

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

**IN RE: ENVIRONMENTAL PROTECTION AGENCY,
TRICHLOROETHYLENE (TCE); REGULATION UNDER
THE TOXIC SUBSTANCES CONTROL ACT (TSCA),
89 FED. REG. 102568, PUBLISHED ON DEC. 17, 2024**

MCP No. 193

(SEE ATTACHED SCHEDULE)

CONSOLIDATION ORDER

The Environmental Protection Agency issued a Final Rule dated December 17, 2024. On January 13, 2025, the Panel received, pursuant to 28 U.S.C. § 2112(a)(3), a notice of multicircuit petitions for review of that Final Rule. The notice included petitions for review pending in the following nine Circuit Courts of Appeal: First Circuit, Second Circuit, Third Circuit, Fifth Circuit, Sixth Circuit, Eighth Circuit, Ninth Circuit, Eleventh Circuit, and District of Columbia Circuit.

The Panel has randomly selected the United States Court of Appeals for the Third Circuit in which to consolidate these petitions for review.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 2112(a)(3), the petitions on the attached schedule are consolidated in the United States Court of Appeals for the Third Circuit, and that this circuit is designated as the circuit in which the record is to be filed pursuant to Rules 16 and 17 of the Federal Rules of Appellate Procedure.

FOR THE PANEL:



Chelsea Thomas; Case Administrator
Random Selector



Ajonee Miller; Case Administrator
Witness

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SCHEDULE OF PETITIONS

<u>CIRCUIT NO.</u>	<u>CASE CAPTION</u>
First Circuit, No. 25-1044	Massachusetts Coalition for Occupational Safety and Health v. U.S. EPA
Second Circuit, No. 25-61	Environmental Defense Fund v. U.S. EPA, et al.
Third Circuit, No. 25-1055	United Steel, Paper and Forestry, et al. v. U.S. EPA
Fifth Circuit, No. 25-60010	Alliance for a Strong U.S. Battery Sector, et al. V. U.S. EPA, et al.
Sixth Circuit, No. 25-3007	Microporous, LLC v. U.S. EPA, et al.
Sixth Circuit, No. 25-3011	Ohio Chemistry Technology Council v. U.S. EPA
Eighth Circuit, No. 24-3634	Olin Corporation v. U.S. EPA, et al.
Eighth Circuit, No. 25-1032	Missouri Alliance for a Strong U.S. Battery Sector v. U.S. EPA, et al.
Ninth Circuit, No. 25-80	Center for Environmental Health v. U.S. EPA, et al.
Eleventh Circuit, No. 25-10029	American Chemistry Council, et al. v. U.S. EPA
Eleventh Circuit, No. 25-10033	Trent Capital Partners, LLC v. U.S. EPA, et al.
D.C. Circuit, No. 25-1013	United Automobile, Aerospace and Agricultural Implement Workers of America, AFL-CIO v. U.S. EPA