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March 23, 2007

By Federal Express

Marcia M. Waldron, Clerk
United States Court of Appeals
For the Third Circuit
21400 United States Courthouse
601 Market Street
Philadelphia, Pennsylvania 19106-1790

RE: **State of New Jersey v. U.S. Nuclear Regulatory Commission, No. 07-1559**

Dear Ms. Waldron:

Enclosed please find an original and three copies of a Motion for Leave to Intervene and a notice of appearance by the undersigned as Counsel of Record for Intervenor Shieldalloy Metallurgical Corporation.

Please date-stamp the enclosed copies of this letter and the enclosed Motion to indicate date of receipt, and return the copies to me in the enclosed postage-paid envelope at your earliest convenience.

Sincerely,

Matias F. Travieso-Diaz
PILLSBURY WINTHROP SHAW PITTMAN LLP
2300 N Street, N.W.
Washington, D.C. 20037
(202) 663-8000

Counsel For Shieldalloy Metallurgical Corporation

Enclosures: As stated

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 07-1559

State of New Jersey vs. U.S. Nuclear Regulatory Commission

The Clerk will enter my appearance as Counsel of Record for (please list names of all parties represented, using additional sheet(s) if needed):

Shieldalloy Metallurgical Corporation who IN THIS COURT is (please check only one):

<input type="checkbox"/> Petitioner(s)	<input type="checkbox"/> Appellants(s)	<input checked="" type="checkbox"/> Intervenor(s)
<input type="checkbox"/> Respondent(s)	<input type="checkbox"/> Appellee(s)	<input type="checkbox"/> Amicus Curiae

(Type or Print) Name Matias F. Travieso-Diaz

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PLEASE TYPE E-Mail Address matias.travieso-diaz@pillsburylaw.com

SIGNATURE OF COUNSEL: 

ONLY COUNSEL OF RECORD SHALL ENTER AN APPEARANCE AND ONLY THAT ATTORNEY WILL BE THE ONE NOTIFIED OF THE COURT'S ACTION IN THIS CASE. OTHER ATTORNEYS WHO DESIRE NOTIFICATION SHOULD MAKE APPROPRIATE ARRANGEMENTS WITH COUNSEL OF RECORD.

ONLY ATTORNEYS WHO ARE MEMBERS OF THE BAR OF THE COURT OF APPEALS FOR THE THIRD CIRCUIT OR WHO HAVE SUBMITTED A PROPERLY COMPLETED APPLICATION FOR ADMISSION TO THIS COURT'S BAR MAY FILE AN APPEARANCE FORM. (BAR ADMISSION IS WAIVED FOR FEDERAL ATTORNEYS.)

IT IS IMPORTANT THAT ALL REQUESTED INFORMATION BE PROVIDED AND THAT COUNSEL SIGN THE FORM IN THE APPROPRIATE AREA.

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

STATE OF NEW JERSEY,)	
)	
Petitioner,)	
)	
v.)	No. 07-1559
)	
UNITED STATES NUCLEAR REGULATORY)	
COMMISSION and the)	
)	
UNITED STATES OF AMERICA)	
)	
Respondents.)	
)	

**MOTION OF SHIELDALLOY METALLURGICAL CORPORATION
FOR LEAVE TO INTERVENE**

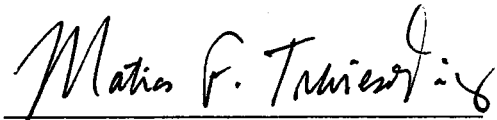
Shieldalloy Metallurgical Corporation (“Shieldalloy”) respectfully moves, pursuant to 28 U.S.C. § 2348 and Rule 15(d) of the Federal Rules of Appellate Procedure, for leave to intervene in the above-captioned proceeding. In support of its motion, Shieldalloy states the following:

Petitioner has commenced this action to seek review of the determination of “the United States Nuclear Regulatory Commission (NRC) to finalize revisions of NUREG-1757 guidance published by the NRC on its website on October 27, 2006” Petition for Review, dated February 23, 2007 (“February 2007 Petition”) at 1. Petitioner acknowledges that its February 2007 Petition is “identical” to an earlier Petition it filed on December 22, 2006, No. 06-5140 herein (“December 2006 Petition”).

On January 16, 2007, Shieldalloy filed a Motion for Leave to Intervene in No. 06-5140, in which it demonstrated that it has a substantial, direct and tangible interest that would be affected by the ultimate resolution of that proceeding and was, therefore,

entitled to intervene therein.¹ The same arguments apply to this proceeding, in which
Petitioner is asserting the same claims and seeking the same relief. Shieldalloy is,
therefore, entitled to intervene herein as well.²

Respectfully submitted,



Jay E. Silberg
Matias F. Travieso-Diaz
Robert B. Haemer
PILLSBURY WINTHROP SHAW
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2300 N Street, N.W.
Washington, D.C. 20037
(202) 663-8000
Counsel For Shieldalloy
Metallurgical Corp.

Dated: March 23, 2007

¹ Shieldalloy's Motion for Leave to Intervene in No. 06-5140 has not been ruled on yet by the Court.

² Shieldalloy Metallurgical Corporation's Corporate Disclosure Statement dated January 16, 2007, filed simultaneously with Shieldalloy's Motion for Leave to Intervene in No. 06-5140, is also applicable to the instant motion.

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

STATE OF NEW JERSEY,)
 Petitioner,)
)
 v.)
)
UNITED STATES NUCLEAR REGULATORY)
 COMMISSION and the)
)
UNITED STATES OF AMERICA)
 Respondents.)
_____)

No. 07-1559

CERTIFICATE OF SERVICE

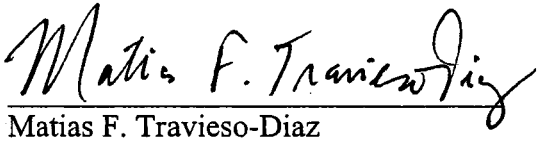
I hereby certify that true copies of the foregoing Motion of Shieldalloy Metallurgical Corporation for Leave to Intervene were served upon the following by United States mail, first class, postage prepaid, on this 23rd day of March, 2007:

Charles E. Mullins, Esq.
Senior Attorney
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Kathryn Kovacs, Esq.
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Office of the Secretary
United States Nuclear Regulatory
Commission
Washington, D.C. 20555-0001


Matias F. Travieso-Diaz