

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 04-1385

September Term, 2006

NATURAL RESOURCES DEFENSE COUNCIL, ET AL.,
PETITIONERS

v.

ENVIRONMENTAL PROTECTION AGENCY AND
MICHAEL O. LEAVITT, ADMINISTRATOR, U.S. ENVIRONMENTAL PROTECTION AGENCY,
RESPONDENTS

COALITION FOR RESPONSIBLE WASTE INCINERATION, ET AL.,
INTERVENORS

UNITED STATES COURT OF APPEALS FOR DISTRICT OF COLUMBIA CIRCUIT	
FILED	JUN 8 2007
CLERK	

Consolidated with 04-1386, 05-1302, 05-1434, 06-1065

On Petitions for Review of an Order of the
Environmental Protection Agency

Before: HENDERSON, RANDOLPH and ROGERS, *Circuit Judges*.

JUDGMENT

These causes came on to be heard on the petitions for review of the Final Rules of the Environmental Protection Agency and were argued by counsel. On consideration thereof, it is

ORDERED and **ADJUDGED** that the petition for review in No. 05-1434 is hereby granted, the CISWI Definitions Rule and the Boilers Rule are vacated and remanded, and the petitions for review in No. 04-1385, 04-1386, 05-1302, and 06-1065 are hereby dismissed as moot, in accordance with the opinion of the court filed herein this date.

Per Curiam

MANDATE	
Pursuant to the provisions of Fed. R. App. Pro. 41(a)	
ISSUED:	7/3/07
BY:	[Signature]
ATTACHED:	<input type="checkbox"/> Amending Order <input type="checkbox"/> Opinion <input type="checkbox"/> Order on Costs

FOR THE COURT:
Mark J. Langer, Clerk

BY:

[Signature]
Michael C. McGrail
Deputy Clerk

Date: June 8, 2007

Opinion for the court filed by Circuit Judge Henderson.
Concurring opinion filed by Circuit Judge Randolph.
Opinion concurring in part and dissenting in part filed by Circuit Judge Rogers.