

## NOTICE

IN RE: NEW JERSEY v. US NUCLEAR REG COMM  
No. 06-5140

Enclosed please find case opening information regarding the above-entitled appeal. **Our public website address is: [pacer.ca3.uscourts.gov](http://pacer.ca3.uscourts.gov). Do not put "www" before the address. This website will provide you with valuable information with respect to this case, including the docket. It is suggested that, if the Internet is available to you, you become familiar with the website and the information it can provide you prior to calling the Clerk's Office.**

All written requests should be directed to the case manager listed below. All telephone inquires should be directed through our automated information system at 215-597-2995. For case management information, please press 1. If you have a question about briefs or appendices press 3 or, if you have a question with regard to the calendaring of cases, oral argument or video argument, please press 5.

In the event our automated system does not provide you with an answer to your inquiry, please contact the case manager listed below by dialing seven and the four digit extension number.

**CASE MANAGER: Dana Moore**

**TELEPHONE: 267-299-4927**

OFFICE OF THE CLERK

**UNITED STATES COURT OF APPEALS**

Marcia M. Waldron  
Clerk

FOR THE THIRD CIRCUIT  
21400 United States Courthouse  
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December 22, 2006

Kenneth W. Elwell, Esq.  
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Department of Law & Public Safety  
Division of Law  
P.O. Box 093  
Richard J. Hughes Justice Complex  
Trenton, NJ 08625

**RE: Docket No. 06-5140**  
**New Jersey vs. NRC**  
**Agency No. NUREG-1757**

Dear Counsel:

We have today docketed the above-captioned case, filed by New Jersey, as No. 06-5140. This docket number must appear on all documents related to this case which are submitted to this Court.

Receipt is acknowledged today of petition for review and docketing fee in the amount of \$450.00. A receipt, for the fee is enclosed.

**CAPTION:** Attached please find a copy of the full caption as taken from the petition for review or application for enforcement. Please review this attachment carefully and promptly advise this office in writing of any discrepancies.

**Please read the following carefully. Each of the following paragraphs identifies a responsibility that must be met immediately.**

**ADMITTANCE REQUIREMENTS FOR ATTORNEYS:**

Attorneys (except counsel representing the U.S.A.) must be admitted to practice before this Court in order to enter an appearance or file any documents. Third Circuit LAR 46.1. If you have never been admitted to the bar of this Court, an application form is enclosed which must be completed and returned with your form of appearance. Requirements for admission are set forth in Third Circuit LAR 46.1. The Court will refuse to file any document tendered by an attorney who has not been admitted. The application for admission form must be received in this office by 1/2/07.

**APPEARANCE FORM:**

All attorneys who represent any party are also required to file the enclosed Form for Appearance of Counsel in each case in which they are involved. Third Circuit LAR 46.2. Any party whose counsel fails to file an appearance within the time indicated will not receive notices or copies of briefs and appendices. The appearance form must be received in this office by 1/2/07. Insofar as counsel must list the parties whom they represent on the appearance form, the filing of this form will be deemed to satisfy the requirement of Rule 12[b], FRAP, without the filing of any additional statement.

**DISCLOSURE STATEMENT:**

Pursuant to FRAP 26.1 and Third Circuit LAR 26.1.1 a Disclosure Statement (original and four copies) be filed by all parties (except governmental entities) in a case. The Disclosure Statement must be received in this office by 1/2/07.

**DOCKETING STATEMENT:**

Petitioner must complete and return the Docketing Statement to this office by 1/2/07.

**SERVICE OF PETITION:**

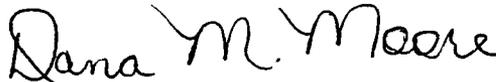
The respondent(s) listed below are receiving this letter together with a copy of the petition for review.

**BRIEFING:** Although further information about briefing will be sent when a briefing schedule is entered, please note that in all petitions for review of federal administrative agency actions, or applications for enforcement of agency decisions, the party adverse to the agency will be required to file the opening brief and appendix. Third Circuit LAR 15.1.

**RULES AND PROCEDURES:**

The Local Appellate Rules (LARs) and the Court's Internal Operating Procedures (IOPs) are printed in several federal publications. Copies of the LARs and the IOPs are available upon written request through the Clerk's office. The most recent amendments to the LARs and IOPs are also available on the Court's website at [www.ca3.uscourts.gov](http://www.ca3.uscourts.gov).

Very truly yours,  
MARCIA M. WALDRON  
Clerk



By: Dana M. Moore  
Case Manager

cc:

Honorable Alberto R. Gonzales  
Gen Counsel NRC  
Secretary NRC

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 06-5140

New Jersey

vs.

NRC

New Jersey

Petitioner

(Agency No. NUREG-1757)

S E R V I C E   L I S T

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STATE OF NEW JERSEY,

Petitioner

v.

UNITED STATES NUCLEAR REGULATORY COMMISSION;  
UNITED STATES OF AMERICA,

Respondents