

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 05-1350**

**September Term, 2005**

**Filed On: January 10, 2006 [941625]**

State of Nevada,  
Petitioner

v.

Nuclear Regulatory Commission and United States of  
America,  
Respondents

**BEFORE:** Sentelle, Henderson, and Griffith, Circuit Judges

## **ORDER**

Upon consideration of the motion to dismiss, the opposition thereto, and the reply, it  
is

**ORDERED** that the motion to dismiss be referred to the merits panel to which this  
petition for review is assigned. The parties are directed to address in their briefs the  
issues presented in the motion to dismiss rather than incorporate those arguments by  
reference.

**Per Curiam**