

Case No. 22-3292

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

**ORDER**

STATE OF OHIO

Plaintiff

STATE OF TENNESSEE

Plaintiff - Appellant

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 consideration of the stipulation of the parties to voluntarily dismiss the appeal herein  
pursuant to Rule 42(b), Federal Rules of Appellate Procedure,

It is **ORDERED** that the motion is **GRANTED** and the appeal is dismissed.

**ENTERED BY ORDER OF THE COURT**

Deborah S. Hunt, Clerk



Issued: September 18, 2023

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