

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION**

SOUTH CAROLINA COASTAL
CONSERVATION LEAGUE, *et al.*,

Plaintiffs,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY and JANE
NISHIDA, in her official capacity as the
Administrator of the United States
Environmental Protection Agency,

Defendants,

AMERICAN PETROLEUM INSTITUTE, *et
al.*,

Defendant-Intervenors,

NATIONAL HYDROPOWER
ASSOCIATION,

Defendant-Intervenors,

STATE OF LOUISIANA, *et al.*,

Defendant-Intervenors.

Civil Action No. 2:20-cv-03062-BHH

ORDER

Based on the Parties' Joint Motion to hold these proceedings in abeyance and proposed briefing schedule, filed February 11, 2021, the Court hereby **ORDERS** that the joint motion shall be **GRANTED**, and this Court will hold this case in abeyance for 60 days, up to and including April 12, 2021. EPA shall provide a status report regarding its review of the Certification Rule by April 12, 2021.

The Court further replaces the deadlines contained in the Court's scheduling order of December 2, 2020 with the following briefing schedule, absent further order from this Court:

- (1) May 11, 2021 – Intervenors to file motion for summary judgment (25 pages combined)
- (2) June 3, 2021 – Plaintiffs to file opposition and cross-motion for summary judgment (55 pages)
- (3) June 10, 2021 – Amicus briefs to be filed in support of Plaintiffs
- (4) August 2, 2021 – Defendant EPA to file response/reply in support of EPA's motion for summary judgment (35 pages)
- (5) August 9, 2021 – Intervenors to file response/reply in support of EPA's motion for summary judgment (25 pages combined)
- (6) August 30, 2021 – Plaintiffs to file reply in support of Plaintiffs' motion for summary judgment (40 pages)

IT IS SO ORDERED.

This the 16th day of February, 2021.

s/ Bruce Howe Hendricks
The Honorable Bruce H. Hendricks
United States District Court Judge