

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: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 08-1454-ag

Caption [use short title]

Brodsky v. U.S. Nuclear Regulatory Commission

Motion for: leave to appear and participate in oral argument as amicus curiae.

Set forth below precise, complete statement of relief sought:

The State of New York as amicus curiae seeks ten minutes for oral argument.

MOVING PARTY: The State of New York as amicus curiae

Plaintiff Defendant
 Appellant/Petitioner Appellee/Respondent

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

OPPOSING PARTY: NRC; Entergy Nuclear Operations

OPPOSING ATTORNEY: see attached list
[name of attorney, with firm, address, phone number, and e-mail]

see attached list.

Court-Judge/Agency appealed from: U.S. 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 _____

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: _____

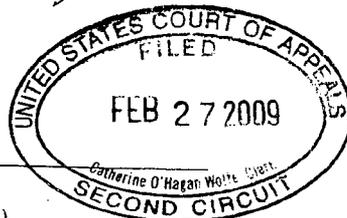
Has service been effected? Yes No
[Attach proof of service]

ORDER

IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.

5 minute argument

Date: 2/27/09



FOR THE COURT,
Catherine O'Hagan Wolfe, Clerk
Ana Vargas
By: Ana Vargas
Calendar Deputy Clerk