

United States Court of Appeals

District of Columbia Circuit

DOCKETING STATEMENT

Administrative Agency Review Proceedings

(To be completed by appellant/petitioner)

1. CASE NO. _____ 2. DATE DOCKETED March 30, 2009
3. CASE NAME Blue Ridge Environmental Defense League Nuclear Regulatory Commn. and U.S.
(lead parties only) _____ v. _____
4. TYPE OF CASE: Review Appeal Enforcement Complaint Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? YES NO _____
If YES, cite statute: _____
6. CASE INFORMATION:
- a. Identify agency whose order is to be reviewed: Nuclear Regulatory Commission
- b. Give agency docket or order number(s): unknown
- c. Give date(s) of order(s): January 27, 2009 (date of last Commissioner opinion)
- d. Has a request for rehearing or reconsideration been filed at the agency? YES _____ NO
If so, when was it filed? _____ By whom? _____
Has the agency acted? YES _____ NO _____ If so, when? _____
- e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):
Petitioner has members who live in close proximity to the nuclear power plant at issue.
- f. Are any other cases involving the same underlying agency order pending in this Court or in any other Court?
YES _____ NO If YES, identify case name(s), docket number(s), and court(s): _____
- g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents? YES _____ NO
If YES, give case name(s) and number(s) of these cases and identify court/agency: _____
- h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? YES NO _____ If so, provide the name of the program and the dates of participation. _____

Signature _____ Date April 30, 2009

Name of Party (Print) Blue Ridge Environmental Defense League

Name of Counsel for Appellant/Petitioner (Print) James B. Dougherty Firm _____

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ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement. An original and three copies of such letter should be submitted.