

United States Court of Appeals  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 15-1363

September Term, 2017

EPA-80FR64662  
EPA-82FR4864

Filed On: December 21, 2018

State of West Virginia, et al.,

Petitioners

v.

Environmental Protection Agency and E. Scott  
Pruitt, Administrator, United States Environmental  
Protection Agency,

Respondents

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American Wind Energy Association, et al.,  
Intervenors

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Consolidated with 15-1364, 15-1365, 15-1366,  
15-1367, 15-1368, 15-1370, 15-1371, 15-1372,  
15-1373, 15-1374, 15-1375, 15-1376, 15-1377,  
15-1378, 15-1379, 15-1380, 15-1382, 15-1383,  
15-1386, 15-1393, 15-1398, 15-1409, 15-1410,  
15-1413, 15-1418, 15-1422, 15-1432, 15-1442,  
15-1451, 15-1459, 15-1464, 15-1470, 15-1472,  
15-1474, 15-1475, 15-1477, 15-1483, 15-1488

**BEFORE:** Garland\*, Chief Judge; Henderson, Rogers, Tatel, Griffith,  
Srinivasan, Millett, Pillard, Wilkins, and Katsas\*, Circuit Judges

**ORDER**

Upon consideration of the status reports filed August 24, 2018 and August 27, 2018, that include requests to continue holding these consolidated cases in abeyance, and the opposition to the continued abeyance; and the motion of intervenor-respondents to decide the merits of the case, the oppositions thereto, and the reply, it is

**ORDERED** that these consolidated cases remain in abeyance for 60 days from the date of this order. EPA is directed to continue to file status reports at 30-day intervals beginning 30 days from the date of this order. It is

**FURTHER ORDERED** that the motion to decide the case on the merits be denied.

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY: /s/  
Ken Meadows  
Deputy Clerk

\* Chief Judge Garland and Circuit Judge Katsas did not participate in this matter.