

**UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT**

ALLIANCE FOR WATER
EFFICIENCY,

Petitioner,

v.

UNITED STATES DEPARTMENT OF
ENERGY, *et al.*,

Respondents.

No. 21-1167

MOTION FOR VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Appellate Procedure 42(b), Petitioner moves the Court for an order dismissing the above-captioned case without prejudice, in light of the rule published by the Department of Energy that reinstated the previous definition of “showerhead,” a principal goal of the petition. 86 Fed. Reg. 71,797 (Dec. 20, 2021). Respondents United States Department of Energy and the Secretary of Energy consent to this request. The parties agree that each party will bear its own costs related to the appeal.

Respectfully submitted,

/s/ Keith Bradley _____

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CERTIFICATE OF COMPLIANCE

I certify that the foregoing motion complies with the typeface and type-style requirements of Federal Rule of Appellate Procedure 27(d)(1)(E) because it has been prepared in 14-point Vollkorn, a proportionally spaced font. I further certify that this response complies with the type-volume limitation of Federal Rule of Appellate Procedure 27(d)(2)(A) because it contains 82 words according to the count of Microsoft Word.

/s/ Keith Bradley
Keith Bradley

CERTIFICATE OF SERVICE

I certify that on February 28, 2022, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Second Circuit by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

/s/ Keith Bradley _____

Keith Bradley