



JON S. CORZINE
Governor

State of New Jersey
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF LAW
25 MARKET STREET
PO Box 093
TRENTON, NJ 08625-0093

STUART RABNER
Attorney General

ROBERT J. GILSON
Director

June 4, 2007

Marcia M. Waldron, Clerk
U.S. Court of Appeals for the Third Circuit
21400 U.S. Courthouse
601 Market Street
Philadelphia, Pennsylvania 19106-1790
Attn: Shannon L. Craven, Case Manager

VIA OVERNIGHT DELIVERY

Re: N.J. Department of Environmental Protection
(Petitioner) v. U.S. Nuclear Regulatory Commission
Docket No. 07-2271

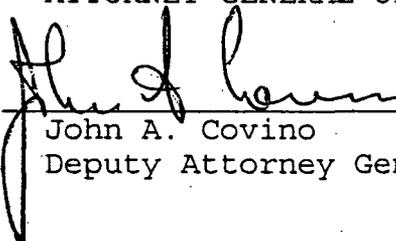
Dear Ms. Craven:

Enclosed please find an entry of appearance form indicating my appearance as counsel for Petitioner in the above-captioned matter, together with the docketing statement and the corporate disclosure statement (with notation of its non-applicability to Petitioner as a governmental entity).

A certificate of service is also enclosed.

Sincerely yours,

STUART RABNER
ATTORNEY GENERAL OF NEW JERSEY

By: 

John A. Covino
Deputy Attorney General

cc: Service List



PLEASE TYPE THIS FORM

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 07-2271

N.J. Department of Environmental Protection 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):

N. J. Department of Environmental Protection

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

X Petitioner(s) Appellant(s) Intervenor (s)
Respondent(s) Appellee(s) Amicus Curiae

(Type or Print) Name Mr. John A. Covino

Mr. Ms. Mrs. Miss

Firm Division of Law

Address P.O. Box 093
Hughes Justice Complex

City & State Trenton, NJ

Zip Code 08625

Phone (609) 984-5612

Fax 609 341-5030

PLEASE TYPE E-Mail Address John.Covino@dol.lps.state.nj.us

SIGNATURE OF COUNSEL:

[Handwritten signature of John A. Covino]

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

DOCKETING STATEMENT

Administrative Agency Review/Enforcement Proceedings
(To be completed by Petitioner)

1. DOCKET NO.: 07-2271 2. DATE DOCKETED: 4/25/07

3. CASE NAME
(Lead Parties Only) N.J. Dept. of Environmental Protection v. USNRC

4. TYPE OF CASE: Review Enforcement

5. CASE INFORMATION:

a. Identify agency whose order is to be reviewed: U.S.N.R.C.

b. Give agency docket or docket number(s): 50-0219-LR

c. Give date(s) of order(s): 2/26/07

d. Is a request for rehearing or reconsideration pending at the agency?
 Yes No

e. Are any other cases involving the same underlying agency order pending in this Court or in any other court? Yes No

If Yes, identify name(s), docket number(s), and court(s):
N/A

f. Are any other cases, to counsel's knowledge, pending before the agency, this Court or the Supreme Court which involve substantially the same issues as the instant case presents? Yes No

If Yes, give name(s) of these cases and identify court/agency:
None to knowledge.

Signature: *John A. Covino* Date: 6/4/07

Name of Counsel or Pro Se Litigant (Print) John A. Covino, D.A.G.

Firm: N.J. Division of Law Phone: (609)984-5612

Address: Hughes Justice Complex. P.O. Box 093, Trenton, NJ 08625

Name of Party Represented: N.J. Department of Environmental Protection

ATTACH A CERTIFICATE OF SERVICE

NOTE: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 10 days by letter, with copies to all other parties, specifically referring to the challenged statement. An original and three copies of such letter should be submitted.

United States Court of Appeals for the Third Circuit

**Corporate Disclosure Statement and
Statement of Financial Interest**

No. 07-2271

N. J. Department of Environmental Protection, Petitioner

v.

U. S. Nuclear Regulatory Commission
(Form N/A to Petitioner as a Governmental Entity)

Instructions

Pursuant to Rule 26.1, Federal Rules of Appellate Procedure any nongovernmental corporate party to a proceeding before this Court must file a statement identifying all of its parent corporations and listing any publicly held company that owns 10% or more of the party's stock.

Third Circuit LAR 26.1(b) requires that every party to an appeal must identify on the Corporate Disclosure Statement required by Rule 26.1, Federal Rules of Appellate Procedure, every publicly owned corporation not a party to the appeal, if any, that has a financial interest in the outcome of the litigation and the nature of that interest. This information need be provided only if a party has something to report under that section of the LAR.

In all bankruptcy appeals counsel for the debtor or trustee of the bankruptcy estate shall provide a list identifying: 1) the debtor if not named in the caption; 2) the members of the creditors' committee or the top 20 unsecured creditors; and, 3) any entity not named in the caption which is an active participant in the bankruptcy proceedings. If the debtor or the bankruptcy estate is not a party to the proceedings before this Court, the appellant must file this list. LAR 26.1(c).

The purpose of collecting the information in the Corporate Disclosure and Financial Interest Statements is to provide the judges with information about any conflicts of interest which would prevent them from hearing the case.

The completed Corporate Disclosure Statement and Statement of Financial Interest Form must, if required, must be filed upon the filing of a motion, response, petition or answer in this Court, or upon the filing of the party's principal brief, whichever occurs first. An original and three copies must be filed. A copy of the statement must also be included in the party's principal brief before the table of contents regardless of whether the statement has previously been filed. Rule 26.1(b) and (c), Federal Rules of Appellate Procedure.

If additional space is needed, please attach a new page.

United States Court of Appeals for the Third Circuit

New Jersey Department of
Environmental Protection, Petitioner,)

No. 07-2271

v.)

United States Nuclear Regulatory
Commission, Respondent.)

IRENE BLAKE, of full age, hereby certifies:

1. I am a secretary employed by the State of New Jersey, Division of Law, Environmental Permitting and Counseling Section.

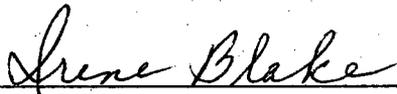
2. On June 4, 2007, by direction of Deputy Attorney General John A. Covino, on behalf of the State of New Jersey, Department of Environmental Protection, I caused to be served by overnight delivery one copy of Petitioner's entry of appearance, docketing statement and corporate disclosure statement (with notation of the non-applicability of said disclosure statement to Petitioner as a governmental entity) to:

Charles E. Mullins, Senior Attorney
Office of the General Counsel
U.S. Nuclear Regulatory Commission
1155 Rockville Pike
Rockville, Maryland 20852-2738
(301) 415-1618

Brad Fagg, Esquire
Morgan, Lewis & Bockius, LLP
1111 Pennsylvania Avenue
Washington, D.C. 20004
(202) 739-5191

Tamara N. Rountree, Esquire
U.S. Department of Justice
Environmental & Natural Resources Division
Appellate Section
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530-0001
(202) 514-1174

I certify that the foregoing statements made by me above are true. I am aware that if any of the foregoing statements made by me above are wilfully false, I am subject to punishment.



Irene Blake

Dated: June 4, 2007