



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

OFFICE OF THE
GENERAL COUNSEL

January 12, 2006

Roseann B. MacKechnie
Clerk of Court
United States Court of Appeals
For the Second Circuit
United States Court House
40 Foley Square
New York, NY 10007

RE: *County of Suffolk v. U.S. Nuclear Regulatory Commission*, No. 05-6684-ag (filed
December 16, 2005)

Dear Sir or Madam:

Enclosed please find my Notice of Appearance on behalf of the Respondent U.S. Nuclear Regulatory Commission. I have also enclosed the Respondent's Acknowledgment Letter.

As indicated in the Notice of Appearance, another case arising out of the same administrative proceeding has previously been before this Court. That case, however, involved a different petitioner and unrelated issues.

As indicated in the Acknowledgment Letter, the caption of this case should be corrected by removing Dominion Nuclear Connecticut from the list of respondents.

Please date stamp the additional copy of this letter and return it to me in the enclosed self-addressed stamped envelope. If you have any questions, please call me at (301) 415-1623.

Respectfully,

A handwritten signature in black ink, appearing to read "Jared K. Heck", with a long horizontal flourish extending to the right.

Jared K. Heck
Counsel for Respondent

Enclosures: As Stated

Date: 12/21/05

Docket 05-6684-ag
Short Title: County of Suffolk v. U.S. Nuclear Regulatory Commi
Agency Number: 50-336-LR
Agency: Nuclear Regulatory Commission

ACKNOWLEDGMENT LETTER

Dear Erin Justice, Deputy Clerk:

This is to acknowledge receipt of your docketing letter in the above case. I acknowledge that I am the (Lead) attorney of record for:
U.S. Nuclear Regulatory Commission

My NAME, ADDRESS and PHONE NUMBER on your court records is:

_____ Correct

Incorrect. Please amend your record as follows:

Name: Jared K. Heck
Firm: _____
Address: _____
Telephone: _____
FAX: _____
E-Mail: _____

The CAPTION as indicated is:

_____ Correct.

Incorrect. See attached caption page **WITH CORRECTIONS**.

The APPELLATE DESIGNATION (Petitioner or Respondent) assigned to my client is:


Correct.

_____ Incorrect. My client(s): _____

Should be listed as: _____

_____ Incorrect. My clients do not wish to participate in this appeal.

I have read the instructions enclosed with the docketing letter.

Sincerely, 
(Signature and Print Name)
Jared K. Heck

PUBLIC DOCKET FOR
Second Circuit Court of Appeals

INDIV
OPEN

Court of Appeals Docket #: 05-6684-ag

Nsuit:

County of Suffolk v. U.S. Nuclear Regulatory Commission

Filed: 12/16/05

Appeal from: Nuclear Regulatory Commission

Case type information:

Agency

Petition for Review

None

Lower court information:

District: 50-336-LR

Trial Judge:

MagJudge:

Date Filed:

Date order/judgement:

Date NOA filed: 12/16/2005

Fee status: Paid

Panel Assignment:

Panel:

Date of decision:

Prior cases: NONE

Current cases: NONE

Official Caption 1/

Docket No. [s] : 05-6684 -ag

County of Suffolk,

Petitioner,

v.

U.S. Nuclear Regulatory Commission,
~~Dominion Nuclear Connecticut, S~~
United States of America,

Respondents.

Authorized Abbreviated Caption 2/

Docket No. [s] : 05-6684 -ag

County of Suffolk v. U.S. Nuclear Regulatory Commission

1/ Fed. R. App. P. Rule 12 [a] and 32 [a].
2/ For use on correspondence and motions only.

County of Suffolk
Petitioner

Christine Malafi Esq.
[LD ret]
Suffolk County Department of Law
PO Box 6100
Hauppauge , NY , 117889623
631-883-4049

Dominion Nuclear Connecticut
Respondent

David R. Lewis Esq.
[LD ret]
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street NW
Washington , DC , 200371128
202-663-8474

U.S. Nuclear Regulatory Commission
Respondent

John Corders Esq.
[LD ret]
U.S. Nuclear Regulatory Commission, Office of the C
Mail Stop 0-15D21
Washington , DC , 20555

United States of America
Respondent

Alberto Gonzales Esq.
[inf]
US Dept. of Justice
950 Pennsylvania Ave.. NW
Washington , DC , 20530

Sean Cenawood Esq.
[LD ret]
U.S. Attorney's Office, Southern District of New York
86 Chambers Street
New York, NY, 10007

- 12/16/05 Case Docketed: Petition for review of agency order on behalf of
PETITIONER County of Suffolk, filed.
- 12/16/05 Copy of receipt re: payment of docketing fee filed on behalf of
PETITIONER County of Suffolk, #180685.
- 12/16/05 PETITIONER County of Suffolk, Form C/A filed, with proof of
service.
- 12/16/05 Copy of agency decision and order dated 10/26/05, filed.
- 12/21/05 Served copy of petition under cover letter on respondent.

Second Circuit Miscellaneous Forms
Notice of Appearance

Short Title: County of Suffolk v. Nuclear Regulatory Commission Docket No. 05-6684-AG

NOTICE OF APPEARANCE

Appearance for (provide name of party): U.S. Nuclear Regulatory Commission

Status of Party:

- Appellant/Petitioner Cross-Appellee/Cross Respondent
 Appellee/Respondent Intervenor
 Cross-Appellant/Cross-Petitioner Amicus Curiae
 Other (Specify): _____

An attorney will argue this appeal.

- Name of attorney who will argue appeal, if other than counsel of record: _____
- Date of arguing attorney's admission to this Court (month, day, year): 01/07/2004
- Other Federal/State Bar admissions: (month, day, year): 10th Circuit: 02/17/2004; D.C. Circuit 02/12/2004; 9th Circuit 10/11/02; IOWA 11/05/01

- I am a *pro se* litigant who is not an attorney.
 I am an incarcerated *pro se* litigant.

TIME REQUEST

- Oral argument is not desired.
 Oral argument is desired. Party requests 10 minutes or multi-co-parties request a total of _____ minutes to be apportioned as follows:

If more than 20 minutes per side is requested, set forth reasons:

AVAILABILITY OF COUNSEL/PRO SE LITIGANT

I understand that the person who will argue the appeal must be ready at any time during or after the week of argument which appears on the scheduling order.

- I know of no dates which would be inconvenient.
 I request that the argument of this appeal not be calendared for the following dates, which are inconvenient. I have included religious holidays. October 9 through October 20, 2006

COUNSEL OR PRO SE LITIGANT MUST ADVISE THE COURT IN WRITING OF ANY CHANGE IN AVAILABILITY. FAILURE TO DO SO MAY BE CONSIDERED BY THE COURT IN DECIDING MOTIONS FOR ADJOURNMENT BASED ON UNAVAILABILITY.

RELATED CASES

- This case has not been before this Court previously.
 This case has been before this Court previously. The short title, docket number and citation are: _____

Matters related to this appeal or involving the same issue have been or presently are before this Court. The short titles, docket numbers and citations are: Connecticut Coalition Against Millstone v. NRC, No. 04-3577-AG

Dismissed 10-06-04 (arising from the same NRC license renewal proceeding but involving different issues and parties)

Signature of counsel of record or pro se litigant:



Type or Print Name Jared Heck
Name of Firm: U.S. Nuclear Regulatory Commission
Address: Mail Stop 015-D21
Washington, DC 20555
Telephone: 301-415-1623 Date 1-12-06

Signature of counsel who will argue the appeal, if different:

Type or Print Name

Telephone: _____ Date: _____