

United States Court of Appeals

For The Eighth Circuit

Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329

St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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June 30, 2009

Mr. Michael Thomas Gray
U.S. DEPARTMENT OF JUSTICE
Environment & Natural Resources Division, Appellate Section
L'Enfant Plaza Station
P.O. Box 23795
Washington, DC 20026-0000

Mr. Charles Mullins
U.S. NUCLEAR REGULATORY COMMISSION
Office of the General Counsel
11555 Rockville Pike
Rockville, MD 20852

RE: 09-2262 Oglala Sioux Tribe v. United States NRC, et al
09-2285 Western NE Resources Council, et al v. U.S. NRC, et al

Dear Counsel:

Your motion to dismiss has been filed and will be referred to the court. Until the court has rendered a decision on the motion, the briefing schedule will be suspended. You will be advised when a revised briefing schedule is established.

Michael E. Gans
Clerk of Court

MDS

cc: Mr. Thomas J. Ballanco
Mr. Buffalo Bruce
Mr. Stephen P. Collings
Mr. Thomas K. Cook
Mr. Bruce Henry Ellison
Mr. David Cory Frankel
Ms. Elizabeth Maria Lorina
Mr. Mark D. McGuire
Mr. Shane C. Robinson
Mr. Tyson Rowton Smith

District Court/Agency Case Number(s): 40-8943-OLA