ORAL ARGUMENT NOT SCHEDULED

IN THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

ATLANTIC COAST PIPELINE, LLC, et al.,

Petitioners,

LORA BAUM and VICTOR BAUM,

Petitioners-Intervenors,

v.

FEDERAL ENERGY REGULATORY COMMISSION,

Respondent,

WINTERGREEN PROPERTY OWNERS ASSOCIATION, et al.,

Intervenors.

Nos. 18-1224, 18-1280, 18-1308, 18-1309, 18-1310, 18-1311, 18-1312, 18-1313 (consolidated)

Filed: 11/16/2022

JOINT CONSENT MOTION TO VOLUNTARILY DISMISS

In light of the previously announced decision to cancel the Atlantic Coast Pipeline Project, all Petitioners in these consolidated cases respectfully request that the Court dismiss the pending petitions for review without prejudice with each party to bear its own costs. No fees are due. *See* Fed. R. App. P. 42(b).

Petitioners have consulted with all other parties, who confirm that they consent to this motion.

/s/ Jason T. Gray
JASON T. GRAY
DUNCAN & ALLEN
1730 Rhode Island Ave. N.W.
Suite 700
Washington, D.C. 20036
(202) 289-8400

Counsel for the North Carolina Utilities Commission

/s/ Carolyn Elefant CAROLYN ELEFANT LAW OFFICES OF CAROLYN ELEFANT, PLLC 1440 G Street N.W. – 8th Floor Washington, D.C. 20005 (202) 297-6100

Counsel for Wintergreen Property Owners Association

/s/ Michael J. Hirrel MICHAEL J. HIRREL 1300 Army Navy Dr. – No. 1024 Arlington, VA 22202 (703) 522-8577

Counsel for The Fairway Woods Homeowners Condominium Association Respectfully submitted,

/s/ Catherine E. Stetson CATHERINE E. STETSON SEAN MAROTTA HOGAN LOVELLS US LLP 555 Thirteenth Street, N.W. Washington, D.C. 20004 (202) 637-5491 cate.stetson@hoganlovells.com

Filed: 11/16/2022

J. PATRICK NEVINS LATHAM & WATKINS LLP 555 Eleventh Street, N.W. Washington, D.C. 20004 (202) 637-3363

Counsel for Atlantic Coast Pipeline, LLC and Eastern Gas Transmission and Storage, Inc.

/s/ Andrea I. Sarmentero Garzón ANDREA I. SARMENTERO GARZÓN JENNINGS, STROUSS & SALMON, PLC 1300 I Street N.W. – Suite 1120 Washington, D.C. 20005 (202) 370-4128

Counsel for Friends of Wintergreen, Inc.

/s/ Christopher S. Johns
CHRISTOPHER S. JOHNS
JOHNS & COUNSEL PLLC
2028 East Ben White Boulevard
Suite 240-1000
(512) 399-3150

Counsel for Landowner Petitioners

/s/ Mark Sabath
MARK SABATH
GREGORY BUPPERT
SOUTHERN ENVIRONMENTAL LAW
CENTER
120 Garrett Street, Suite 400
Charlottesville, VA 22902
(434) 977-4090

DAVID NEAL
GUDRUN THOMPSON
SOUTHERN ENVIRONMENTAL LAW
CENTER
601 W. Rosemary Street, Suite 220
Chapel Hill, NC 27516
(919) 967-1450

Counsel for Conservation Petitioners Alliance for the Shenandoah Valley, Cowpasture River Preservation Association, Friends of Buckingham, Friends of Nelson, Highlanders for Responsible Development, Piedmont Environmental Council, Shenandoah Valley Battlefields Association, Virginia Wilderness Committee, Sound Rivers, Inc., and Winyah Rivers Alliance /s/ Jon A. Mueller
JON A. MUELLER
CHESAPEAKE BAY FOUNDATION, INC.
6 Herndon Avenue
Annapolis, MD 21401
(443) 482-2162

Filed: 11/16/2022

Counsel for Conservation Petitioner Chesapeake Bay Foundation, Inc.

/s/ Benjamin A. Luckett
BENJAMIN A. LUCKETT
JOSEPH M. LOVETT
APPALACHIAN MOUNTAIN ADVOCATES
P.O. Box 507
Lewisburg, WV 24901
(304) 873-6080

Counsel for Conservation Petitioners Appalachian Voices, Chesapeake Climate Action Network, Sierra Club, and Wild Virginia, Inc.

CERTIFICATE OF COMPLIANCE

- This document complies with the type-volume limits of Fed. R. App.
 P. 27(d) because, excluding the parts of the document exempted by Fed. R. App. P.
 32(f), this document contains 66 words.
- 2. This document complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6) because this document has been prepared in a proportionally spaced typeface using Microsoft Word for Office 365 in 14-point Times New Roman.

/s/ Catherine E. Stetson Catherine E. Stetson

Filed: 11/16/2022

CERTIFICATE OF SERVICE

I hereby certify that on November 16, 2022, I caused a copy of the foregoing to be filed by this Court's CM/ECF system, which will serve a copy on all registered users.

/s/ Catherine E. Stetson Catherine E. Stetson