



Parker McCay P.A.
Three Greentree Centre
7001 Lincoln Drive West
P.O. Box 974
Marlton, NJ 08053-0974

P: 856-596-8900
F: 856-596-9631
www.parkermccay.com

JOSEPH J. McGOVERN, COUNSEL
Direct Dial: 856-985-4034
Direct Telefax: 856-552-1427
Email: Jmcgovern@parkermccay.com

July 26, 2007

File No. 09408-0043

Via Hand Delivery

United States District Court of Appeals
Third Circuit
ATTN: Ebony Fiddler
601 Market Street, Room 21400
Philadelphia, PA 19106-1790

**Re: State of New Jersey v. US Nuclear Regulatory Commission, et al.
US Court of Appeals/Third Circuit
Nos: 06-5140, 07-1559 and 07-1756 (Consolidated)**

Dear Ms. Fiddler:

Mr. William Bradley of your office brought to my attention a number of errors regarding the Brief that we filed on behalf of the Gloucester County Board of Chosen Freeholders.

First, please find enclosed my Notice of Appearance with accompanying Proof of Service in this matter. Kindly return "FILED" copy of this Notice with the courier today.

Second, at Mr. Bradley's direction, we have electronically re-filed the Brief to include all three docket numbers for this consolidated Appeal. We hereby authorize you to make the same changes to the hard copy of this Brief, which was originally filed with the reference to only the one oldest docket number.

Third and finally, we are hereby notifying you that the Gloucester County Board of Chosen Freeholders is relying on the Statement of the Case presented by the State of New Jersey in its original Brief.

We apologize for any inconvenience. Please feel free to contact me with any questions or concerns.

Respectfully submitted,


JOSEPH J. McGOVERN

JJM:nwm

Enclosures

cc: All parties listed on Proof of Service (with enclosures)

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 06-5140, 07-1559 and 07-1756 (Consolidated)

State of New Jersey vs. U.S. Nuclear Regulatory Commission, et al.

The Clerk will enter my appearance as Counsel of Record for (please list names of all parties represented, using additional sheet(s) if needed):

Gloucester County Board of Chosen Freeholders

who IN THIS COURT is (please check only one):

_____ Petitioner(s) _____ Appellant(s) XX Intervenor (s)
_____ Respondent(s) _____ Appellee(s) _____ Amicus Curiae

(Type or Print) Name Joseph J. McGovern, Esquire
 Mr. Ms. Mrs. Miss

Firm Parker McCay P.A.

Address Three Greentree Centre, 7001 Lincoln Drive West, P.O. Box 974

City & State Marlton, New Jersey

Zip Code 08053-0974

Phone (856) 985-4034

Fax (856) 552-1427

PLEASE TYPE E-Mail Address jmcgovern@parkermccay.com

SIGNATURE OF COUNSEL: 

ONLY COUNSEL OF RECORD SHALL ENTER AN APPEARANCE AND ONLY THAT ATTORNEY WILL BE THE ONE NOTIFIED OF THE COURT'S ACTION IN THIS CASE. OTHER ATTORNEYS WHO DESIRE NOTIFICATION SHOULD MAKE APPROPRIATE ARRANGEMENTS WITH COUNSEL OF RECORD.

ONLY ATTORNEYS WHO ARE MEMBERS OF THE BAR OF THE COURT OF APPEALS FOR THE THIRD CIRCUIT OR WHO HAVE SUBMITTED A PROPERLY COMPLETED APPLICATION FOR ADMISSION TO THIS COURT'S BAR MAY FILE AN APPEARANCE FORM. (BAR ADMISSION IS WAIVED FOR FEDERAL ATTORNEYS.)

IT IS IMPORTANT THAT ALL REQUESTED INFORMATION BE PROVIDED AND THAT COUNSEL SIGN THE FORM IN THE APPROPRIATE AREA.

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

STATE OF NEW JERSEY

Appellants,

v.

**UNITED STATES NUCLEAR
REGULATORY COMMISSION
And UNITED STATES OF
AMERICA**

Appellees.

**Nos. 06-5140, 07-1559 and
07-1756 (Consolidated)**

PROOF OF SERVICE

I, Joseph H. McGovern, of full age, hereby certify that:

1. I am an attorney with the Law Firm of Parker McCay P.A., and am the attorney assigned with the handling of this matter on behalf of Intervenor, The Gloucester County Board of Chosen Freeholders.

2. On July 26, 2007, I caused to have forwarded copies of the Notice of Appearance on behalf of Intervenor, The Gloucester County Board of Chosen Freeholders and accompanying Proof of Mailing, in the within action as follows:

Original and Three (3) Copies

Office of the Clerk, Marcia M. Waldron

ATTN: Ebony Fiddler

Via Hand Delivery

United States Court of Appeals for the Third Circuit

21400 United States Court House

601 Market Street

Philadelphia, PA 19106-1790

Two (2) Copies:

Kenneth W. Elwell, Esquire
Via Regular Mail
Senior Deputy Attorney General
Office of the Attorney General
Department of Law and Public Safety-New Jersey Division of Law
Richard J. Hughes Justice Complex
25 Market Street, P.O. Box 093
Trenton, NJ 08625-0093
Attorney for Appellant State of New Jersey

Kathryn E. Kovacs, Esquire
Via Regular Mail
United States Department of Justice
Environment and Natural Resources Division
Appellate Section
P.O. Box 23795 – L'Enfant Plaza Station
Washington, D.C. 20026
Attorney for Appellee United States of America

Charles E. Mullins, Esquire
Via Regular Mail
Office of the General Counsel,
U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852
**Attorney for Appellee United States Nuclear Regulatory
Commission**

Matias F. Travieso-Diaz, Esquire
Via Regular Mail
PILLSBURY WINTHROP SHAW PITMAN LLP
2300 N Street NW
Washington, DC 20037
Attorney for Intervenor ShieldAlloy Metallurgical Corporation

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, then I am subject to punishment.

Dated: 7/26/07



JOSEPH J. MCGOVERN