

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-1172**September Term, 2017****EPA-82FR29246****Filed On:** February 7, 2018

American Lung Association, et al.,

Petitioners

v.

Environmental Protection Agency and Scott
Pruitt, Administrator, U.S. Environmental
Protection Agency,

Respondents

Consolidated with 17-1185, 17-1187**BEFORE:** Rogers, Tatel, and Millett, Circuit Judges**ORDER**

Upon consideration of the motion for summary vacatur or for stay pending judicial review, the response thereto, and the reply; the motion to dismiss, the response thereto, and the reply; the motion for alternative relief for vacatur upon a finding of mootness, the responses thereto, and the reply; the Rule 28(j) letters; the motions to govern future proceedings, which include an alternative motion to hold in abeyance, the responses thereto, and the reply; and the status reports, the letters in response thereto, and the reply, it is

ORDERED, on the court's own motion, that the Environmental Protection Agency (EPA) file a status report by May 15, 2018, detailing the status of all final designations for the 2015 ozone national ambient air quality standards. The EPA has represented in its most recent status report that it intends to finalize all pending ozone designations by April 30, 2018, except for eight counties comprising the San Antonio, Texas area to be completed by August 10, 2018. It is

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FURTHER ORDERED that consideration of the parties' motions be deferred pending further order of this court.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Robert J. Cavello

Deputy Clerk