dismiss.
4. The extension is sought because of professional scheduling conflicts involving briefing and other commitments.
5. Counsel for the Government Respondents and the Intervenor have consented to the request.


Nancy Burton

CERTIFICATION

This is to certify that a copy of the foregoing "Motion for Extension of Time to Reply to Motion to Dismiss" delivered to the U.S. Postal Service, postage pre-paid, First Class, on September 2, 2004, for service upon the following:

Charles E. Mullins, Esq.
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Washington DC 20555-0001

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