

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 11-1302**September Term, 2012****EPA-47FR45210****EPA-76FR48208****Filed On:** January 24, 2013

EME Homer City Generation, L.P.,

Petitioner

v.

Environmental Protection Agency,

Respondent

San Miguel Electric Cooperative, et al.,
Intervenors

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, 11-1363,
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, 11-1387, 11-1388, 11-1389,
11-1390, 11-1391, 11-1392, 11-1393, 11-1394,
11-1395

BEFORE: Sentelle, Chief Judge, and Henderson*, Rogers, Tatel, Garland,
Brown, Griffith, and Kavanaugh, Circuit Judges

ORDER

The petitions for rehearing en banc and the responses thereto were circulated to the full court, and a vote was requested. Thereafter, a majority of the judges eligible to participate did not vote in favor of the petitions. Upon consideration of the foregoing, it is

ORDERED that the petitions be denied.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Jennifer M. Clark
Deputy Clerk

* Circuit Judge Henderson did not participate in this matter.