

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 05-1350

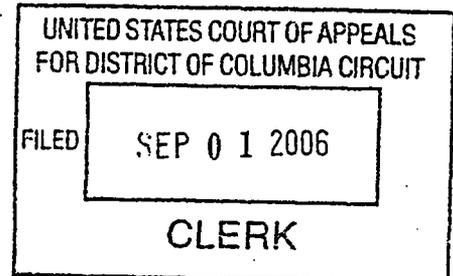
September Term, 2006

State of Nevada,  
Petitioner

Filed On:

v.

Nuclear Regulatory Commission and United States of  
America,  
Respondents



## ORDER

It is **ORDERED**, on the court's own motion, that the following times are allotted for the oral argument of this case scheduled for Thursday, September 14, 2006 at 9:30 a.m. in Courtroom 22 in the Courthouse Annex:

Petitioner	--	15 minutes
Respondents	--	15 minutes

Only one counsel per side will be permitted to argue. The panel considering this case will consist of Circuit Judges Randolph and Brown, and Senior Circuit Judge Edwards.

The enclosed Form 72 must be completed and returned to the Clerk's office by September 7, 2006.

## Per Curiam

FOR THE COURT:  
Mark J. Langer, Clerk

BY:

*Cheri Carter*  
Cheri Carter  
Deputy Clerk

## United States Court of Appeals for the District of Columbia Circuit

1. The names of counsel who will argue and, if more than one to a side, the order in which they will appear, must be given to the Clerk's Office at least seven (7) days in advance of the scheduled date for oral argument. This can be accomplished by filling out the Form enclosed with the order allocating argument time, and faxing that form back to the Courtroom Deputy. Changes in names of counsel thereafter shall be reported promptly to the Calendar Clerk.

2. The Court convenes at 9:30 a.m. unless counsel is advised otherwise. Counsel scheduled to argue must check in with the Courtroom Deputy inside the courtroom no later than 9:15 a.m., regardless of the order their case will be heard.

3. Cases usually are called for argument in the order indicated by the court sheet posted on the bulletin board in the lawyers' lounge.\*\* Counsel should remain in the courtroom or in the lawyers' lounge until their case is called. Reading is not permitted in the courtroom except, of course, at the counsel table by attorneys actively engaged in a case while it is being argued. Accordingly, any last minute preparations for oral argument

must take place in the lawyers' lounge.

5. If counsel for the appellant (petitioner) wishes to reserve time for possible rebuttal, counsel should notify the Courtroom Deputy upon check-in. Additionally, the Court's permission should be requested at the outset of counsel's oral presentation. An amber warning light appearing on both sides of the lectern will signal to both counsel and the Court that counsel has encroached upon rebuttal time. A red light will signal that counsel's total argument time has expired.

6. Lights on the lectern indicate argument time remaining. An amber light will come on when appellee (respondent) has 2 minutes of argument time remaining. A red light means that counsel's argument time has expired.

7. A timer located inside the lectern will allow counsel to see how much time remains in his presentation. This timer will count down from the original time allotted.

8. The lectern may be raised or lowered by a red rocker switch on the right side of the lectern just below the shelf. By pressing down the lower portion of the switch, the lectern will be lowered. By pressing the upper portion of the switch, the lectern will be raised.

9. Counsel must speak into the microphone to make use of the loudspeaker system. The microphone is a flat, black piece located on top of the left corner of the lectern. It is not

adjustable. Therefore, counsel must make use of the adjustable lectern to ensure that the Court hears counsel's argument. It is *strongly* advised that counsel raise the lectern to a height such that the microphone is near chin level.

10. Arguments are tape recorded for possible use by the Court. Counsel should speak into the lectern microphone loudly and clearly.

11. Counsel should be familiar with the provisions of the Federal Rules of Appellate Procedure and the Rules of this Court. Federal Rule of Appellate Procedure 34 and Circuit Rule 34 specifically address oral argument.

12. This Court looks with disfavor on any oral argument which is read from a prepared text.

***\*\*The order in which a case shall be heard will be available approximately five (5) days prior to argument on the Court's Internet site: [www.cadc.uscourts.gov](http://www.cadc.uscourts.gov)***