

FILED

UNITED STATES COURT OF APPEALS

AUG 24 2010

FOR THE NINTH CIRCUIT

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

CITY AND COUNTY OF HONOLULU,

No. 10-72575

Petitioner,

NPDES Appeal No. 09-01

v.

ORDER

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

Respondents.

Before: LEAVY, HAWKINS and THOMAS, Circuit Judges.

The temporary stay of proceedings in NPDES Appeal No. 09-01 before the Environmental Appeals Board, United States Environmental Protection Agency, is continued until Friday, September 3, 2010 at 11:59 p.m. Pacific Daylight Time (“PDT”), or until further action by this court, whichever is earlier.

Respondents’ response to petitioner’s emergency motion for a stay of proceedings is due Wednesday, August 25, 2010 at 5:00 p.m. PDT. Petitioner’s optional reply to respondents’ memorandum is due Monday, August 30, 2010 at 5:00 p.m. PDT.