

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 20-1489**September Term, 2020****NRC-40-9075-MLA****Filed On: February 17, 2021** [1885814]

Oglala Sioux Tribe and Aligning for
Responsible Mining,

Petitioner

v.

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

Respondents

Powertech (USA), Inc.,
Intervenor

ORDER

Upon consideration of the motion for leave to intervene filed by: Powertech (USA), Inc., it is

ORDERED that the motion be granted.

Circuit Rules 28(d) and 32(e)(2) govern the filing of briefs by intervenors. A schedule for the filing of briefs will be established by future order. That order will automatically provide briefing only for intervenors on the side of respondents. Any intervenor(s) intending to participate in support of petitioner must so notify the court, in writing, within 14 days of the date of this order. Such notification must include a statement of the issues to be raised by the intervenor(s). This notification will allow tailoring of the briefing schedule to provide time for a brief as intervenor on the side of petitioner. Failure to submit notification could result in an intervenor being denied leave to file a brief.

Intervenors supporting the same party are reminded that they **must** file a joint brief or certify to the court why a separate brief is necessary. Intervenors' attention is particularly directed to D.C. Circuit Handbook of Practice and Internal Procedures 39 (2020), which describes "unacceptable" grounds for filing separate briefs. Failure to comply with this order may result in the imposition of sanctions. See D.C. Cir. Rule 39.

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Laura M. Chipley
Deputy Clerk