

Case No. 23-5345

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**ORDER**

COMMONWEALTH OF KENTUCKY

Plaintiff

and

KENTUCKY CHAMBER OF COMMERCE; U.S. CHAMBER OF COMMERCE;  
ASSOCIATED GENERAL CONTRACTORS OF KENTUCKY, INC.; HOME BUILDERS  
ASSOCIATION OF KENTUCKY; PORTLAND CEMENT ASSOCIATION; GEORGIA  
CHAMBER OF COMMERCE

Plaintiffs - Appellants

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; UNITED STATES ARMY  
CORPS OF ENGINEERS; MICHAEL S. REGAN, Official Capacity as Administrator of the  
United States Environmental Agency; LIEUTENANT GENERAL SCOTT A. SPELLMAN,  
Official Capacity as Chief of Engineers and Commanding General, U.S. Army Corp of  
Engineers; MICHAEL L. CONNER, Official Capacity as Assistant Secretary of the Army (Civil  
Workers)

Defendants - Appellees

Upon consideration of the appellees' motion to hold this case in abeyance,

It is **ORDERED** that the motion is **GRANTED**. The appellees shall file a status report  
every **60 days** with the first being due **September 01, 2023**.

**ENTERED PURSUANT TO RULE 45(a),  
RULES OF THE SIXTH CIRCUIT**

Deborah S. Hunt, Clerk



Issued: July 03, 2023