

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 11-1302****September Term, 2014**  
FILED ON: JULY 28, 2015EME HOMER CITY GENERATION, L.P.,  
PETITIONER

v.

ENVIRONMENTAL PROTECTION AGENCY,  
RESPONDENTSAN MIGUEL ELECTRIC COOPERATIVE, ET AL.,  
INTERVENORS

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Consolidated with 11-1315, 11-1323, 11-1329, 11-1338, 11-1340, 11-1350, 11-1357, 11-1358, 11-1359, 11-1360, 11-1361, 11-1362, 11-1364, 11-1365, 11-1366, 11-1367, 11-1368, 11-1369, 11-1371, 11-1372, 11-1373, 11-1374, 11-1375, 11-1376, 11-1377, 11-1378, 11-1379, 11-1380, 11-1381, 11-1382, 11-1383, 11-1384, 11-1385, 11-1386, 11-1388, 11-1389, 11-1390, 11-1391, 11-1392, 11-1393, 11-1394, 11-1395

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On Petitions for Review of a Final Rule Promulgated by  
the United States Environmental Protection Agency

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Before: ROGERS, GRIFFITH, and KAVANAUGH, *Circuit Judges*

**J U D G M E N T**

These causes came on to be heard on the petitions for review of orders of the United States Environmental Protection Agency and were argued by counsel. On consideration thereof, it is

**ORDERED** and **ADJUDGED** that the petitions for review be granted in part, be denied in part, and the cases are hereby remanded to EPA for further proceedings, in accordance with the opinion of the court filed herein this date.

**Per Curiam**

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

BY: /s/  
Ken Meadows  
Deputy Clerk

Date: July 28, 2015

Opinion for the court filed by Circuit Judge Kavanaugh.