

This Action for declaratory and injunctive relief is brought pursuant to the Administrative Procedure Act (“APA”), 5 U.S.C §§ 701-706, and the National Environmental Policy Act (“NEPA”), 42 U.S.C. §§ 4321-4370 and therefore should be tried as a nonjury case.

(C) State whether the party submitting these responses is a publicly-owned company.

None of the plaintiffs in this action are publicly-owned companies.

(D) State the basis for asserting the claim in the division in which it was filed.

Venue is proper in the Aiken Division of the Court pursuant to 28 U.S.C. § 1391(e) and Local Civil Rule 3.01(A)(2) DSC, because a substantial part of the events or omissions giving rise to the claims herein occurred at the Savannah River Site, one of the facilities impacted by this federal action. The 310 square mile Savannah River Site is located in Aiken, Barnwell and Allendale Counties in South Carolina.

(E) Is this action related in whole or in part to any other matter filed in this district, whether civil or criminal?

No.

Respectfully submitted,

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