

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 01-1258**

**September Term, 2004**

**Filed On: October 8, 2004** [853659]

Nuclear Energy Institute, Inc.,  
Petitioner

v.

Environmental Protection Agency,  
Respondent

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Consolidated with 01-1268, 01-1295, 01-1425,  
01-1426, 01-1516, 02-1036, 02-1077, 02-1116,  
02-1179, 02-1196, 03-1009, 03-1058

**BEFORE:** Edwards, Henderson,\* and Tatel, Circuit Judges

## **ORDER**

Upon consideration of petitioner's motion to stay the issuance of the mandate, the responses thereto, and the reply, it is

**ORDERED** that the motion be denied.

## **Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:  
Michael C. McGrail  
Deputy Clerk

\* Circuit Judge Henderson would grant the motion.