

**FILED**  
**United States Court of Appeals**  
**Tenth Circuit**

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

**January 19, 2017**

**Elisabeth A. Shumaker**  
**Clerk of Court**

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CHAMBER OF COMMERCE OF THE  
UNITED STATES OF AMERICA, et al.,

Plaintiffs - Appellants,

v.

No. 16-5038

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, et al.,

Defendants - Appellees.

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PACIFIC LEGAL FOUNDATION, et al.,

Amici Curiae.

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STATE OF OKLAHOMA EX REL. E.  
SCOTT PRUITT, in his official capacity as  
Attorney General of Oklahoma,

Plaintiff - Appellant,

v.

No. 16-5039

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, et al.,

Defendants - Appellees.

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PACIFIC LEGAL FOUNDATION, et al.,

Amici Curiae.

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**ORDER**

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Before **LUCERO, PHILLIPS, and MORITZ**, Circuit Judges.

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These matters are before the court, *sua sponte*, to ABATE the appeals pending the issuance of the United States Supreme Court's decision in number 16-299, *National Association of Manufacturers v. Department of Defense, et al.* (cert granted Jan. 13, 2017). On or before March 31, 2017 the parties shall file a joint written report advising this court of the status of the Supreme Court proceedings.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk



**16-5038 Chamber of Commerce, et al v. EPA, et al "Order filed"**  
**(4:15-CV-00386-CVE-PJC)**  
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### **Tenth Circuit Court of Appeals**

#### **Notice of Docket Activity**

The following transaction was entered on 01/19/2017 at 8:16:56 AM MST and filed on 01/19/2017

**Case Name:** Chamber of Commerce, et al v. EPA, et al  
**Case Number:** [16-5038](#)  
**Document(s):** [Document\(s\)](#)

#### **Docket Text:**

[10437415] Order filed by Judges Lucero, Phillips and Moritz (EAS) abating cases pending the issuance of the United States Supreme Court's decision in number 16-299, National Association of Manufacturers v. Department of Defense, et al. On or before 03/31/2017 the parties shall file a joint written report advising this court of the status of the Supreme Court proceedings. Served on 01/19/2017. [16-5038, 16-5039]

#### **Notice will be electronically mailed to:**

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