

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT

IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

MAR - 8 2010

BLUE RIDGE ENVIRONMENTAL  
DEFENSE LEAGUE,

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UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT  
FILED  
MAR - 8 2010  
CLERK

Petitioner,

v.

NUCLEAR REGULATORY COMMISSION  
and the UNITED STATES,

Respondents.

Case No. 10-1058

**PETITION FOR REVIEW**

Pursuant to 28 U.S.C. § 2342(4), the Blue Ridge Environmental Defense League hereby petitions this Court for review of the final determination by Respondent Nuclear Regulatory Commission (“NRC”) to reinstate construction permits that had previously been issued by the NRC to the Tennessee Valley Authority (“TVA”) and were subsequently withdrawn and rendered void. The construction permits in question, which were issued December 24, 1974, had authorized TVA to construct two nuclear reactors – Bellefonte Units 1 and 2 – in Jackson County, Alabama.

The date on which the NRC took final action reinstating the construction permits was January 7, 2010. A copy of the NRC’s final order is attached.

Dated: March 8, 2010

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. B. Dougherty", with a large, stylized flourish extending to the right.

James B. Dougherty  
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*Counsel ~~for~~ Petitioner*

**CERTIFICATE OF SERVICE**

The undersigned counsel certifies that on this 8th day of March, 2010, he caused one copy each of the foregoing Petition for Review with enclosures and the F.R.A.P. 26.1 Corporate Disclosure Statement to be served by ~~registered~~ mail, postage prepaid, on the following:

Annette L. Vietti-Cook  
Secretary of the Commission  
U.S. Nuclear Regulatory Commission  
Mail Stop O-16G4  
Washington, DC 20555-0001

Eric Holder, Attorney General  
U.S. Department of Justice  
10<sup>th</sup> St. and Pennsylvania Ave. NW  
Washington, D.C. 20530

  
James B. Dougherty  
James B. Dougherty

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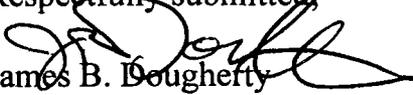
Case No. \_\_\_\_\_

**F.R.A.P. 26.1 CORPORATE DISCLOSURE STATEMENT**

Petitioner Blue Ridge Environmental Defense League is a non-profit entity devoted to protection of the environment in the southeastern United States excluding Florida. It has no parent, subsidiary, or affiliate that has issued shares or debt securities to the public.

Dated: March 8, 2010

Respectfully submitted,

  
James B. Dougherty

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