

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 06-1410

September Term 2011

EPA-71FR61144

Filed On: February 16, 2012

American Farm Bureau Federation and
National Pork Producers Council,

Petitioners

v.

Environmental Protection Agency,

Respondent

American Chemistry Council, et al.,
Intervenors

Consolidated with 06-1411, 06-1415, 06-1416,
06-1417

BEFORE: Garland and Griffith, Circuit Judges, and Ginsburg, Senior Circuit
Judge

ORDER

Upon consideration of the petitions for writ of mandamus to enforce the
mandate, the opposition, and the replies, it is

ORDERED that the petitions be denied. The Environmental Protection Agency
(EPA) has represented that it has and will continue to expend the resources necessary
to enable it to take final action by June 2013. Based upon the declaration of the
Assistant Administrator for the Office of Air and Radiation, we anticipate that the agency
will work diligently to meet the agency's goal, rendering the extraordinary remedy of
mandamus unwarranted.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Jennifer M. Clark
Deputy Clerk