

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT**

**May 18, 2010**

**Elisabeth A. Shumaker  
Clerk of Court**

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MARILYN MORRIS, et al.,

Petitioners,

v.

No. 07-9505

UNITED STATES NUCLEAR  
REGULATORY COMMISSION, et al.,

Respondents,

HYDRO RESOURCES, INC.,

Intervenor - Respondent,

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NAVAJO NATION,

Amicus Curiae.

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**ORDER**

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Before **LUCERO, EBEL** and **FRIZZELL**,\* Circuit Judges.

Petitioners' petition for rehearing is denied.

The petition for rehearing en banc was transmitted to all of the judges of the court

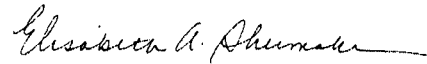
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\*Honorable Gregory K. Frizzell, District Court Judge, Northern District of Oklahoma, sitting by designation.

who are in regular active service. As no member of the panel and no judge in regular active service on the court requested that the court be polled, that petition is also denied.

Navaho Nation's motion for leave to file an amicus curiae brief in support of the petition for rehearing is granted.

Entered for the Court,

A handwritten signature in cursive script, appearing to read "Elisabeth A. Shumaker", with a long horizontal flourish extending to the right.

ELISABETH A. SHUMAKER, Clerk