

Attachment B-3

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

-----)	
PETER BORMUTH,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 13-CV-0958 (KBJ)
)	
ENVIRONMENTAL APPEALS)	
BOARD, ET AL.,)	
)	
Defendants.)	
-----)	

ORDER

Plaintiff Peter Bormuth, proceeding *pro se*, filed the instant complaint pursuant to the Safe Drinking Water Act (“SDWA”), 42 U.S.C. §§ 300f-300j-26, seeking review of the Environmental Protection Agency Region 5 and the Environmental Appeals Board’s decision to deny his petition to revoke an underground injection control permit to a third party. (Compl., ECF No. 1.) On November 8, 2013, Defendants filed a motion to dismiss for lack of subject matter jurisdiction, contending that courts of appeal have exclusive jurisdiction for this type of review under the SDWA. (Defs.’ Mot. to Dismiss, ECF No. 13, at 2.) Shortly thereafter, Defendants filed a motion for an extension of time to file a certified index of the administrative record in this case pursuant to Local Rule of Civil Procedure 7(n). (Defs.’ Mot. for Extension, ECF No. 14, at 1.) Plaintiff has since filed a motion to transfer this case to the Sixth Circuit in the interest of justice, pursuant to 28 U.S.C. § 1631. (Pl.’s Mot. to Transfer Case to Appellate Ct., ECF No. 16, at 3-4.) Accordingly, it is hereby

ORDERED that Plaintiff's [16] motion to transfer this case to the appropriate appellate court is **GRANTED**. The Clerk's Office is directed to **TRANSFER** this case to the Sixth Circuit. It is

FURTHER ORDERED that Defendants' [13] motion to dismiss and [14] motion for extension of time are **DENIED AS MOOT**.

Date: November 26, 2013

Ketanji Brown Jackson
KETANJI BROWN JACKSON
United States District Judge