

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-1172

September Term, 2019

FILED ON: APRIL 7, 2020

NATURAL RESOURCES DEFENSE COUNCIL,
PETITIONER

v.

ANDREW WHEELER, ADMINISTRATOR, U.S. ENVIRONMENTAL PROTECTION AGENCY AND
ENVIRONMENTAL PROTECTION AGENCY,
RESPONDENTS

ARKEMA INC. AND MEXICHEM FLUOR, INC.,
INTERVENORS

Consolidated with 18-1174

On Petitions for Review of an Action of the
United States Environmental Protection Agency

Before: SRINIVASAN, *Chief Judge*, and TATEL and RAO, *Circuit Judges*

J U D G M E N T

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

ORDERED and **ADJUDGED** that the petitions for review be granted, the 2018 rule be vacated, and the cases be remanded to the agency for further proceedings, in accordance with the opinion of the court filed herein this date.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy
Deputy Clerk

Date: April 7, 2020

Opinion for the court filed by Chief Judge Srinivasan.
Dissenting opinion filed by Circuit Judge Rao.