
**IN THE UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

**EASTERN NAVAJO DINE AGAINST)
URANIUM MINING, SOUTHWEST)
RESEARCH AND INFORMATION)
CENTER, MARILYN MORRIS AND)
GRACE SAM ET AL)**

Petitioners,)

v.)

CASE NO. 07-9505

**UNITED STATES NUCLEAR)
REGULATORY COMMISSION)
AND THE UNITED STATES)**

Respondents)

HYDRO RESOURCES, INC.)

Intervenor, Respondent)

**UNOPPOSED MOTION FOR SECOND EXTENSION OF TIME TO FILE
INTERVENORS' BRIEF**

Pursuant to Rule 27 of the Federal Rules of Appellate Procedure and Local Rule 27.4, Hydro Resources, Inc. (HRI), by its undersigned counsel of record, hereby submits this Unopposed Motion for Second Extension of Time to File Intervenor's Brief and respectfully requests that this Court grant an additional fifteen (15) day extension of time to and including September 20, 2007, in which to file its brief.

HRI previously filed a motion with this Court requesting clarification of the rules applicable to HRI with respect to its filing deadline and the appropriate due date for its Opening Brief. In an Order dated July 26, 2007, this Court informed HRI that it was appropriate to file its Opening Brief on the same day as the United States Nuclear

Regulatory Commission and the United States of America's (jointly the "Federal Respondents"), but then stated that HRI had thirty days from the date of the Order to file its Opening Brief. Thus, as stated in the Federal Respondents' Motion of August 10, 2007, this Motion merely requests the additional time requested by Federal Respondents, so that HRI may file its brief simultaneously with Federal Respondents.

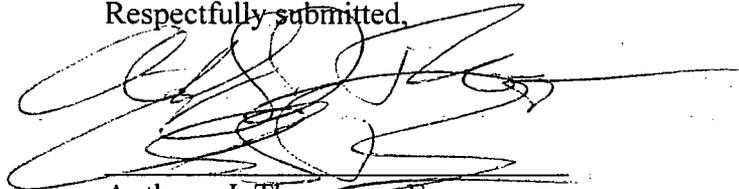
HRI agrees with Federal Respondents that both Federal Respondents and HRI are entitled to this extension as Petitioners were granted two (2) extensions of time which totaled 45 days to prepare and file their Opening Brief. Thus, HRI merely seeks an equivalent amount of time to file its Opening Brief. In addition, similar to Federal Respondents, HRI will be required to address the unexpected arguments raised by the Navajo Nation in their June 29, 2007 *amicus curiae* brief which were not raised previously in this proceeding. HRI will also require additional time to research the substance of these issues and to answer them in its Opening Brief.

In addition, all parties to this proceeding (i.e., Petitioners, Federal Respondents) have consented to HRI's request for an additional 15 days to and including September 20, 2007.

For the foregoing reasons, HRI respectfully requests that this Court grant an extension of time of 15 days, from September 5, 2007, to and including September 20, 2007, in which HRI may file their Opening Brief in this proceeding.

Dated this 14th day of August

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to be 'AJT', is written over the text 'Respectfully submitted,'.

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**UNOPPOSED MOTION FOR
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BRIEF**

CASE FILE NO. 07-9505

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of Hydro Resources, Inc.'s Unopposed Motion for Second Extension of Time to File Intervenor's Brief in the above-captioned proceeding have been served on the following parties by U.S. Mail, first class, this 14th day of August, 2007:

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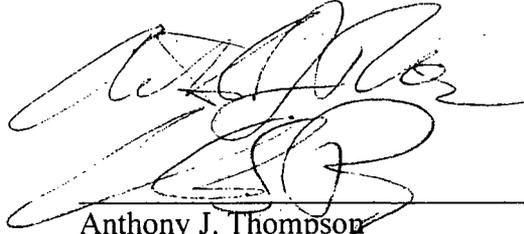
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Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'AJT', is written over a horizontal line. The signature is stylized and cursive.

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