

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

AUG 20 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

CITY AND COUNTY OF HONOLULU,

Petitioner,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY and UNITED
STATES ENVIRONMENTAL APPEALS
BOARD,

Respondents.

No. 10-72575

NPDES Appeal No. 09-01

ORDER

Before: THOMAS, Circuit Judge.

A temporary stay of proceedings in NPDES Appeal No. 09-01 before the Environmental Appeals Board, United States Environmental Protection Agency, is granted until Friday, August 27, 2010 at 11:59 p.m. Pacific Daylight Time (“PDT”), or until further action by this Court, whichever is earlier.

Petitioner’s emergency motion for a stay of proceedings pending disposition of this petition will be addressed by separate order.