

UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

-----X  
THE STATE OF NEW YORK,  
THE STATE OF CONNECTICUT, and  
THE STATE OF VERMONT,

Petitioners,

-against-

UNITED STATES NUCLEAR  
REGULATORY COMMISSION, and  
UNITED STATES OF AMERICA,

Respondents.  
-----X

No. 14-1210

(consolidated with  
14-1212, 14-1216, and  
14-1217)

**CERTIFICATE AS TO PARTIES,  
RULINGS, AND RELATED CASES**

Pursuant to the Court's Order of October 27, 2014 and D.C. Circuit Rule 28(a)(1), Petitioners the States of New York, Connecticut, and Vermont (collectively "Petitioner States") in Case No. 14-1210 hereby submit this certificate as to parties, rulings, and related cases.

**(A) Parties and Amici.**

Petitioners

The Petitioners in this matter are the State of New York, the State of Connecticut, and the State of Vermont.

### Respondents

The Respondents in this matter are the United States Nuclear Regulatory Commission and the United States of America.

### Intervenors

The Nuclear Energy Institute, Inc., Entergy Nuclear Operations, Inc., Northern States Power Co., and the Commonwealth of Massachusetts have filed petitions to intervene in the consolidated proceedings. Also, Tennessee Valley Authority has consulted with the Petitioner States regarding the Authority's potential intervention.

### Amici

The Petitioner States are not aware of any *amici* in this matter.

### **(B) Rulings Under Review.**

The rulings under review in this proceeding are the United States Nuclear Regulatory Commission's ("NRC")

- Continued Storage of Spent Nuclear Fuel, Final Rule, 79 Fed. Reg. 56,238 (Sept. 19, 2014) (effective October 20, 2014) (voted on by the Commission on August 26, 2014, CVR 2014-0072 (Aug. 26, 2014)) ("Continued Storage Rule"); and

- Generic Environmental Impact Statement for Continued Storage of Spent Nuclear Fuel, 79 Fed. Reg. 56,263 (Sept. 19, 2014) (voted on by the Commission on August 26, 2014, CVR 2014-0072 (Aug. 26, 2014)) (“GEIS”).

**(C) Related Cases.**

1. The cases on review have not previously been before this Court or any other court.
2. In addition to the Petitioner States’ petition, the petitions in the following cases challenge the same Continued Storage Rule and the GEIS and have been consolidated with the Petitioner States’ petition:
  - a. Case 14-1212, *Prairie Island Indian Community v. United States Nuclear Regulatory Commission*
  - b. Case 14-1216, *Beyond Nuclear, Inc. et al. v. United States Nuclear Regulatory Commission*
  - c. Case 14-1217, *Natural Resources Defense Council, Inc. v. United States Nuclear Regulatory Commission*

Dated: November 26, 2014  
Albany, NY

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