

No. 22-3292

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
Jul 25, 2023
DEBORAH S. HUNT, Clerk

STATE OF OHIO, et al.,)
)
Plaintiffs-Appellants,)
)
v.)
)
UNITED STATES ENVIRONMENTAL)
PROTECTION AGENCY, et al.,)
)
Defendants-Appellees,)
)
NATURAL RESOURCES DEFENSE COUNCIL,)
INC., et al.,)
)
Intervenors-Appellees.)

ORDER

In light of the appellants’ status report and the United States Supreme Court having issued a decision in *Sackett v. EPA*, 143 S. Ct. 1322 (2023),

It is **ORDERED** that this appeal is hereby removed from abeyance status. The case will be submitted to the court at the earliest practicable date that the court’s schedule will permit. The decisions as to when and whether oral argument will be conducted are reserved to the merits panel to which this appeal will be assigned.

ENTERED PURSUANT TO RULE 45(a)
RULES OF THE SIXTH CIRCUIT



Deborah S. Hunt, Clerk