

United States Court of Appeals for the Tenth Circuit
OFFICE OF THE CLERK

Byron White United States Courthouse
1823 Stout Street
Denver, Colorado 80257
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Patrick J. Fisher, Jr.
Clerk of Court

Douglas E. Cressler
Chief Deputy Clerk

December 9, 2004

Mr. Thomas W. Hussey
United States Department of Justice
Office of Immigration Litigation
P.O. Box 878
Ben Franklin Station
Washington, DC 20044

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Ms. Karen D. Cyr
Mr. E. Leo Slaggie
Jared K. Heck
John F. Cordes
Office of the General Counsel
U.S. Nuclear Regulatory Commission
MS 0-15D21
Washington, DC 20555

Re: 04-9503, State of Oklahoma v. NRC
Dist/Ag docket: 40-8027-MLA-5,

04-9523, State of Oklahoma v. NRC
Dist/Ag docket: 40-827-MLA-5,

Dear Mr. Hussey and Counsel:

The court filed an order today dismissing this case. A copy of the order is enclosed for all parties.

Also enclosed for the district court clerk or for the named agency, is a certified copy of the dismissal order which is issued as the mandate of the court. Please file it in the records of the district court or agency.

The clerk of the agency is requested to acknowledge receipt of this mandate by file stamping and returning the enclosed copy of this letter. Any original record will be returned to you at a later date.

Please contact this office if you have questions.

Sincerely,

PATRICK FISHER
Clerk

By: Ben Vasquez
Deputy Clerk

PF:bjv

1. Heck
2. Lit. F. 4

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

STATE OF OKLAHOMA,

Petitioner,

v.

UNITED STATES NUCLEAR
REGULATORY COMMISSION;
UNITED STATES OF AMERICA,

Respondents.

Nos. 04-9503 & 04-9523
(AG. No. 40-8027-MLA-5)

SEQUOYAH FUELS CORPORATION,

Intervenor.

ORDER

Filed December 9, 2004

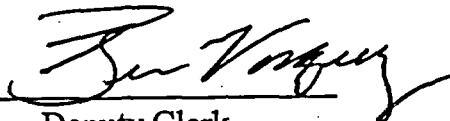
In accordance with Rule 33.1, Rules of the Tenth Circuit, and upon consideration of the stipulation to dismiss these petitions,

IT IS ORDERED that the above petitions be and hereby are dismissed pursuant to Rule 42(b), Federal Rules of Appellate Procedure. Each party shall bear its own costs on appeal.

A certified copy of this order shall stand as and for the mandate of the court.

Entered for the Court

PATRICK FISHER, Clerk

by: 
Deputy Clerk