## UNITED STATES COURT OF APPEALS FOR THE 10<sup>th</sup> CIRCUIT

Eastern Navajo Diné Against Uranium Mining, Southwest Research and Information Center,	) )
Marilyn Morris and Grace Sam	
Petitioners,	) Case File ) No. 07-9505
V	) 
United States Nuclear Regulatory Commission and the United States,	)
Respondents,	)
Hydro Resources, Inc.,	)
Intervenor.	) )
·	_) ·

## PETITIONERS' STATEMENT ADOPTING ARGUMENTS IN AMICUS CURIAE NAVAJO NATION'S BRIEF

On July 2, 2007, the Navajo Nation submitted a motion for leave to file an amicus curiae brief along with its amicus brief. In a response dated July 10, 2007, the Federal Respondents filed a response in opposition to the Navajo Nation's motion for leave to file an amicus brief. The Navajo Nation replied on July 18, 2007. In the Navajo Nation's reply, the Nation represented that Petitioners would adopt the matters set forth in the Nation's amicus brief. Reply of the Navajo Nation to Federal Respondents' Opposition to Motion for Leave to File Amicus Curiae by the Navajo Nation

1

at 3-4. Petitioners Eastern Navajo Diné Against Uranium Mining ("ENDAUM"), Southwest Research and Information Center ("SRIC"), Marilyn Morris, and Grace Sam hereby adopt by reference the matters set forth in the Navajo Nation's Amicus Brief.

Dated: July 26, 2007

Respectfully submitted,

Eric D. Jantz Sarah Piltch New Mexico Environmental Law Center 1405 Luisa Street, Suite 5 Santa Fe, New Mexico 87505 Telephone: (505) 989-9022 Facsimile: (505) 989-3769 ejantz@nmelc.org spiltch@nmelc.org

Attorneys for Petitioners ENDAUM and SRIC

Zackeree Kelin DNA-People's Legal Services, Inc. PO Box 306 Window Rock, Arizona 86515 Telephone: (928) 871-5621 Facsimile: (928) 871-5036 zkelin@dnalegalservices.org

Attorneys for Petitioners Marilyn Morris and Grace Sam

## UNITED STATES COURT OF APPEALS FOR THE 10<sup>th</sup> CIRCUIT

Eastern Navajo Diné Against Uranium Mining, Southwest Research and Information Center, Marilyn Morris and Grace Sam	) )
Petitioners,	) Case File ) No. 07-9505
$\mathbf{v}_{\bullet}$ is the second product the second	) 
United States Nuclear Regulatory Commission and the United States,	) )
Respondents,	)
Hydro Resources, Inc.,	)
Intervenors.	) ) )
	_)

## **CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of Petitioners' Statement Adopting Arguments in Amicus Curiae Navajo Nation's Brief in the abovecaptioned proceeding has been served on the following parties by U.S. Mail, first class this 26<sup>th</sup> day of July, 2007:

1

Charles Mullins Office of the General Counsel U.S. Nuclear Regulatory Commission 11555 Rockville Pike Rockville, Maryland 20852 John E. Arbab Katheryn E. Kovacs United States Department of Justice PO Box 23795 – L'Enfant Plaza Station Washington, D.C. 20026

Christopher S. Pugsley Thompson & Simmons 1225 19<sup>th</sup> Street, NW Suite 300 Washington, D.C. 20036

Marc D. Flink Baker & Hostetler, LLP 303 East 17<sup>th</sup> Avenue, Suite 1100 Denver, Colorado 80203

By