IN THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

SOUTHWESTERN ELECTRIC POWER COMPANY and UTILITY WATER ACT GROUP,	)	
Petitioners,	)	
v.	)	**No. 24-2123**
	)	**(and consolidated cases)**
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY and MICHAEL S. REGAN, Administrator, United States Environmental Protection Agency,	)	
Respondents,	)	
CLEAN WATER ACTION, SIERRA CLUB, WATERKEEPER ALLIANCE, INC., NATURAL RESOURCES DEFENSE COUNCIL, ENVIRONMENTAL INTEGRITY PROJECT, PENNENVIRONMENT, INC. AND PRAIRIE RIVERS NETWORK	)	
Intervenor-Respondents.	)	

PETITIONERS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE REPLY IN SUPPORT OF STAY MOTION

Petitioners in consolidated cases 24-2123, 24-2215, 24-2225, and 24-2494 ("Petitioners") respectfully request an eight-day extension of time to file a reply in

support of their motion for a stay pending review. With the extension, the reply would be due on September 4, 2024. No party opposes this motion.[1]

Petitioners state as follows:

1. These consolidated petitions challenge EPA's final rule titled "Supplemental Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category," 89 Fed. Reg. 40198 (May 9, 2024).

2. On July 26, 2024, Petitioners filed a motion to stay the rule pending judicial review. ECF No. 5417837.

3. Under Federal Rule of Appellate Procedure 27, responses to the motion would have been due on August 5, 2024. On July 30, 2024, however, Respondents sought a fifteen-day extension of the response deadline to accommodate personal travel, competing case commitments, constraints on agency counsel, and the government approval process. ECF No. 5418883. This Court granted the request, and responses are due August 20, 2024. ECF No. 5419081.

4. The default deadline for Petitioners' reply is August 27, 2024. Fed. R. App. P. 27(a)(4).

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[1] Center for Biological Diversity, Petitioner in case 24-2407, takes no position on the motion.

5. Petitioners request an eight-day extension of time to file their reply in support of their motion. This short extension is necessary to accommodate previously planned travel and competing case commitments of Petitioners' counsel over the next week. An extension would also accommodate the personal commitments of Petitioners' counsel during and around the Labor Day holiday. Granting this extension would not interfere with any other case deadlines.

6. Petitioners have conferred with the other parties in this consolidated litigation, and no party opposes this motion.

7. Petitioners therefore respectfully request that the deadline for their reply in support of the stay motion be extended to September 4, 2024.

Dated: August 20, 2024 Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of August 2024, the foregoing was electronically filed with the Clerk of Court for the U.S. Court of Appeals for the Eighth Circuit by using the CM/ECF system. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

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