

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 12-1342

September Term, 2015

EPA-77FR33642

Filed On: May 17, 2016

Utility Air Regulatory Group,

Petitioner

v.

Environmental Protection Agency,

Respondent

National Parks Conservation Association, et al,

Intervenors

Consolidated with 12-1343, 12-1344, 12-1425,
12-1480, 13-1003, 13-1045, 13-1129, 13-1178,
13-1179, 13-1180

BEFORE: Rogers, Kavanaugh, and Wilkins, Circuit Judges

ORDER

Upon consideration of the joint proposed briefing format and schedule, it is

ORDERED that the following briefing schedule and format apply in these consolidated cases:

Certified Index to Record

June 30, 2016

Brief(s) for State and Industry Petitioners
(1 or 2 briefs not to exceed a combined total
of 12,000 words)

August 30, 2016

Brief for Conservation Organization
Petitioners (not to exceed 12,000 words)

August 30, 2016

Brief for Respondents
(not to exceed 24,000 words)

November 28, 2016

United States Court of Appeals
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Brief for Conservation Organization Intervenor-Respondents (not to exceed 5,000 words)	December 28, 2016
Brief for State and Industry Intervenor-Respondents (not to exceed 5,000 words)	December 28, 2016
Reply Brief(s) for State and Industry Petitioners (1 or 2 briefs not to exceed a combined total of 6,000 words)	January 27, 2017
Reply Brief for Conservation Organization Petitioners (not to exceed 6,000 words)	January 27, 2017
Deferred Appendix	February 10, 2017
Final Briefs	February 24, 2017

The parties will be informed later of the date of oral argument and the composition of the merits panel. All issues and arguments must be raised by petitioners in the opening brief. The court ordinarily will not consider issues and arguments raised for the first time in the reply brief.

To enhance the clarity of their briefs, the parties are urged to limit the use of abbreviations, including acronyms. While acronyms may be used for entities and statutes with widely recognized initials, briefs should not contain acronyms that are not widely known. See D.C. Circuit Handbook of Practice and Internal Procedures 41 (2016); Notice Regarding Use of Acronyms (D.C. Cir. Jan. 26, 2010).

The court reminds the parties that

In cases involving direct review in this court of administrative actions, the brief of the appellant or petitioner must set forth the basis for the claim of standing. . . . When the appellant's or petitioner's standing is not apparent from the administrative record, the brief must include arguments and evidence establishing the claim of standing.

See D.C. Cir. Rule 28(a)(7).

Parties are strongly encouraged to hand deliver the paper copies of their briefs to the Clerk's office on the date due. Filing by mail may delay the processing of the brief. Additionally, counsel are reminded that if filing by mail, they must use a class of mail

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that is at least as expeditious as first-class mail. See Fed. R. App. P. 25(a). All briefs and appendices must contain the date that the case is scheduled for oral argument at the top of the cover. See D.C. Cir. Rule 28(a)(8).

Per Curiam

United States Court of AppealsDistrict of Columbia Circuit
Washington, D.C. 20001-2866Mark J. Langer
ClerkGeneral Information
(202) 216-7000**NOTICE TO COUNSEL:
SCHEDULING ORAL ARGUMENT**

The court has entered an order setting a briefing schedule in a case in which you are counsel of record. Once a briefing order has been entered, the case may be set for oral argument. Typically, the argument date will be a minimum of 45 days after briefing is completed.

You will be notified by separate order of the date and time of oral argument. Once a case has been calendared, the Clerk's Office cannot change the argument date, and the court will not ordinarily reschedule it. Any request to reschedule must be made by motion, which will be presented to a panel of the court for disposition. The court disfavors motions to postpone oral argument and will grant such a motion only upon a showing of "extraordinary cause." See D.C. Cir. Rule 34(g).

If you are the arguing counsel and you know you will be unavailable to appear for oral argument on a date in the future, so advise the Clerk's Office by letter, filed electronically, with a copy to opposing counsel. The notification should be filed as soon as possible and updated if a potential scheduling conflict later arises or if there is any change in availability. To the extent possible, the Clerk's Office will endeavor to schedule oral argument to avoid conflicts that have been brought to the court's attention in advance.

Counsel must notify the Clerk as soon as settlement negotiations begin, when settlement of the case becomes likely, and when settlement is reached. This notice allows for more efficient allocation of judicial resources. Additionally, counsel should promptly notify the Clerk if settlement negotiations are terminated. Notice must be given in an appropriate motion or by letter to the Clerk at the earliest possible moment.