

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 Minute Order of April 12, 2021, Plaintiffs the State of New York *et al.* and Defendants the United States Environmental Protection Agency *et al.* (collectively “Parties”), hereby provide the following joint status report:

As EPA notified the Court and the Parties, on June 30, 2021, the President signed S.J. Res. 14, which is now Public Law 117-23, disapproving the following EPA rule under the Congressional Review Act: “Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources Review,” 85 Fed. Reg. 57,018 (Sept. 14, 2020). *See* ECF Nos. 114. As EPA also previously notified the Court and the Parties, pursuant to Executive Order No. 13990 the Agency is “*proposing new regulations to establish . . . emission guidelines for methane emissions . . . from existing operations in the oil and gas sector, including the exploration and production, transmission, processing, and storage segments, by September 2021.*” ECF No. 106 (emphasis added); *see* Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis,” 86 Fed. Reg. 7037 § 2(c)(1) (Jan. 25, 2021). The Parties anticipate that the proposed rulemaking to establish emission guidelines will influence how they wish to proceed in this case.

The Parties therefore jointly propose the following schedule to govern further proceedings in this matter:

EPA shall file a notice within seven days after the proposed rulemaking described above is signed and posted on EPA's website; and

The Parties shall submit a joint status report advising the Court on how the Parties wish to proceed in this case by the earlier of 21 days after EPA's notice regarding the proposed rulemaking or October 31, 2021.

Respectfully Submitted,

United States Department of Justice  
Environment & Natural Resources Division

Dated: July 28, 2021

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**CERTIFICATE OF SERVICE**

I, Heather E. Gange, certify that on this 28th day of July 2021, 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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