

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

Beyond Nuclear, Inc.,)	Case No. 15-1173
Petitioner,)	
-vs-)	
U.S. Nuclear Regulatory Commission and United States of America,)	
Respondents.)	

**UNOPPOSED MOTION FOR EXTENSION OF TIME
FOR FILING OF DEFERRED JOINT APPENDIX**

Petitioner Beyond Nuclear, Inc. hereby moves the Court, with the consent of all Respondents, for an extension of one week of the pending January 6, 2017 deadline for the filing of the Deferred Appendix and the January 23, 2017 Final Briefs filing deadline.

Petitioner Beyond Nuclear requests a one-week extension of time for the Joint Appendix in order to complete the compilation and print production of it. All counsel have been cooperative attempting to reduce the volume of the

Appendix, which covers many items of evidence and also, procedural filings. The final deadline for brief filing would be commensurately adjusted by one week.

Petitioners' counsel has conferred with opposing counsel in this matter and all three Respondents have consented to the granting of this request.

The current affected schedule is as follows:

DEFERRED APPENDIX due 1/6/2017.

PETITIONER Final Brief due 01/20/2017.

RESPONDENTS Final Brief due on 01/20/2017.

INTERVENOR FOR RESPONDENT Final Brief due 01/20/2017.

PETITIONER Final Reply Brief due 01/20/2017.

Petitioner, with the consent of all parties, moves the Court to confirm the following as the revised milestone schedule:

DEFERRED APPENDIX due 1/13/2017.

PETITIONER Final Brief due 01/27/2017.

RESPONDENTS Final Brief due on 01/27/2017.

INTERVENOR FOR RESPONDENT Final Brief due 01/27/2017.

PETITIONER Final Reply Brief due 01/27/2017.

None of the parties will incur prejudice by this rescheduling of filing deadlines.

WHEREFORE, Petitioner Beyond Nuclear prays the Court approve the extension of the Joint Appendix filing deadline, with commensurate changes to be made to all subsequent deadlines.

January 6, 2017

/s/ Terry J. Lodge

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CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of January, 2017, I caused true and correct copies of the foregoing “Petitioner’s Unopposed Motion for Extension” to be served, via deposit in the Court’s Electronic Case Filing system, upon Michelle Albert, Esq., Michelle.Albert@nrc.gov, Andrew Averbach, Esq., Andrew.Averbach@nrc.gov, David A. Repka, Esq., drepka@winston.com, Tyson R. Smith, Esq., trsmith@winston.com, and Jon P. Christinidis, Esq., christinidisj@dteenergy.com.

/s/ Terry J. Lodge

Terry J. Lodge
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