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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

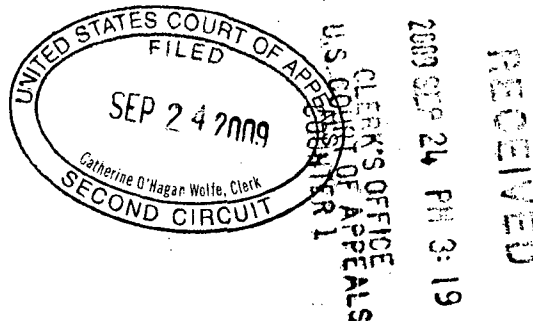
Caption [use short title]

Docket Number(s): 09-1901-ag

Burton v. United States of America

Motion for: Extension of Time to File Petitioner's Brief

Set forth below precise, complete statement of relief sought:  
The motion seeks leave to file the petitioner's brief, due on September 28, 2008, on October 5, 2008.



MOVING PARTY:

- ☐ Plaintiff ☐ Defendant  
☒ Appellant/Petitioner ☐ Appellee/Respondent

OPPOSING PARTY:

MOVING ATTORNEY:

[name of attorney, with firm, address, phone number and e-mail]  
Nancy Burton  
147 Cross Highway  
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OPPOSING ATTORNEY [Name]:

[name of attorney, with firm, address, phone number and e-mail]  
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P.O. Box 23795 pillsburylaw.com; Robert Rader, U.S. Nuclear Regulatory  
Washington DC 20026-3796 Commission, 11555 Rockville Pike, Mail Stop O15-D21, Rockville MD 20852, Robert.Rader@nrc.gov  
John.Arbab@usdoj.gov

Court-Judge/Agency appealed from: United States 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 for 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: September 24, 2009

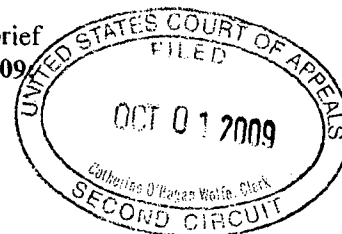
Has service been effected? ☒ Yes ☐ No  
[Attach proof of service]

ORDER

Before: Ralph K. Winter, Circuit Judge

IT IS HEREBY ORDERED that the Petitioner's motion for an extension of time to file the brief is GRANTED. The Petitioner's brief and appendix shall be filed on or before **October 5, 2009**; the Respondent's brief shall be filed on or before **November 4, 2009**; the petition shall be heard no earlier than the week of **December 28, 2009**.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk  
by Judy Pisanant  
Judy Pisanant, Motions Staff Attorney



10/1/09  
Date