

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 10-1425

September Term 2010

EPA-75FR82430

Filed On: December 30, 2010

State of Texas, et al.,
Petitioners

v.

Environmental Protection Agency,
Respondent

BEFORE: Ginsburg and Rogers, Circuit Judges

ORDER

Upon consideration of the emergency motion for stay pending review, it is

ORDERED that the Environmental Protection Agency's interim final rule, Determinations Concerning Need for Error Correction, Partial Approval and Partial Disapproval, and Federal Implementation Plan Regarding Texas Prevention of Significant Deterioration Program, 75 Fed. Reg. 82,430 (Dec. 30, 2010), be stayed pending further order of the court. The purpose of this administrative stay is to give the court sufficient opportunity to consider the merits of the emergency motion for a stay and should not be construed in any way as a ruling on the merits of that motion. See D.C. Circuit Handbook of Practice and Internal Procedures 32 (2010). It is

FURTHER ORDERED that respondent file a response to the emergency motion by Thursday, January 6, 2011 at 10:00 a.m. Any reply is due by Friday, January 7, 2011, at 4:00 p.m. The parties are directed to hand-deliver the paper copies of their submissions to the court by the time and date due.

Per Curiam