



U.S. Department of Justice

Environment and Natural Resources Division

JEA/90-13-3-12873

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

Telephone (202) 514-4046  
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July 8, 2009

By e-mail and first-class U.S. mail  
Office of the Clerk  
U.S. Court of Appeals  
for the Second Circuit  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, NY 10007

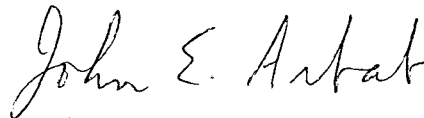
Attention: Yenni Liu, Deputy Clerk

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

Dear Ms. Liu:

Enclosed please find for filing my acknowledgment and notice of appearance form in the above-styled case (original and 3 copies). 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 on the other parties, together with a copy of this letter.

Sincerely,

  
John E. Arbab

enclosures

## ACKNOWLEDGMENT AND NOTICE OF APPEARANCE

Short Title: Burton v. United States of America

Docket No.: 09-1901-ag

Lead Counsel of Record (name/firm): John E. Arbab, U.S. Department of Justice

Appearance for (party/designation): respondent United States of America

## DOCKET SHEET ACKNOWLEDGMENT/AMENDMENTS

Lead Counsel's Contact Information is:

☐ Correct

☒ Incorrect or Incomplete, and should be amended as follows:

Name: John E. Arbab

Firm: United States Department of Justice, Environment & Natural Resources Division

Address: P.O. Box 23795 (L'Enfant Plaza Station), Washington, DC 20026

Telephone: (202) 514-4046

Fax: (202) 353-1873

Email: john.arbab@usdoj.gov

Caption as indicated is:

☒ Correct

☐ Incorrect. See attached caption page with corrections.

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

## 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: John E. Arbab

Type or Print Name: John E. Arbab

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.

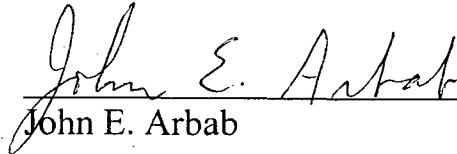
CERTIFICATE OF SERVICE

I hereby certify that on July 8, 2009, copies of the foregoing acknowledgment and notice of appearance form were served by first-class U.S. mail, postage pre-paid, as follows:

Nancy Burton  
147 Cross Highway  
Redding Ridge, CT 06876

Robert M. Rader  
U.S. Nuclear Regulatory Commission  
Office of the General Counsel  
Division of Legal Counsel  
Mailstop O-15 D21  
Rockville, MD 20852

David R. Lewis  
Pillsbury Winthrop Shaw Pittman LLP  
2300 N Street NW  
Washington, DC 20037

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

ANTI-VIRUS CERTIFICATION FORM

See Second Circuit Interim Local Rule 25(a)6.

CASE NAME: Burton v. United States of America

DOCKET NUMBER: 09-1901-ag

I, (please print your name) John E. Arbab, certify that

I have scanned for viruses the PDF version of the attached document that was submitted in this case as

an email attachment to ☒ <agencycases@ca2.uscourts.gov>.

☐ <criminalcases@ca2.uscourts.gov>.

☐ <civilcases@ca2.uscourts.gov>.

☐ <newcases@ca2.uscourts.gov>.

☐ <prosecases@ca2.uscourts.gov>.

and that no viruses were detected.

Please print the **name** and the **version** of the anti-virus detector that you used \_\_\_\_\_

Microsoft Forefront, version 1.61.389.0

If you know, please print the version of revision and/or the anti-virus signature files \_\_\_\_\_

(Your Signature)

John E. Arbab

Date: 7/8/09