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Date: 5/2/2016 4:44:55 PM

Subject:

Attachments: 2016-05-02 Fed Defs Motion to Stay.pdf

Attached is the Feds motion to stay the summary judgment briefing pending disposition of their motion to dismiss.

Our response to the motion to stay is due May 19.

(Our response to the motion to dismiss is due May 12 and the Feds response to the motion for summary judgment is due May 25).

Unless the court asks me to do otherwise, I'm sitting on the motion to stay until May 19. That puts the summary judgment due date less than a week after, and they'll have to file a reply to our response on the motion to dismiss prior to that as well (May 22).

When you look at the motion to stay, some of it is infuriating. They clearly say they won't comply with the statute, misrepresent what the State is asking for, and actually say that they "take no position" on our statement that DOE is trying to shut down MOX.

Nonetheless, I expect that the summary judgment briefing will be delayed until the motion to dismiss is ruled upon.

Randy

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