

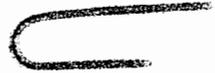
IN THE COURT OF APPEALS
FOR THE STATE OF NEW MEXICO

SOUTHWEST RESEARCH AND)
 INFORMATION CENTER AND)
 MARGARET ELIZABETH RICHARDS,)
 Citizen Appellants,)
)
 vs.)
)
 STATE OF NEW MEXICO)
 ENVIRONMENT DEPARTMENT,)
 Appellee,)
)
)
 IN THE MATTER OF THE CLASS 2)
 MODIFICATION FOR SHIELDED)
 CONTAINERS FOR REMOTE-HANDLED)
 TRANSURANIC WASTE AT THE)
 WASTE ISOLATION PILOT PLANT)
 U.S. EPA No. NM4890139088)

COURT OF APPEALS OF NEW MEXICO
FILED

AUG 09 2013

Wendy F Jones



No. 32,499

CITIZEN APPELLANTS' MOTION FOR STAY

Southwest Research and Information Center and Margaret Elizabeth Richards, Citizen Appellants in this case, move the Court pursuant to § 74-14(D)(2) NMSA 1978 to stay the effectiveness of the order of the Environment Department, dated November 1, 2012, approving the permit modification in issue on this appeal, pending the completion of appellate review and, upon such completion, subject to further order of this Court.

Margaret Elizabeth Richards
9/17/2013





ENTERED

SEP 24 2013

IN THE COURT OF APPEALS
FOR THE STATE OF NEW MEXICO

FAXED ORIGINAL
COURT OF APPEALS OF NEW MEXICO
FILED

SOUTHWEST RESEARCH AND
INFORMATION CENTER and MARGARET
ELIZABETH RICHARDS,

Appellants,

v.

NEW MEXICO DEPARTMENT OF
ENVIRONMENT,

Appellee.

IN THE MATTER OF THE APPLICATION
FOR A CLASS 2 MODIFICATION FOR
SHIELDED CONTAINERS FOR
REMOTE-HANDLED TRANSURANIC
WASTE AT THE WASTE ISOLATION
PILOT PLANT.

Case No. 32-499

AUG 29 2013

Wendy Jones

MOTION FOR LEAVE TO FILE OUT OF TIME
BY INTERVENOR APPLICANT
UNITED STATES DEPARTMENT OF ENERGY

The United States Department of Energy ("DOE") requests leave to file out of time an opposition to the motion to stay filed by Appellants on August 9, 2013. As explained in the accompanying memorandum and declaration, the attorney primarily responsible for this matter did not learn that the motion had been filed until August 27, 2013, the date when DOE's opposition was due. DOE requests

Motion Granted
[Signature] 9/17/2013

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