

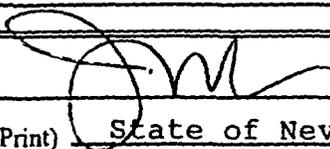
United States Court of Appeals

District of Columbia Circuit

DOCKETING STATEMENT

Administrative Agency Review Proceedings
(To be completed by appellant/petitioner)

1. CASE NO. 05-1350 2. DATE DOCKETED September 1, 2005
3. CASE NAME
(lead parties only) State of Nevada v. U.S. Nuclear Regulatory Commission
4. TYPE OF CASE: Review Appeal Enforcement Complaint Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? YES _____ NO X
If YES, cite statute: _____
6. CASE INFORMATION:
- a. Identify agency whose order is to be reviewed: U.S. Nuclear Regulatory Commission
- b. Give agency docket or order number(s): N/A
- c. Give date(s) of order(s): August 17, 2005
- d. Has a request for rehearing or reconsideration been filed at the agency? YES _____ NO X
If so, when was it filed? _____ By whom? _____
Has the agency acted? YES _____ NO _____ If so, when? _____
- e. Are any other cases involving the same underlying agency order pending in this Court or in any other Court?
YES _____ NO X If YES, identify case name(s), docket number(s), and court(s): _____
- f. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?
YES _____ NO X If YES, give case name(s) and number(s) of these cases and identify court/agency:
*See Certificate of Counsel
- g. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? YES _____ NO X If so, provide the name of the program and the dates of participation. _____

Signature  Date 10/6/05

Name of Party (Print) State of Nevada

Name of Counsel for Appellant/Petitioner (Print) Joseph R. Egan Firm Egan, Fitzpatrick,
Malsch & Cynkar, PLLC

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ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 10 days by letter, with copies to all other parties, specifically referring to the challenged statement. An original and three copies of such letter should be submitted.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Docketing Statement was served this 1st day of October, 2005 via U.S. First Class Mail, on the following individuals:

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The Hon. Alberto R. Gonzales
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Nakita Toliver