

SCHEDULED FOR ORAL ARGUMENT ON MARCH 22, 2011

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-1050

Consolidated With Nos. 10-1052, 10-1069, 10-1082

IN RE AIKEN COUNTY,
PETITIONER

ON PETITIONS FOR MANDAMUS AND PETITIONS FOR REVIEW
AND INJUNCTIVE RELIEF

FEDERAL RESPONDENTS' UNOPPOSED MOTION FOR LEAVE TO ADD
STATUTORY AND REGULATORY AUTHORITIES TO ADDENDUM TO
FEDERAL RESPONDENTS' FINAL BRIEF

The addendum to Federal Respondents' proof brief (filed January 3, 2011) inadvertently omitted several pertinent statutory and regulatory provisions that were cited within the proof brief (and these provisions are not contained in the addendum to Petitioners' brief). The omitted statutory and regulatory provisions have been added to the addendum attached to Federal Respondents' final brief, filed on February 8, 2011, simultaneously with this motion. The provisions added to the addendum to Federal Respondents' final brief are 5 U.S.C. §§ 551(13), 553(c); 10 C.F.R. § 63.121; and 40 C.F.R. §§ 1500.4, 1502.4, 1502.20, 1502.21, 1508.21, and 1508.17. Federal respondents hereby seek the Court's leave to

correct their addendum by adding these statutes and regulations. Federal Respondents have made no change to the body of the final brief (other than including the added statutory and regulatory provisions in the list on page one of the brief of the statutes and regulations contained in the addendum).

Petitioners do not oppose this motion.

Respectfully submitted,

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90-13-5-13056
February 8, 2011

CERTIFICATE OF SERVICE

Pursuant to Fed. R. App. P. 25(c), D.C. Circuit Rule 25(c), and this Court's May 15, 2009 Administrative Order, I hereby certify that on this date, February 8, 2011, I caused the foregoing motion to be filed upon the Court through the use of the D.C. Circuit CM/ECF electronic filing system, and thus also served counsel of record. The resulting service by e-mail is consistent with the preferences articulated by counsel of record in the Service Preference Report. I have also served a copy by U.S. Mail to the following addresses:

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