

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-1059**September Term, 2016****NRC-040-09075-MLA****Filed On: May 17, 2017**

Oglala Sioux Tribe,

Petitioner

v.

U.S. Nuclear Regulatory Commission and
United States of America,

Respondents

BEFORE: Griffith, Srinivasan, and Pillard, Circuit Judges

ORDER

Upon consideration of the corrected motion to intervene, and the response thereto; and the motion to dismiss, the responses thereto, and the reply, it is

ORDERED that the motion to intervene be granted. The intervenor brief “must avoid repetition of facts or legal arguments made in the principal (appellant/petitioner or appellee/respondent) brief, and focus on points not made or adequately elaborated upon in the principal brief, although relevant to the issues before this court.” D.C. Cir. Rule 28(d)(2). It is

FURTHER ORDERED that the motion to dismiss be referred to the merits panel to which this petition for review is assigned. The parties are directed to address in their briefs the issues presented in the motion to dismiss rather than incorporate those arguments by reference.

Per Curiam