

FILED: October 25, 2013

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 11-1355  
(CWA-03-2001-0022)  
(CWA Appeal No. 08-02)

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SMITH FARM ENTERPRISES, LIMITED LIABILITY COMPANY

Petitioner - Appellant

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Respondent - Appellee

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COMMONWEALTH OF VIRGINIA

Amicus Supporting Petitioner

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ORDER

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Upon consideration of the motion to voluntarily dismiss, the court dismisses this appeal, upon such terms as have been agreed to by the parties, pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk