

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

State of New York

Petitioner,

v.

U.S. Nuclear Regulatory Commission and the
United States

Respondents.

Case No. 21-1037
(consolidated with Nos.
21-1080 and 21-1084)

Riverkeeper, Inc.

Petitioner,

v.

U.S. Nuclear Regulatory Commission and the
United States

Respondents.

Case No. 21-1080

Town of Cortlandt, Village of Buchanan, and
Hendrick Hudson School District

Petitioners,

v.

U.S. Nuclear Regulatory Commission and the
United States

Respondents.

Case No. 21-1084

JOINT UNOPPOSED MOTION FOR VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Appellate Procedure 42(b) and D.C. Circuit Rule 27(g), Petitioners the Town of Cortlandt, Village of Buchanan, Hendrick Hudson School District, the State of New York, and Riverkeeper, Inc. hereby move for voluntary dismissal of their petitions in these consolidated cases, with each party to bear its own costs and fees. The parties in these cases have not yet submitted briefing, and the Court has not yet scheduled oral argument.

Counsel for Petitioners has contacted counsel for the other parties, including respondents U.S. Nuclear Regulatory Commission and the United States and intervenors Entergy Nuclear Indian Point 2, LLC, Entergy Nuclear Indian Point 3, LLC, Entergy Nuclear Operations, Inc., Holtec International, and Holtec Decommissioning International, LLC. No party opposes this motion.

Dated: May 28, 2021
New York, New York

Respectfully submitted,

/s/ Daniel Riesel

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CERTIFICATE OF COMPLIANCE

I hereby certify that this motion complies with the requirements of Fed. R. App. P. 27(d)(2)(A) because it contains 124 words, as counted by Microsoft Word and excluding material exempted by Fed. R. App. P. 32(f).

I further certify that this motion, drafted in 14-point type using the proportionally spaced Times New Roman font, complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6).

/s/ Daniel Riesel

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Joint Unopposed Motion for Voluntary Dismissal was filed on May 28, 2021 using the Court's CM/ECF system and that service was therefore accomplished upon counsel of record by the Court's system.

/s/ Daniel Riesel

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