

From: Margaret Bupp
To: Kelly_Canfield@ceq.eop.gov
Date: 11/24/03 10:33AM
Subject: NEPA survey

This is in response to the Counsel on Environmental Quality's annual survey on NEPA litigation.
If you have any questions, please contact me at 301-415-3722 or mjb5@nrc.gov.
Thank you,
Molly Bupp

CC: Siurano-Perez, Osiris

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Subject: NEPA survey
Creation Date: 11/24/03 10:33AM
From: Margaret Bupp

Created By: MJB5@nrc.gov

Recipients

owf1_po.OWFN_DO
OSP CC (Osiris Siurano-Perez)

ceq.eop.gov

Kelly_Canfield (Kelly_Canfield@ceq.eop.gov)

Post Office

owf1_po.OWFN_DO

Route

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2002 NEPA Survey11.xls
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Options

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Security: Standard

NEPA Litigation Survey - Cases Filed or Pending in 2002

Agency Name: Nuclear Regulatory Commission
Division Name: Office of the General Counsel
Completed by: Molly Bupp
Contact Info: 301-415-3722; mjb5@nrc.gov

Case Filed (Year)	Case Name	Case Citation	Plaintiff Type	Federal Activity	Case Outcome	Basis for Outcome
2001	Orange County v. NRC	Orange County v. NRC, Nos. 01-1073 & 01-1246 (D.C. Cir.)	Local Government [if other, explain here; if combination, list here]	Approval to expand fuel storage facility.	Judgment for Defendant [if other, explain here; if combination, list here]	Other/combo (explain/) No error in Commission's judgement
2002	Ohngo Gaudadeh Devia v. NRC	Ohngo Gaudadeh Devia v. NRC, No. 02-9583 (10th Cir.)	Indian Tribes [if other, explain here; if combination, list here]	Acceptance of a license application for a fuel storage	Dismissal w/o settlement [if other, explain here; if combination, list here]	Jurisdictional Issues [if other, explain here; if combination, list here]
			Business Groups		Judgment for Defendant	N/A - Pending

☐ No Litigation
(checkbox if no litigation
 filed/pending in 2003)

Details for Federal Action Basis	Details for EIS Basis	Details for SEIS Basis	Details for FONSI Basis	Details for EA Basis
N/A	N/A	N/A	N/A	N/A
[explanation/comments here]	[explanation/comments here]	[explanation/comments here]	[explanation/comments here]	[explanation/comments here]
N/A	N/A	N/A	N/A	N/A
[explanation/comments here]	[explanation/comments here]	[explanation/comments here]	[explanation/comments here]	[explanation/comments here]
N/A	N/A	N/A	N/A	N/A

Other Info