

**United States Court of Appeals
for the Second Circuit**

DANIEL PATRICK MOYNIHAN
500 Pearl Street
New York, NY 10007
(212) 857-8500

**Dennis Jacobs,
Chief Judge**

**Catherine O'Hagan Wolfe
Clerk of Court**

DATE: November 26, 2008

TO: Richard L. Brodsky
New York State Assembly, Counsel to the Majority
Legislative Office Building, Room 422
Albany, NY 12248

RE: Brodsky v. U.S. Nuclear

DOCKET NO: 08-1454-ag

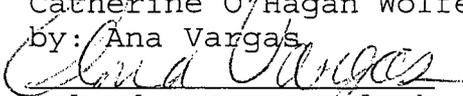
Your motion to SUPPLEMENT THE RECORD. Has been received and filed. It has been added to the substantive motions calendar for **Tuesday, December 9, 2008***ON SUBMISSION*****

There will be no oral argument on this motion.

Opposing papers, if any, must be filed in quintuplicate with proof of service. Such papers must be filed not later than seven days after service of a motion served in person, or ten days after service of a motion served by mail, but in no event later than 12:00 noon of the Thursday preceding the Tuesday for which the motion is noticed (See Local Rule § 27

Very truly yours,

Catherine O'Hagan Wolfe, Clerk
by: Ana Vargas


Calendar Deputy Clerk

CC: Janice A. Dean, Esq.
Michael B. Wallace, Esq.
Robert M. Rader, Esq.



OFFICE OF THE
GENERAL COUNSEL

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

November 3, 2008

FILED

NOV 25 2008

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

Ms. Molly Dwyer, Clerk
United States Court of Appeals
for the Ninth Circuit
United States Court House
95 Seventh St.
San Francisco, CA 94103

Re: *Crane v. United States Nuclear Regulatory Commission*, No. 08-72973

Dear Ms. Dwyer,

Enclosed for filing please find 25 copies of Federal Respondents' Brief and five copies of Federal Respondents' Excerpts of Record, which were mailed to you by deposit in the United States mail on this date.

Attached at the end of our Brief is a copy of the letter to opposing counsel confirming the two-week extension granted by the Clerk for the filing of our Brief.

This will also confirm the guidance from Mr. Price of your office that the Glossary preceding the text of our Brief should not be included in the word count for the Brief.

Kindly date stamp the enclosed extra copy of this letter and return to me in the enclosed self-addressed envelope.

Thank you for your kind assistance.

Yours truly,

Robert M. Rader
Senior Attorney
Office of the General Counsel
Nuclear Regulatory Commission
(301) 415-1955 (voice)
(301) 415-3200 (fax)
Robert.Rader@nrc.gov (e-mail)

cc: All Counsel