

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-1074

September Term 2009

DOE-Letters of 10/8/2009

Filed On: June 15, 2010 [1249971]

National Association of Regulatory Utility
Commissioners,

Petitioner

v.

United States Department of Energy and United
States of America,

Respondents

Consolidated with 10-1076

ORDER

It is **ORDERED**, on the court's own motion, that the following briefing schedule will apply in this case:

Petitioners' Brief	July 28, 2010
Amicus Curiae for Petitioners' Brief	August 12, 2010
Respondents' Brief	September 13, 2010
Petitioners' Reply Brief	September 27, 2010
Deferred Appendix	October 4, 2010
Final Briefs	October 18, 2010

All issues and arguments must be raised by petitioners in the opening brief. The court ordinarily will not consider issues and arguments raised for the first time in the reply brief.

The court reminds the parties that

In cases involving direct review in this court of administrative actions, the brief of the appellant or petitioner must set forth the basis for the claim of standing. . . . When the appellant's or petitioner's standing is not apparent from the administrative record, the brief must include arguments and evidence establishing the claim of standing.

See D.C. Cir. Rule 28(a)(7).

Parties are strongly encouraged to hand deliver the paper copies of their briefs to the Clerk's office on the date due. Filing by mail could delay the processing of the brief. Additionally, parties are reminded that if filing by mail, they must use a class of mail that is at least as expeditious as first-class mail. See Fed. R. App. P. 25(a). All briefs and appendices must contain the date that the case is scheduled for oral argument at the top of the cover, or state that the case is being submitted without oral argument. See D.C. Cir. Rule 28(a)(8).

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Cheri W. Carter
Deputy Clerk