

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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ORDER

Submitted August 16, 2010
Decided August 24, 2010

Before

DANIEL A. MANION, *Circuit Judge*

MICHAEL S. KANNE, *Circuit Judge*

DIANE P. WOOD, *Circuit Judge*

WISCONSIN BUILDERS ASSOCIATION, NATIONAL ASSOCIATION OF HOME BUILDERS and UTILITY WATER ACT GROUP, Petitioners,]	Petitions for Review of Final Regulations of the United States Environmental Protection Agency.
]	No. EPA-HQ-OW-2008-0465
Nos. 09-4113, 10-1247 and 10-1876]	
]	v.
ENVIRONMENTAL PROTECTION AGENCY, Respondent.]	

Upon consideration of the **EPA'S UNOPPOSED MOTION FOR PARTIAL VACATURE OF THE FINAL RULE, REMAND OF THE RECORD, TO VACATE BRIEFING SCHEDULE, AND TO HOLD CASE IN ABEYANCE**, filed on August 13, 2010, by counsel for the respondent,

IT IS ORDERED that the motion is **GRANTED** to the extent that the case is **REMANDED** to the EPA for further proceedings. Any party dissatisfied with the new rule that the EPA issues must file a new notice of appeal.