

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 11-1271****September Term, 2012****NRC-NWPA****Filed On:** August 13, 2013

In re: Aiken County, et al.,

Petitioners

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State of Nevada,  
Intervenor**BEFORE:** Garland, Chief Judge; Kavanaugh, Circuit Judge; and Randolph,  
Senior Circuit Judge**ORDER**

Upon consideration of the petition for writ of mandamus, the briefs of the parties, and argument by counsel, it is

**ORDERED** that the petition for writ of mandamus be granted, for the reasons set forth in the opinion of the court filed herein this date.**Per Curiam****FOR THE COURT:**  
Mark J. Langer, ClerkBY: /s/  
Jennifer M. Clark  
Deputy ClerkOpinion for the Court filed by Circuit Judge Kavanaugh, with whom Senior Circuit Judge Randolph joins, except as to Part III.  
Concurring opinion filed by Senior Circuit Judge Randolph.  
Dissenting opinion filed by Chief Judge Garland.