

**No. 22-3292**  
**IN THE UNITED STATES COURT OF APPEALS**  
**FOR THE SIXTH CIRCUIT**

STATE OF OHIO, STATE OF	:	On Appeal from the
TENNESSEE,	:	United States District Court
Plaintiffs-Appellants,	:	for the Southern District of Ohio
v.	:	Eastern Division
	:	
UNITED STATES ENVIRONMENTAL	:	District Court Case No.
PROTECTION AGENCY, ET AL.,	:	2:15-cv-2467
Defendants-Appellees,	:	
	:	
NATURAL RESOURCES DEFENSE	:	
COUNCIL, NATIONAL WILDLIFE	:	
FEDERATION,	:	
Intervenors-Appellees.	:	
	:	

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**STIPULATED DISMISSAL**

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Pursuant to Fed. R. App. P. 42(b)(1), the parties stipulate to the dismissal of the State of Ohio's appeal. All parties will bear their own costs.

This will not affect the State of Tennessee's appeal.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I hereby certify that on August 25, 2023, the foregoing was filed electronically. Notice of this filing will be sent to all parties for whom counsel has entered an appearance by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

*/s/ Benjamin M. Flowers*  
BENJAMIN M. FLOWERS