

FILED: January 25, 2019

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-1743 (L)
(LRH-2014-00484-GBR)

SIERRA CLUB; WEST VIRGINIA RIVERS COALITION; WEST VIRGINIA
HIGHLANDS CONSERVANCY; APPALACHIAN VOICES; CHESAPEAKE
CLIMATE ACTION NETWORK

Petitioners

v.

UNITED STATES ARMY CORPS OF ENGINEERS; MARK T. ESPER, in his
official capacity as Secretary of the U.S. Army; TODD T. SEMONITE, in his
official capacity as U.S. Army Chief of Engineers and Commanding General of the
U.S. Army Corps of Engineers; PHILIP M. SECRIST, in his official capacity as
District Commander of the U.S. Army Corps of Engineers, Huntington District;
MICHAEL E. HATTEN, in his official capacity as Chief, Regulatory Branch, U.S.
Army Corps of Engineers, Huntington District

Respondents

ATLANTIC COAST PIPELINE LLC

Intervenor

No. 18-2273
(LRH-2014-00484-GBR)

SIERRA CLUB; WEST VIRGINIA RIVERS COALITION; WEST VIRGINIA
HIGHLANDS CONSERVANCY; APPALACHIAN VOICES; CHESAPEAKE
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U.S. Army Corps of Engineers; JASON A. EVERS, in his official capacity as
District Commander of the U.S. Army Corps of Engineers, Huntington District;
MICHAEL E. HATTEN, in his official capacity as Chief, Regulatory Branch, U.S.
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J U D G M E N T

In accordance with the decision of this court on review of an agency order,
the order is vacated. This case is remanded to the agency for further proceedings
consistent with the court's decision.

This judgment shall take effect upon issuance of this court's mandate in
accordance with Fed. R. App. P. 41.

/s/ PATRICIA S. CONNOR, CLERK