

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

October 26, 2007

BCO-10

No. 07-2271

New Jersey Department of Environmental Protection,  
Petitioner

v.

Nuclear Regulatory Commission;  
Amergen Energy Company, LLC,  
Respondents

(Agency No. 50-0219-LR)

Present: SMITH, Circuit Judge

- 1) Motion by Ocean County Board of Chosen Freeholders for Leave to Proceed as Amicus Curiae, which also requests an Extension of Time of seven (7) days from the Date of the Order Granting Leave to File Amicus Curiae Brief in Support of Petitioner;
- 2) Response by Amergen Energy Company to Motion for Leave to Proceed as Amicus Curiae and for Extension of Time to File Amicus Curiae Brief in Support of Petitioner.

/s/ Shannon L. Craven  
Case Manager (267)299-4959

**ORDER**

**The foregoing Motion by Ocean County Board of Chosen Freeholders for Leave to Proceed as Amicus Curiae and Extend Time to File Amicus Curiae Brief in Support of Petitioner is hereby DENIED.**

By the Court,

/s/ D. Brooks Smith  
Circuit Judge

Dated: December 5, 2007

SLC/cc: Ellen B. Balint, Esq.  
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