

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

333 Constitution Avenue, NW  
Washington, DC 20001-2866  
Phone: 202-216-7000 | Facsimile: 202-219-8530

**AGENCY DOCKETING STATEMENT**

*Administrative Agency Review Proceedings (To be completed by appellant/petitioner)*

1. CASE NO. 16-1108 2. DATE DOCKETED: 05-16-2016
3. CASE NAME (lead parties only) \_\_\_\_\_ v. \_\_\_\_\_
4. TYPE OF CASE: ☒ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No  
If YES, cite statute \_\_\_\_\_
6. CASE INFORMATION:
- a. Identify agency whose order is to be reviewed: Nuclear Regulatory Commission
- b. Give agency docket or order number(s): CLI-15-07; CLI-15-15; CLI-16-02
- c. Give date(s) of order(s): 15-07 issued 4/14/15; 15-15 issued 6/19/15; 16-02 issued 2/9/16
- d. Has a request for rehearing or reconsideration been filed at the agency? ☐ Yes ☒ No  
If so, when was it filed? \_\_\_\_\_ By whom? \_\_\_\_\_  
Has the agency acted? ☐ Yes ☐ No If so, when? \_\_\_\_\_
- e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):  
Standing was granted in NRC Order LBP-09-21 at pp. 4-5.
- f. Are any other cases involving the same underlying agency order pending in this Court or any other?  
☒ Yes ☐ No If YES, identify case name(s), docket number(s), and court(s)  
State of New York v. NRC, D.C. Cir. Nos.: 14-1210, 14-1212 and 14-1217 (consolidated).
- g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?  
☒ Yes ☐ No If YES, give case name(s) and number(s) of these cases and identify court/agency:  
State of New York v. NRC, D.C. Cir. Nos.: 14-1210, 14-1212 and 14-1217 (consolidated).
- h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates.  
\_\_\_\_\_  
\_\_\_\_\_

Signature R. Eye Date 5.16.16

Name of Counsel for Appellant/Petitioner Robert V. Eye

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**ATTACH A CERTIFICATE OF SERVICE**

**Note:** If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

## CERTIFICATE OF SERVICE

Undersigned certifies that on May 16, 2016, a copy of the foregoing Docketing Statement was filed with the Clerk of the Court and served on counsel of record through the CM/ECF system.

Robert V. Eye