



NUCLEAR ENERGY INSTITUTE

Michael A. Bauser
Deputy General Counsel

November 9, 2007

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

Re: *New Jersey Department of Environmental Protection v. U.S. Nuclear
Regulatory Commission, et al., No. 07-2271*

Dear Ms. Waldron:

Enclosed please find for filing an original plus four copies of: (1) the "Notice of Participation of Nuclear Energy Institute as Amicus Curiae and Representation of Consent;" (2) an "Entry of Appearance;" and (3) the "Nuclear Energy Institute's Corporate Disclosure Statement." In connection with item (2), please note that this date I have mailed, under separate cover, a complete application for admission to the bar of this court.

Thank you for your assistance.

Sincerely,

A handwritten signature in black ink that reads "Michael A. Bauser". The signature is written in a cursive, flowing style.

Michael A. Bauser

Enclosures

cc (w/enclosures): Service List

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

NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

Petitioner,

v.

U.S. NUCLEAR REGULATORY
COMMISSION, et al.,

Respondents.

No. 07-2271

**NOTICE OF PARTICIPATION OF NUCLEAR ENERGY INSTITUTE AS
AMICUS CURIAE AND REPRESENTATION OF CONSENT**

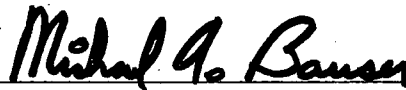
Pursuant to Fed. R. Ap. P. 29, the Nuclear Energy Institute, Inc. ("NEI") hereby notices its participation as amicus curiae in support of Respondents through the filing of this "Notice of Participation of Nuclear Energy Institute, Inc. as Amicus Curiae and Representation of Consent."

1. By Petition dated April 25, 2007, the New Jersey Department of Environmental Protection initiated the above-captioned proceeding, No. 07-2271, seeking review of an Order of the U.S. Nuclear Regulatory Commission ("NRC") pertaining to the renewal of the NRC license for the Oyster Creek Nuclear Generating Station.

2. NEI has been authorized by attorneys for both the Petitioner and Respondents to represent that Petitioner and Respondents consent to its participation as amicus curiae.

WHEREFORE, NEI notices its participation as amicus curiae in the instant case, No. 07-2271.

Respectfully submitted,

A handwritten signature in black ink that reads "Michael A. Bauser". The signature is written in a cursive style and is positioned above a horizontal line.

Michael A. Bauser
Counsel of Record
Nuclear Energy Institute, Inc.
1776 I Street, N.W., Suite 400
Washington, D.C. 20006-3708
(202) 739-8144

Dated: November 9, 2007

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 07-2271

NJ Dept. of Environmental Protection vs. Nuclear Regulatory Commission, et al.

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

Nuclear Energy Institute, Inc.

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

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

(Type or Print) Name Michael A. Bauser

Mr. Ms. Mrs. Miss

Firm Nuclear Energy Institute

Address 1776 I Street, N.W., Suite 400

City & State Washington, D.C.

Zip Code 20006-3708

Phone (202) 739-8144

Fax (202) 533-0231

PLEASE TYPE E-Mail Address SIGNATURE OF COUNSEL: mab@nei.org

SIGNATURE OF COUNSEL: Michael A. Bauser

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.

**IN THE UNITED STATES COURT OF APPEALS
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NEW JERSEY DEPARTMENT OF
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**NUCLEAR ENERGY INSTITUTE'S
CORPORATE DISCLOSURE STATEMENT**

The Nuclear Energy Institute, Inc. ("NEI"), a not-for-profit 501(c)(6) corporation, is a trade association representing the nuclear energy industry. Its objective is to ensure the development of policies that promote the beneficial uses of nuclear energy and technologies in the United States and around the world. NEI does not have any parent companies, and no publicly-held company has a 10 percent or greater ownership interest in NEI.

Respectfully submitted,



Michael A. Bauser

Counsel of Record

Nuclear Energy Institute, Inc.

1776 I Street, N.W., Suite 400

Washington, D.C. 20006-3708

(202) 739-8144

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served copies of the foregoing (1) "Notice of Participation of Nuclear Energy Institute as Amicus Curiae and Representation of Consent;" (2) "Entry of Appearance;" and (3) "Nuclear Energy Institute's Corporate Disclosure Statement" upon those listed in the attached service list by U.S. mail, first class, postage prepaid.

Respectfully submitted,



Michael A. Bauser
Counsel of Record
Nuclear Energy Institute, Inc.
1776 I Street, N.W., Suite 400
Washington, D.C. 20006-3708
(202) 739-8144

Dated: November 9, 2007

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~~Charles B. Mullins, Esq.~~

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