

FILED

UNITED STATES COURT OF APPEALS

MAY 18 2016

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

AMERICAN FUEL &
PETROCHEMICAL
MANUFACTURERS; AMERICAN
TRUCKING ASSOCIATIONS, INC., a
trade association; CONSUMER ENERGY
ALLIANCE, a trade association,

Plaintiffs - Appellants,

v.

JANE O'KEEFFE, in their official
capacities as members of the Oregon
Environmental Quality Commission; ED
ARMSTRONG, in their official capacities
as members of the Oregon Environmental
Quality Commission; MORGAN RIDER,
in their official capacities as members of
the Oregon Environmental Quality
Commission; COLLEEN JOHNSON, in
their official capacities as members of the
Oregon Environmental Quality
Commission; MELINDA EDEN, in their
official capacities as members of the
Oregon Environmental Quality
Commission; DICK PEDERSEN, in their
official capacities as officers and
employees of the Oregon Department of
Environmental Quality; JONI
HAMMOND, in their official capacities as
officers and employees of the Oregon
Department of Environmental Quality;
WENDY WILES, in their official
capacities as officers and employees of the

No. 15-35834

D.C. No. 3:15-cv-00467-AA
District of Oregon,
Portland

ORDER

Oregon Department of Environmental Quality; DAVID COLLIER, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; JEFFREY STOCUM, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; CORY-ANN WIND, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; LYDIA EMER, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; LEAH FELDON, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; GREG ALDRICH, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; SUE LANGSTON, in their official capacities as officers and employees of the Oregon Department of Environmental Quality; ELLEN F. ROSENBLUM, in her official capacity as Attorney General of the State of Oregon; KATE BROWN, in her official capacity as Governor of the State of Oregon,

Defendants - Appellees,

CALIFORNIA AIR RESOURCES BOARD; STATE OF WASHINGTON; OREGON ENVIRONMENTAL COUNCIL; SIERRA CLUB; NATURAL RESOURCES DEFENSE COUNCIL; ENVIRONMENTAL DEFENSE FUND; CLIMATE SOLUTIONS,

Intervenor-Defendants -
Appellees.

Defendants-Appellees' Motion to Assign Appeal to Prior Panel is DENIED.

See Ninth Circuit, Court Structure and Procedures (E)(2) and (E)(4).

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Brian M. Sheehan
Motions Attorney/Deputy Clerk