

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

CHESAPEAKE BAY FOUNDATION, INC., *et al.*,)

Plaintiffs,)

v.)

Civil Action Nos. RDB-20-1063,
RDB-20-1064

MICHAEL REGAN, in his official capacity as)
Administrator of the U.S. Environmental)
Protection Agency, *et al.*,)

Defendants.)

[PROPOSED] ORDER

Having considered the Parties’ Joint Motion to Hold Cases in Abeyance, the Court hereby GRANTS the Motion. Accordingly, IT IS HEREBY ORDERED that (a) these consolidated cases are held in abeyance pending publication of a Final Rule in the Federal Register regarding the definition of “waters of the United States” or the Agencies’ decision that they will no longer proceed with the rulemaking, (b) the Parties are directed to submit a proposal or proposals for further proceedings within 21 days after either event occurs, and (c) the Agencies are directed to file a status report 90 days from the date of this Order and every 90 days thereafter during the abeyance period.

Dated this 29th day of November, 2021.

BY THE COURT:

/s/ - Richard D. Bennett

United States District Judge

Presented by:

/s/ Sonya J. Shea

SONYA J. SHEA, Bar No. 807648

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