



## ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

### Equal Access to Justice Act (EAJA) Data Report Form – FY 2010

Name of Agency: United States Nuclear Regulatory Commission

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Data submitted on this form will be used by the Office of the Chairman of the Administrative Conference of the United States (ACUS) to prepare a report to Congress on the amount of fees and other expenses awarded during the preceding fiscal year, as provided under the Equal Access to Justice Act (5 USC 504). Please submit data on applications and awards for both agency administrative proceedings and court proceedings involving the reporting agency, to the extent that such information can be located in the agency's records. The "reporting period" consists of the 12 months from October 1, 2009 through September 30, 2010.

Note that Part C requires a separate response for each individual case in which an award was granted, through decision or settlement, during the reporting period. If the agency is reporting more than 25 cases, please contact David Pritzker at ACUS ([dpritzker@acus.gov](mailto:dpritzker@acus.gov) or 202-480-2093) for further information on how to submit the requested data.

#### Part A – Aggregate Data for FY 2010 – Agency Cases

1. Number of applications for fees and expenses under EAJA that were:

a. Pending on October 1, 2009	1
b. Filed during the reporting period	0
c. Finally decided or settled during the reporting period	0
d. Pending at the end of the reporting period	1

2. Number of applications for fees and expenses under EAJA that were terminated during the reporting period by:

a. Decision granting an award	0
b. Settlement	0
c. Denial of an award	0

3. Total amount of fees and expenses awarded during the reporting period under 2.a and 2.b 0



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## Part B – Aggregate Data for FY 2010 – Court Cases

4. Number of applications for fees and expenses under EAJA that were:

a. Pending on October 1, 2009	0
b. Filed during the reporting period	0
c. Finally decided or settled during the reporting period	0
d. Pending at the end of the reporting period	0

5. Number of applications for fees and expenses under EAJA that were terminated during the reporting period by:

a. Decision granting an award	0
b. Settlement	0
c. Denial of an award	0

6. Total amount of fees and expenses awarded during the reporting period under 5.a and 5.b \_\_\_\_\_

## Part C – Individual Awards Granted During FY 2010

Please submit a separate copy of Part C (or the Continuation Sheet for Part C) for each case in which an award was granted, through decision or settlement, during the reporting period.

7. Check one, as applicable:

Agency decision  0  Agency settlement  0  Court decision  0  Settlement of court case  0

8. Name of the party seeking the award of fees and other expenses	
9. Agency to which the application for award was made	
10. Name(s) of ALJ(s) or judge(s) hearing the case	
11. If decision was appealed, status of the appeal	
12. Amount of the award	
13. Hourly rates of attorneys and expert witnesses stated in the application	
14. Basis for the finding that the agency's position was not substantially justified	
15. (Court cases only) Name of court	
16. (Court cases only) Any amounts paid from 31 USC 1304 for a judgment in the case	