

 **Read** **How cited**

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200 F.3d 1222 (2000)

B.J. CARNEY INDUSTRIES INC., Petitioner,
v.
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,
Respondent.

[No. 98-70315.](#)

United States Court of Appeals, Ninth Circuit.

Filed February 4, 2000.

Before: CANBY, BRUNETTI and O'SCANNLAIN, Circuit Judges.

ORDER

1223

The parties have notified the court that the matter has been settled. In light of the settlement, Petitioner's motion to withdraw the petition for rehearing and petition *1223 for rehearing en banc is GRANTED. The appeal is dismissed as MOOT. Our prior opinion, reported at 192 F.3d 917, is hereby VACATED.