



U.S. Department of Justice

Environment and Natural Resources Division

JEA/90-13-3-12643

*Appellate Section*  
*P.O. Box 23795*  
*L'Enfant Plaza Station*  
*Washington, DC 20026-3795*

*Telephone (202) 514-4046*  
*Facsimile (202) 353-1873*

October 23, 2008

*By Federal Express*  
Richard Cushing Donovan, Clerk  
U.S. Court of Appeals  
for the First Circuit  
John Joseph Moakley U.S. Courthouse  
1 Courthouse Way, Suite 2500  
Boston, MA 02210

Re: *Commonwealth of Massachusetts v. U.S. Nuclear Regulatory  
Commission and United States, No. 08-2267*

Dear Mr. Donovan:

Enclosed for filing please find my notice of appearance in the above-styled case. I will be representing respondent United States of America in this matter. As indicated by the certificate of service, copies of the same have been served upon counsel, together with a copy of this letter.

Sincerely,

A handwritten signature in black ink that reads "John E. Arbab". The signature is written in a cursive style with a large initial "J".

John E. Arbab

enclosure

# United States Court of Appeals For the First Circuit

## NOTICE OF APPEARANCE

No. 08-2267

Short Title: Commonwealth of Massachusetts v. U.S. Nuclear Regulatory Commission and United States

The Clerk will enter my appearance as counsel on behalf of *(please list names of all parties represented, using additional sheet(s) if necessary)*:

United States of America as the

appellant(s)                       appellee(s)                       amicus curiae  
 petitioner(s)                       respondent(s)                       intervenor(s)

The party I represented below is not a party to the appeal and I wish to be removed from the service list. Please list the names of all parties represented:

John E. Arbab  
Signature

October 23, 2008  
Date

John E. Arbab  
Name

U.S. Department of Justice/ENRD  
Firm Name (if applicable)

202-514-4046  
Telephone Number

P.O. Box 23795 (L'Enfant Plaza Station)  
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202-353-1873  
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City, State, Zip Code

john.arbab@usdoj.gov  
Email

Court of Appeals Bar Number: 118674

Has this case or any related case previously been on appeal?

No                       Yes    Court of Appeals No. Second Circuit 08-3903-ag and 08-4833-ag

**Attorneys for both appellant and appellee must file a notice of appearance within 14 days of case opening.** New or additional counsel may enter an appearance outside the 14 day period; however, a notice of appearance may not be filed after the appellee/respondent brief has been filed without leave of court. 1st Cir. R. 12.0(a).

**Counsel must complete and return this notice of appearance in order to file pleadings in this court.** Counsel not yet admitted to practice before this court must submit an application for admission with the form. 1st Cir. R. 46.0(a)(2).

CERTIFICATE OF SERVICE

I certify that copies of the foregoing Notice of Appearance for

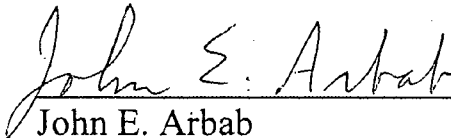
John E. Arbab were served on October 23, 2008 by first-class U.S. mail, postage pre-paid, upon counsel as follows:

Matthew Brock, Assistant Attorney General  
Environmental Protection Division  
Office of the Attorney General  
One Ashburton Place  
Boston, MA 02108

Robert Snook  
Assistant Attorney General  
Office of the Attorney General  
State of Connecticut  
55 Elm Street  
Hartford, CT 06106

John J. Sipos  
Assistant Attorney General  
Office of the Attorney General  
The Capitol  
Albany, NY 12224

James E. Adler  
U.S. Nuclear Regulatory Commission  
Mail Stop 0-15-D21  
11555 Rockville Pike  
Rockville, MD 20852

  
\_\_\_\_\_  
John E. Arbab

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