

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 July 29, 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 previously notified the Court and the Plaintiffs, pursuant to Executive Order No. 13990 the Agency has been working to propose “*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.” 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). EPA submitted a draft proposed rule to the Office of Management and Budget (“OMB”). OMB received EPA’s submittal on September 15, 2021. *See* RIN 2060-AV15 (Emission Guidelines for Oil and Natural Gas Sector) at <https://www.reginfo.gov/public/do/eoReviewSearch>. OMB’s review of that submittal is currently ongoing.

Because such guidelines are the subject of this litigation, the Parties anticipate that the proposed regulations 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 regulations are signed and posted to the Agency's web site; 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 regulations or December 3, 2021.

Respectfully Submitted,

United States Department of Justice
Environment & Natural Resources Division

Dated: October 28, 2021

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CERTIFICATE OF SERVICE

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