

Case No. 22-3292

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

ORDER

STATE OF OHIO; STATE OF TENNESSEE

Plaintiffs - Appellants

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; UNITED STATES ARMY
CORPS OF ENGINEERS; MICHAEL L. CONNOR, in his official capacity as Assistant
Secretary of the Army (Civil Works); MICHAEL S. REGAN, in his official capacity as
Administrator of the United States Environmental Protection Agency

Defendants - Appellees

NATURAL RESOURCES DEFENSE COUNCIL, INC.; NATIONAL WILDLIFE
FEDERATION

Intervenors - Appellees

Upon *sua sponte* consideration,

It is **ORDERED** that this case be held in abeyance pending the Supreme Court's decision in
Sackett v. EPA (U.S. 21-454).

It is **FURTHER ORDERED** that counsel for appellants shall file a status report every
60 days or upon issuance of a decision in *Sackett v. EPA*, whichever occurs earlier.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk



Issued: September 29, 2022