

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

BLUE RIDGE ENVIRONMENTAL DEFENSE)	
LEAGUE,)	
)	
Petitioner,)	
)	
v.)	
)	Nos. 09-1112
U.S. NUCLEAR REGULATORY COMMISSION)	and 10-1058
and UNITED STATES OF AMERICA,)	(consolidated)
)	
Respondents,)	
)	
TENNESSEE VALLEY AUTHORITY,)	
)	
Intervenor.)	

CONSENT MOTION OF
PETITIONERS TO MODIFY THE
BRIEFING SCHEDULE

Pursuant to Circuit Rule 28(e), Petitioner Blue Ridge Environmental Defense League ("BREDL") seeks a 14-day extension of the deadline for filing Petitioner's Opening Brief, now due seven days from today – January 14, 2011. Counsel for the Respondents NRC and the United States, as well as Intervenor Tennessee Valley Authority have authorized Petitioner to state that they consent to this motion.

In response to a joint proposal by the parties, the Court issued an order on November 5, 2010 that established the following briefing schedule:

Certified Index of the Record Supplement	November 16, 2011
Petitioner's Opening Brief	January 14, 2011
Respondent's Brief	February 28, 2011
Intervenor's Brief	March 14, 2011
Petitioner's Reply Brief	March 28, 2011
Deferred Joint Appendix	April 11, 2011
Final Briefs	April 25, 2011

Counsel for the Petitioner is now facing a number of previously unforeseen schedule conflicts the week of January 10, 2011. Specifically, he is expected to attend a meeting at the San Francisco headquarters of the Sierra Club on January 13 and 14. In addition, he has been invited to attend a two-day meeting with the U.S. Environmental Protection Agency in Virginia on January 11 and 12. Accordingly, he seeks a 14-day extension of the due date for Petitioner's Opening Brief, as well as all subsequent due dates for other filings. Specifically, Petitioners propose the following briefing schedule:

Petitioner's Opening Brief	January 28, 2011
Respondents' Brief	March 14, 2011
Intervenor's Brief	March 28, 2011
Petitioner's Reply Brief	April 11, 2011
Deferred Joint Appendix	April 25, 2011
Final Briefs	May 9, 2011

Dated: January 7, 2011

Respectfully submitted,

/s/ James B. Dougherty

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Attorney for Petitioner

CERTIFICATE OF SERVICE

The undersigned counsel certifies that on this 7th day of January, 2011, he filed a copy of the foregoing Consent Motion Of Petitioners To Modify The Briefing Schedule with the Clerk via the Court's electronic filing system, and emailed copies to the below-identified counsel of record in this case, who consented to electronic service, specifically:

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