

**United States Court of Appeals**

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 13-1233****September Term, 2015****EPA-78FR6674****EPA-79FR48072****Filed On:** September 23, 2015

Conservation Law Foundation, et al.,

Petitioners

v.

Environmental Protection Agency,

Respondent

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Electric Power Supply Association, et al.,Intervenors  
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Consolidated with 14-1199

**BEFORE:** Henderson, Rogers, and Pillard, Circuit Judges**ORDER**

Upon consideration of the motion for voluntary remand without vacatur, the responses thereto, the reply, and the motion for a stay of the briefing schedule pending the court's decision regarding EPA's motion for remand, it is

**ORDERED** that the motion for voluntary remand without vacatur be granted and that the record be remanded for further proceedings in light of Delaware Department of Natural Resources and Environmental Control v. EPA, 785 F.3d 1 (D.C. Cir. 2015). The parties are directed to file status reports within 90 days of the date of this order and at 90-day intervals thereafter. The parties are further directed to file motions to govern future proceedings within 30 days after completion of the proceedings on remand. It is

**FURTHER ORDERED** that the motion for a stay of the briefing schedule pending the court's decision regarding EPA's motion for remand be dismissed as moot.

**Per Curiam**