



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

OFFICE OF THE  
GENERAL COUNSEL

May 13, 2009

Catherine O'Hagan Wolfe, Clerk  
United States Court of Appeals  
for the Second Circuit  
United States Court House  
40 Foley Square  
New York, New York 10007

Attn: Yenni Liu  
Deputy Clerk

Re: *Burton v. United States of America, et al.*, No. 09-1901-ag

Dear Ms. Liu,

Enclosed for filing please find the Acknowledgement and Notice of Appearance requested by your May 6, 2009 letter to counsel. Please note the change in counsel for the respondent Nuclear Regulatory Commission.

Service upon the other parties has been made as well.

Thank you for your kind assistance.

Yours truly,

A handwritten signature in black ink, appearing to read "Robert M. Rader".

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](mailto:Robert.Rader@nrc.gov) (e-mail)

cc: All Parties

ACKNOWLEDGMENT AND NOTICE OF APPEARANCE

Short Title: Burton v. United States of America, et al.

Docket No.: 09-1901-ag

Lead Counsel of Record (name/firm): Robert M. Rader

Appearance for (party/designation): Respondent U.S. Nuclear Regulatory Commission

DOCKET SHEET ACKNOWLEDGMENT/AMENDMENTS

Lead Counsel's Contact Information is:

- ( ) Correct
(✓) Incorrect or Incomplete, and should be amended as follows:

Name: Robert M. Rader

Firm: United States Nuclear Regulatory Commission

Address: One White Flint North, Mail Stop O15-D21, 11555 Rockville Pike, Rockville, MD 20852-2738

Telephone: 301-415-1955

Fax: 301-415-3200

Email: Robert.Rader@nrc.gov

Caption as indicated is:

- ( ) Correct
(✓) Incorrect. See ~~attached caption page with corrections.~~ below

Appellate Designation is:

- ( ) Correct
( ) Incorrect. The following parties do not wish to participate in this appeal:

Parties: \_\_\_\_\_

- (✓) Incorrect. Please change the following parties' designations:

Party

Correct Designation

Dominion Nuclear Connecticut, Inc.

Intervenor-Respondent

RELATED CASES

- (✓) This case has not been before this Court previously.
( ) This case has been before this Court previously. The short title, docket number, and citation are: \_\_\_\_\_
( ) Matters related to this appeal or involving the same issue have been or presently are before this Court. The short titles, docket numbers, and citations are: \_\_\_\_\_

CERTIFICATION

I certify that (✓) I am admitted to practice in this Court and, if required by Interim Local Rule 46.1(a)(2), have renewed my admission on \_\_\_\_\_ OR that ( ) I applied for admission on \_\_\_\_\_.

Signature of Lead Counsel of Record: Robert M. Rader

Type or Print Name: Robert M. Rader

OR

Signature of pro se litigant: \_\_\_\_\_

Type or Print Name: \_\_\_\_\_

- ( ) I am a pro se litigant who is not an attorney.
( ) I am an incarcerated pro se litigant.

Dennis Jacobs  
CHIEF JUDGE

Catherine O'Hagan Wolfe  
CLERK OF COURT

Date: 5/6/09  
Short Title: Burton v. United States of America  
Agency Number: SECY-09-0008

Docket 09-1901-ag  
Agency: Nuclear Regulatory Commission

Dear Counsel:

Please be advised that a petition to review an order of the Nuclear Regulatory Commission in the above-entitled case has been filed in this court.

A copy of the petition is enclosed herewith.

Please acknowledge receipt of the copy of the petition on the copy of this letter also enclosed and return to me.

Very truly yours,  
Catherine O'Hagan Wolfe, Clerk  
By:  

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Yenni Liu, Deputy Clerk

Receipt acknowledged by NRC.  
Robert M. Rubin

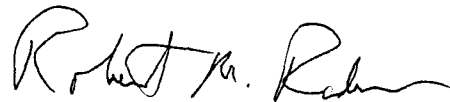
## CERTIFICATE OF SERVICE

I hereby certify that I have on this 13<sup>th</sup> day of May 2009 served upon the following, by deposit in the United States Mail, first class, postage prepaid, and by electronic transmission, a copy of **Acknowledgement and Notice of Appearance for Respondent NRC**:

Ms. Nancy Burton  
147 Cross Highway  
Redding Ridge, CT 06876

David R. Lewis, Esq.  
Pillsbury, Winthrop Shaw Pittman LLP  
2300 N. St., NW  
Washington, D.C. 20037-1122

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Attorney  
Appellate Section  
Environmental and Natural  
Resources Division  
U.S. Department of Justice  
P.O. Box 23795  
Washington, D.C. 20026-3795



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Robert M. Rader  
Counsel for U.S. Nuclear  
Regulatory Commission