

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 19-1140**September Term, 2019****EPA-84FR32520****Filed On:** November 22, 2019

American Lung Association and American
Public Health Association,

Petitioners

v.

Environmental Protection Agency and
Andrew Wheeler, Administrator,

Respondents

AEP Generating Company, et al.,
Intervenors

Consolidated with 19-1165, 19-1166,
19-1173, 19-1175, 19-1176, 19-1177,
19-1179, 19-1185, 19-1186, 19-1187,
19-1188

BEFORE: Rogers and Griffith, Circuit Judges

ORDER

Upon consideration of the motion to expedite, the responses thereto, and the reply; the motions to hold in abeyance, the responses thereto, the replies, and the notice regarding the motions to hold in abeyance; and the motion to sever and hold in abeyance case No. 19-1185 and the response thereto, it is

ORDERED that the motion to expedite be denied. Respondents have not articulated “strongly compelling” reasons that would justify expedition of this case. D.C. Circuit Handbook of Practice and Internal Procedures 33 (2018). It is

FURTHER ORDERED that the motions to hold in abeyance, and the motion to sever and hold in abeyance case No. 19-1185, be denied. It is

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FURTHER ORDERED, on the court's own motion, that within 30 days of the date of this order, the parties submit a proposed format for the briefing of all the issues in these cases. The parties are strongly urged to submit a joint proposal and are reminded that the court looks with extreme disfavor on repetitious submissions and will, where appropriate, require a joint brief of aligned parties with total words not to exceed the standard allotment for a single brief. Whether the parties are aligned or have disparate interests, they must provide detailed justifications for any request to file separate briefs or to exceed in the aggregate the standard word allotment. Requests to exceed the standard word allotment must specify the word allotment necessary for each issue.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Laura Chipley
Deputy Clerk