

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT
Thurgood Marshall U.S. Courthouse at Foley Square 40 Centre Street, New York, NY 10007 Telephone: 212-857-1800

MOTION INFORMATION STATEMENT

Docket Number(s): 07-0324ag & 07-1276ag (CON)

Motion for: Permission to participate in oral argument as amici curiae

Set forth below precise, complete statement of relief sought:

Amici Curiae States of New York and Connecticut request permission to participate in oral argument and seek five minutes of argument time.

Caption [use short title]

Spano, et al.

v.

United States Nuclear Regulatory Commission

MOVING PARTY: Amicus Curiae States NY & Conn.

☐ Plaintiff ☐ Defendant
☐ Appellant/Petitioner ☐ Appellee/Respondent

MOVING ATTORNEY: John J. Sipos, AAG
[name of attorney, with firm, address, phone number, and e-mail]
Office of the New York State Attorney General
The Capitol
Albany, NY 12224
(518) 402-2251
john.sipos@oag.state.ny.us

OPPOSING PARTY: US Nuclear Regulatory Commission

OPPOSING ATTORNEY: Grace H. Kim, Esq.
[name of attorney, with firm, address, phone number, and e-mail]
Nuclear Regulatory Commission
Office of General Counsel
11555 Rockville Pike Mail
Washington, DC 20555
(301) 415-3605

Court-Judge/Agency appealed from: US Nuclear Regulatory Commission

Please check appropriate boxes:

Has consent of opposing counsel:

A. been sought? ☒ Yes ☐ No
B. been obtained? ☐ Yes ☒ No

Is oral argument requested? ☒ Yes ☐ No
(requests for oral argument will not necessarily be granted)

Has argument date of appeal been set: ☒ Yes ☐ No
If yes, enter date September 12, 2008

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:

Has request relief been made below? ☐ Yes ☐ No

Has this relief been previously sought in this Court? ☐ Yes ☐ No

Requested return date and explanation of emergency:

Signature of Moving Attorney:

Date: July 17, 2008

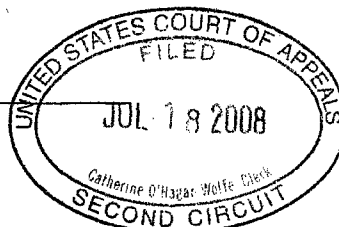
Has service been effected?
[Attach proof of service]

☒ Yes ☐ No

ORDER

IT IS HEREBY ORDERED THAT the motion is ☐ ~~GRANTED~~ ☒ DENIED.

Date: 7/18/08



FOR THE COURT: Catherine O'Hagan Wolfe, Clerk of Court

By: