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IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

ROBERT L. FARMER,

Petitioner,

v.

NUCLEAR REGULATORY
COMMISSION,

Respondent.

No. 05-70718

NRC No. NRC-030-07710-CO
District of Alaska, Fairbanks

ROBERT L. FARMER,

Petitioner,

v.

ELAINE CHAO, Secretary of Labor,
U.S. DEPARTMENT OF LABOR,

Defendant.

No. 05-70725

LABR No. ARB 04-002
District of Alaska, Anchorage

NOTICE TO COURT REGARDING UNTIMELY SERVICE

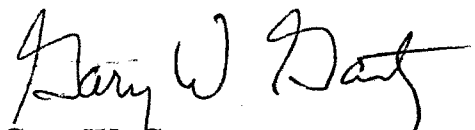
The State of Alaska respectfully gives notice to the court that the
Petitioner's filing entitled "Motion for a Stay in these Proceedings to Reconsider
My Motion to Withdraw Without Prejudice," dated February 6, 2006, and

//////////

1 certified by Robert Farmer as having been served on February 6, 2006, was not
2 actually postmarked until February 7, 2006. A copy of the postmark and
3 envelope is attached as Exhibit A.
4

5 DATED: February 17, 2006.
6

7 DAVID W. MÁRQUEZ
8 ATTORNEY GENERAL

9 By: 
10 Gary W. Gantz
11 Assistant Attorney General
12 ABA No. 6811030
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DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 269-5100

CERTIFICATE OF SERVICE

This is to certify that on this date, a true and correct copy of
NOTICE TO COURT REGARDING UNTIMELY SERVICE, and this
CERTIFICATE OF SERVICE in this proceeding was served by first class U.S.

Mail on the following:

Robert L. Farmer
2707 Klamath Drive
Anchorage, AK 99517

Mary Rieser, Esq.
U.S. Department of Labor
200 Constitution Avenue
Washington, D.C. 20210

Jared K. Heck, Esq.
U.S. Nuclear Regulatory Commission
Mail Stop 015 D21
Washington, D.C. 20555-0001

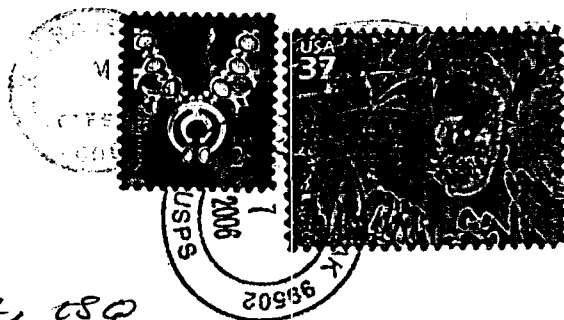
Another copy was served by first class U.S. Mail, certified return receipt to:

Robert L. Farmer
2707 Klamath Drive
Anchorage, AK 99517
Article No. 7003 2230 0001 0347 2322


Elizabeth A. Goodwin

2/17/06
Date

KL FORMER
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