

December 14, 2006

Clerk of Court
U.S. Court of Appeals
for the Seventh Circuit
Room 2722
219 S. Dearborn Street
Chicago, IL 60604

Re: *Environmental Law & Policy Center v. NRC*, No. 06-1441 (filed
Feb. 8, 2006)

Dear Clerk,

Enclosed are an original and nine copies of a "Motion to Correct Opinion."
Upon receipt, please file stamp the enclosed copy of this cover letter and
return it to me in the enclosed self-addressed stamped envelop.

If you have any questions, please call me at (301) 415-1623. Thank you in
advance for your cooperation.

Sincerely,

/RA/

Jared K. Heck
Counsel for U.S. Nuclear
Regulatory Commission

Enclosures: As stated
cc: service list

IN THE UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT

ENVIRONMENTAL LAW AND)	
POLICY CENTER, et. al,)	
)	
Petitioners,)	No. 06-1442
)	
v.)	
)	
U.S. NUCLEAR REGULATORY)	
COMMISSION and the UNITED)	
STATES OF AMERICA,)	
)	
Respondents.)	

RESPONDENT’S MOTION TO CORRECT OPINION

On December 5, 2006, the Court issued an opinion affirming the Respondent U.S. Nuclear Regulatory Commission (NRC) and its Licensing Board on all matters raised by Petitioners in this case. The opinion contains typographical errors:

1. On page four of the slip opinion, the fourth sentence of the first full paragraph refers to “burning wood *water* or other biomass” and “burning municipal solid *water. . .*” (emphasis added). In

that sentence, the word *water* should be replaced with the word *waste*.

2. Near the top of page nine of the slip opinion, the acronym "EIP" is used as shorthand for the phrase "Environmental Impact Statement." The acronym should be changed to "EIS."

Respondent NRC requests that the Court correct these typographical errors as suggested above.

Respectfully submitted,

_____/RA/_____

—
JARED K. HECK
Attorney
Office of the General Counsel
U.S. Nuclear Regulatory
Commission
Washington, DC 20555-0001
Tel. (301) 415-1623

Counsel for Respondents

December 14, 2006

CERTIFICATE OF SERVICE

I hereby certify that on December 14, 2006, copies of the foregoing motion were served by mail, postage prepaid, upon the following:

Howard A. Learner
Shannon Fisk
Brad Klein
Environmental Law & Policy Center
35 East Wacker Drive, Suite 1300
Chicago, Illinois 60601

Steven Frantz
Paul Bessette
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Ave., NW
Washington, DC 20004

/RA/

Jared K. Heck
Counsel for Respondents