United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 19-1231

September Term, 2019

EPA-84FR56058

Filed On: December 20, 2019

State of New York, et al.,

Petitioners

v.

Environmental Protection Agency and Andrew Wheeler, in his official capacity as Administrator of the U.S. Environmental Protection Agency,

Respondents

Adirondack Council, et al., Intervenors

BEFORE: Srinivasan and Katsas, Circuit Judges

Upon consideration of the motion to expedite briefing and oral argument, the responses thereto, and the reply, it is

ORDERED that the following briefing schedule will apply in this case:

Petitioners' Joint Brief (not to exceed 13,000 words)	January 14, 2020
Petitioner-Intervenors' Joint Brief (not to exceed 9,100 words)	January 14, 2020
Respondents' Joint Brief (not to exceed 13,000 words)	February 20, 2020

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 19-1231

September Term, 2019

Respondent-Intervenors' Joint Brief (not to exceed 9,100 words)	February 27, 2020
Petitioners' Joint Reply Brief (not to exceed 6,500 words)	March 12, 2020
Petitioner-Intervenors' Joint Reply Brief (not to exceed 4,550 words)	March 12, 2020
Joint Appendix	March 19, 2020
Final Briefs	March 26, 2020

The Clerk is directed to calendar this case for oral argument on the first appropriate date following the completion of briefing. The parties will be informed later of the date of oral argument and the composition of the merits panel.

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).

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. <u>See D.C. Circuit Handbook of Practice and Internal Procedures</u> 43 (2019); Notice Regarding Use of Acronyms (D.C. Cir. Jan. 26, 2010).

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 19-1231

September Term, 2019

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 that is at least as expeditious as first-class mail. <u>See</u> 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. <u>See</u> D.C. Cir. Rule 28(a)(8).

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Amanda Himes Deputy Clerk