

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
STATE OF NEW YORK, <i>et al.</i> ,)	
)	
Plaintiffs,)	Civil Action No. 1:18-cv-0773
)	
v.)	Hon. Reggie Walton
)	
U.S. ENVIRONMENTAL PROTECTION)	
AGENCY, <i>et al.</i>)	
_____)	

JOINT STATUS REPORT

Pursuant to this Court’s Order of October 14, 2020, ECF No. 99, Plaintiffs the State of New York *et al.* and Defendants the United States Environmental Protection Agency *et al.* (collectively “Parties”), hereby provide the following status report:

On October 27, 2020, the U.S. Court of Appeals for the District of Columbia Circuit denied the motions that were addressed in Plaintiffs’ Notice of Pending Challenge to and Administrative Stay of EPA Final Rule, ECF No. 97. The Parties therefore jointly propose the following schedule to govern briefing of a motion by Defendants to dismiss this suit on mootness grounds:

Defendants’ Motion to Dismiss: due by November 24, 2020

Plaintiffs’ Opposition: due by December 23, 2020

Defendants’ Reply: due by January 15, 2021

Respectfully Submitted,

United States Department of Justice
Environment & Natural Resources Division

Dated: November 10, 2020

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DATED: November 10, 2020

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CERTIFICATE OF SERVICE

I, Heather E. Gange, certify that on this 10th day of November 2020, I electronically filed the foregoing through the CM/ECF system which caused all Parties to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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