

United States Court of Appeals  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-1050

September Term 2009

DOE-Yucca Mtn  
NRC-63-001

Filed On: July 28, 2010

In re: Aiken County,

Petitioner

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Consolidated with 10-1052, 10-1069, 10-1082

**BEFORE:** Garland and Kavanaugh, *Circuit Judges*, and Williams, *Senior Circuit Judge*

**ORDER**

Upon consideration of respondents' motion to vacate briefing and oral argument schedule and hold case in abeyance, and the response and reply thereto, it is

**ORDERED** that the motion be granted. These cases are removed from the September 23, 2010 oral argument calendar and the briefing schedule established by this court's order is vacated. It is

**FURTHER ORDERED** that these cases be held in abeyance pending further proceedings before the respondent agency consistent with the motion. The parties are directed to file status reports at 30-day intervals beginning 30 days from the date of this order. The parties are further directed to file motions to govern future proceedings within 10 days from respondent agency's final decision in its pending review of the Licensing Board's June 29, 2010 decision.

**Per Curiam**

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

BY: /s/  
Cheri Carter  
Deputy Clerk