

Case Nos. 15-3751/15-3799/15-3817/15-3820/15-3822/15-3823/15-3831/15-3837/15-3839/15-3850/15-3853/15-3858/15-3885/15-3887/15-3948/15-4159/15-4162/15-4188/15-4211/15-4234/15-4305/15-4404

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

**ORDER**

In re: ENVIRONMENTAL PROTECTION AGENCY AND DEPARTMENT OF DEFENSE,  
FINAL RULE: CLEAN WATER RULE: DEFINITION OF "WATERS OF THE UNITED  
STATES" 80 FED.REG.37,054, PUBLISHED ON JUNE 29, 2015. (MCP NO. 135)

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MURRAY ENERGY CORPORATION, et al

Petitioners

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; GINA MCCARTHY;  
UNITED STATES ARMY CORPS OF ENGINEERS; JOHN MCHUGH; JO-ELLEN DARCY

Respondents

**BEFORE: KEITH, MCKEAGUE and GRIFFIN, Circuit Judges**

Upon review and consideration, the motion to hold the briefing in abeyance is **GRANTED**.

Briefing will be held in abeyance pending the Supreme Court decision in *National Association of Manufacturers v. U.S. Department of Defense*, No. 16-299 (S. Ct.), or further order of this court.

**ENTERED BY ORDER OF THE COURT**

Deborah S. Hunt, Clerk



Issued: January 25, 2017