## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION 3:12cv559

CATAWBA RIVERKEEPER	)
FOUNDATION and CLEAN AIR	)
CAROLINA,	)
	)
Plaintiff,	)
	)
VS.	) <u>ORDER</u>
	)
NORTH CAROLINA DEPARTMENT OF	)
TRANSPORTATION, EUGENE CONTI,	)
SECRETARY, NCDOT, FEDERAL	)
HIGHWAY ADMINISTRATION, JOHN F.	)
SULLIVAN, DIVISION ADMINISTRATOR,	)
FHWA,	)
	)
Defendants.	)
	)

THIS MATTER IS BEFORE THE COURT on its own motion. After reviewing the

above captioned case, the undersigned hereby recuses himself from this case.

IT IS THEREFORE ORDERED that this case be re-assigned to another District Judge.

IT IS SO ORDERED.

Signed: September 10, 2012

Jullen

Graham C. Mullen United States District Judge