

**FILED**

APR 13 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

Clerk, U.S. District & Bankruptcy  
Courts for the District of Columbia

SIERRA CLUB,

Plaintiff,

v.

LISA P. JACKSON, Administrator,  
U.S. Environmental Protection Agency,

Defendant.

)  
) Case No. 1:01CV01537  
) and Consolidated Cases

)  
) Judge Paul L. Friedman  
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**ORDER**

Upon consideration of the Unopposed Motion to Amend Order of March 31, 2006, as amended on September 9, 2009, it is hereby ordered that the motion is granted. Paragraph 3 of the Order is amended as follows:

No later than May 14, 2010, EPA shall promulgate emission standards assuring that sources accounting for not less than ninety percent of the aggregate emissions of each of the hazardous air pollutants enumerated in Section 112(c)(6) are subject to emission standards under section 112(d)(2) or (d)(4). This deadline shall be extended until December 16, 2010 if:

a. no later than April 15, 2010, the Agency signs a notice of proposed rulemaking proposing emission standards for gold mining production processes and;

b. no later than April 29, 2010, the Agency signs a notice(s) of proposed rulemaking proposing (1) emission standards for industrial, commercial and institutional boilers and process heaters under section 112(d); and (2) emission standards for commercial and industrial solid waste incineration units under section 129.

Executed this 13<sup>th</sup> day of April, 2010.

  
HON. PAUL L. FRIEDMAN  
UNITED STATES DISTRICT COURT JUDGE