

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 11-1302**

**September Term 2011**

**EPA-76FR48208**

**Filed On: January 5, 2012** [1351287]

EME Homer City Generation, L.P.,

Petitioner

v.

Environmental Protection Agency,

Respondent

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San Miguel Electric Cooperative, et al.,  
Intervenors  
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Consolidated with 11-1315, 11-1323,  
11-1329, 11-1338, 11-1340, 11-1350,  
11-1357, 11-1358, 11-1359, 11-1360,  
11-1361, 11-1362, 11-1363, 11-1364,  
11-1365, 11-1366, 11-1367, 11-1368,  
11-1369, 11-1371, 11-1372, 11-1373,  
11-1374, 11-1375, 11-1376, 11-1377,  
11-1378, 11-1379, 11-1380, 11-1381,  
11-1382, 11-1383, 11-1384, 11-1385,  
11-1386, 11-1387, 11-1388, 11-1389,  
11-1390, 11-1391, 11-1392, 11-1393,  
11-1394, 11-1395

**ORDER**

Upon consideration of the motions for leave to intervene filed by:

Mayor and City Council of Baltimore

City of Philadelphia

San Miguel Electric Cooperative

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 11-1302**

**September Term 2011**

City of New York

State of New York

State of North Carolina,

City of Bridgeport, Connecticut

City of Chicago

State of Illinois

it is **ORDERED** that the motions be granted.

Circuit Rules 28(d) and 32(a)(2) govern the filing of briefs by intervenors. A schedule for the filing of briefs will be established by future order. That order will automatically provide briefing only for intervenors on the side of respondent. Any intervenor(s) intending to participate in support of petitioner must so notify the court, in writing, within 14 days of the date of this order. Such notification must include a statement of the issues to be raised by the intervenor(s). This notification will allow tailoring of the briefing schedule to provide time for a brief as intervenor on the side of petitioner. Failure to submit notification could result in an intervenor being denied leave to file a brief.

Intervenors supporting the same party are reminded that they **must** file a joint brief or certify to the court why a separate brief is necessary. Intervenors' attention is particularly directed to D.C. Circuit Handbook of Practice and Internal Procedures 38-39 (2011), which describes "unacceptable" grounds for filing separate briefs. Failure to comply with this order may result in the imposition of sanctions. See D.C. Cir. Rule 38.

**FOR THE COURT:**

Mark J. Langer, Clerk

BY: /s/

Heather T. Stockslager  
Deputy Clerk