

United States Court of Appeals***For The Eighth Circuit***

Thomas F. Eagleton U.S. Courthouse
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St. Louis, Missouri 63102

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Clerk of Court

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September 23, 2013

Ms. Abigail M. Dillen
EARTHJUSTICE
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Ms. Samara L. Kline
BAKER & BOTTS
800 LTV Center
2001 Ross Avenue
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Mr. Paul M. Seby
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165 Madison Street
Denver, CO 80206

RE: 12-1844 State of North Dakota v. EPA
12-1961 Great River Energy v. EPA
12-2331 National Parks Conservation, et al v. EPA, et al

Dear Counsel:

The court today issued an opinion in these cases. Judgment in accordance with the opinion was also entered today. The opinion will be released to the public at 10:00a.m. today. Please hold the opinion in confidence until that time.

Please review [Federal Rules of Appellate Procedure](#) and the [Eighth Circuit Rules](#) on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc must be received in the clerk's office within 45 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. No grace period for mailing is allowed, and the date of the postmark is irrelevant, for pro-se-filed petitions. Any petition for rehearing or petition for rehearing en banc which is not received within the 45 day period for filing permitted by FRAP 40 may be denied as untimely.

Michael E. Gans
Clerk of Court

MER

Enclosure(s)

cc: Mr. Dennis L. Arfmann
Mr. Ryan T. Bickmore
Mr. William M. Bumpers
Mr. Christopher L. Colclasure
Ms. Jocelyn D'Ambrosio
Mr. Patrick R. Day
Mr. Scott Fulton
Mr. Matthew E. Gerhart
Mr. Jason W. Grams
Mr. Alan D. Greenberg
Mr. Eric H. Holder Jr.
Ms. Lisa P. Jackson
Mr. Harry M. Johnson III
Ms. Tiffany Joye
Ms. Margaret I. Olson
Ms. Penny A. Shamblin
Mr. Wayne Stenehjem
Mr. Patrick Traylor
Mr. Robert Ward

District Court/Agency Case Number(s):

EPA-R08-OAR-2010-0406