



April 6, 2011

Mark J. Langer, Clerk
U.S. Court of Appeals for the District of Columbia Circuit
333 Constitution Avenue N.W.
Washington, D.C. 20001-2866

SUBJECT: *Blue Ridge Environmental Defense League et al. v. U.S.
Nuclear Regulatory Commission, No. 11-1056
(consolidated with Nos. 11-1045, 11-1051, and 11-1057)*

Dear Mr. Langer:

On March 30, 2011, the filings listed below were erroneously submitted as a single docket entry. Pursuant to the Court's instructions of April 5, 2011, I am submitting them as separate docket entries. The docket entries are:

- Certificate as to Parties, Rulings, and Related Cases;
- Docketing Statement Form;
- Statement of Intent to Use Deferred Joint Appendix;
- Statement of Issues to be Raised;
- Underlying Decisions from Which Petition Arises; and
- Certificate of Service

I regret any inconvenience caused by my error. Thank you for your consideration.

Sincerely,

/s/

Diane Curran

Cc: Service list

UNITED STATES COURT OF APPEALS FOR THE
DISTRICT OF COLUMBIA CIRCUIT

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BLUE RIDGE ENVIRONMENTAL)		
DEFENSE LEAGUE, INC.,)		
RIVERKEEPER, INC., and SOUTHERN)		
ALLIANCE FOR CLEAN ENERGY, INC.,)		
)		
Petitioners,)	No.11-1056	
v.)	(consolidated with Case Nos.	
)	11-1045, 11-1051, 11-057)	
UNITED STATES NUCLEAR)		
REGULATORY COMMISSION and the)		
UNITED STATES OF AMERICA,)		
)		
Respondents.)		
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CERTIFICATE AS TO PARTIES, RULINGS AND RELATED CASES

Pursuant to D.C. Circuit Rules 15(c)(3) and 28(a)(1), counsel for Petitioners certifies as follows:

1. Parties, Intervenors, and *Amici Curiae*.

Petitioners in No. 11-1056 are Blue Ridge Environmental Defense League, Inc.; Riverkeeper, Inc.; and Southern Alliance for Clean Energy, Inc. Respondents are the United States Nuclear Regulatory Commission (“NRC”) and the United States of America. This matter has also been consolidated with the following actions in the D.C. Circuit:

- No. 11-1045, *State of New York, et al. v. United States Nuclear Regulatory Commission*. Petitioners in No. 11-1045 are the State of New York, the State of

Vermont, and the State of Connecticut. Respondents are the NRC and the United States of America.

- No. 11-1051, *Natural Resources Defense Council v. U.S. Nuclear Regulatory Commission*. Petitioner in No. 11-1051 is the Natural Resources Defense Council. Respondents are the NRC and the United States of America.
- No. 11-1057, *Prairie Island Indian Community v. United States Nuclear Regulatory Commission and the United States of America*. Petitioner in No. 11-1057 is the Prairie Island Indian Community. Respondents are the NRC and the United States of America.

In all of the consolidated cases, the State of New Jersey has moved to intervene in support of petitioners. The Nuclear Energy Institute, Inc. and Entergy Nuclear Operations, Inc. have moved to intervene in support of respondents. We are aware of no *amici curiae* in any of these proceedings.

2. Rulings Under Review

Petitioners seek review of the following NRC rulemaking decisions:

- Final rule, Consideration of Environmental Impacts of Temporary Storage of Spent Fuel After Cessation of Reactor Operation, 75 Fed. Reg. 81,032 (Dec. 23, 2010); and
- Update and final revision, Waste Confidence Decision Update, 75 Fed. Reg. 81,037 (Dec. 23, 2010).

3. Related Cases

As discussed above in paragraph (1), this case has been consolidated with Case Nos. 11-1045, 11-1051, and 11-1057. Those petitions for review challenge the same NRC rulemaking decisions that Petitioners challenge here.

Respectfully submitted,

/s/

Diane Curran

Harmon, Curran, Spielberg, & Eisenberg, L.L.P.

1726 M Street N.W., Suite 600

Washington, D.C. 20036

Tel.: 202-328-3500

Fax: 202-328-3500

E-mail: dcurran@harmoncurran.com

Counsel for Petitioner

Date: March 30, 2011