

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Nos. 06-5140, 07-1559, 07-1756

STATE OF NEW JERSEY,
Petitioner

v.

UNITED STATES NUCLEAR
REGULATORY COMMISSION;
UNITED STATES OF AMERICA,
Respondents

SUR PETITION FOR REHEARING

Present: SLOVITER, JORDAN and ALARCÓN*, Circuit Judges

The petition for rehearing filed by Petitioner State of New Jersey in the above-entitled case having been submitted to the judges who participated in the decision of this court, and no judge who concurred in the decision having asked for rehearing, the petition for rehearing is denied.

By the Court,

/s/ Dolores K. Sloviter
Circuit Judge

Dated: July 8, 2008

DMM/cc: Kenneth W. Elwell, Esq.

Andrew Reese, Esq.

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Kathryn Kovacs, Esq.

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Joseph J. McGovern, Esq.

Elena B. Zuares, Esq.

* Hon. Arthur L. Alarcón, Senior Judge, United States Court of Appeals for the Ninth Circuit, sitting by designation.