

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

NUCLEAR ENERGY INSTITUTE,)	
Petitioner,)	
)	
v.)	No. 19-1240
)	
UNITED STATES NUCLEAR)	
REGULATORY COMMISSION and)	
the UNITED STATES OF AMERICA,)	
Respondents.)	

CERTIFIED INDEX OF THE RECORD

I certify to the best of my knowledge and belief that the documents listed on the attached index constitute the record before the agency relating to the letter of the United States Nuclear Regulatory Commission (“NRC”) staff dated September 16, 2019, which is attached as Exhibit B to the Petition for Review in this matter filed on November 15, 2019.

By preparing this index, NRC does not concede that the action identified in the Petition for Review constitutes final agency action.

The parties have agreed that the joint appendix prepared in this matter can include documents listed in this certified index as well as the materials to which they cite.

Respectfully Submitted,

/s/ Andrew P. Averbach

ANDREW P. AVERBACH

Solicitor

Office of the General Counsel

U.S. Nuclear Regulatory Commission

(301) 415-1956

February 10, 2020

CERTIFIED INDEX OF RECORD**NUCLEAR ENERGY INSTITUTE V. UNITED STATES NUCLEAR REGULATORY
COMMISSION (NO. 19-1240)**

ID NO.	DESCRIPTION	DOCUMENT DATE	ACCESSION NUMBER
1	Memorandum from Guy H. Cunningham III, NRC Executive Legal Director to Harold R. Denton, Director, NRR, "Jurisdiction Over Low-Level Waste Management at Reactor Sites in Agreement States"	09/13/1985	ML103430216
2	Information Notice No. 86-90, "Requests to Dispose of Very Low-Level Radioactive Waste Pursuant to 10 CFR 20.302"	11/03/1986	ML031250358
3	"Clarification of The Authorization for Alternate Disposal of Material Issued Under 10 CFR 20.2002 and Exemption Provisions in 10 CFR (FSME-12-025)"	03/13/2012	ML12065A038
4	NRC Regulatory Issue Summary 2016-11, "Requests to Dispose of Very Low-Level Radioactive Waste Pursuant to 10 CFR 20.2002"	11/13/2016	ML16007A488
5	Letter from Michael Murray, STP Nuclear Operating Company, to Brian Holian, NRC	08/14/2018	ML18226A352
6	Letter from Craig G. Erlanger, NRC, to G.T. Powell, STP Nuclear Operating Company	10/31/2018	ML18260A250
7	Notice of Public Meeting with STP Nuclear Operating Company	02/14/2019	ML19045A425
8	Letter from Ellen C. Ginsberg, Nuclear Energy Institute, to Ho Nieh and Scott Moore, NRC	02/28/2019	ML19086A320
9	Letter from John W. Lubinski, NRC, to Ellen C. Ginsberg, Nuclear Energy Institute	04/04/2019	ML19087A039

ID NO.	DESCRIPTION	DOCUMENT DATE	ACCESSION NUMBER
10	Letter from John Christian, EnergySolutions, LLC, to Craig G. Erlanger, NRC	04/08/2019	ML19121A550
11	Letter from David Carlson, Waste Control Specialists, to John Lubinski, NRC	07/17/2019	ML19206A452
12	Letter from John W. Lubinski, NRC, to David Carlson, Waste Control Specialists	08/01/2019	ML19212A165
13	Notification of Upcoming September 6, 2019 Public Meeting	08/21/2019	ML19227A335
14	Notice of September 6, 2019 Public Meeting	09/04/2019	ML19247B399
15	September 6, 2019 Public Meeting Slides	09/06/2019	ML19246A142
16	Letter from John W. Lubinski, NRC, to David Carlson, Waste Control Specialists	09/16/2019	ML19210B091
17	Letter from John W. Lubinski, NRC, to Ellen C. Ginsberg, Nuclear Energy Institute	09/16/2019	ML19224A774
18	Summary of September 6, 2019 Public Meeting	10/02/2019	ML19262G460
19	List of Attendees at September 6, 2019 Public Meeting	10/02/2019	ML19262G459