23-1068 PACIFICORP V. ENVIRONMENTAL PROTECTION ACENCY

DECISION BELOW: 93 F.4th 1262

LOWER COURT CASE NUMBER: 23-9512

QUESTION PRESENTED:

Whether the Environmental Protection Agency's disapproval of a State Implementation Plan may only be challenged in the D.C. Circuit under 42 U.S.C. § 7607 (b)(1) if EPA packages that disapproval with disapprovals of other States' SIPs and purports to use a consistent method in evaluating the state-specific determinations in those SIPs.

CONSOLIDATED WITH 23-1067 FOR ONE HOUR ORAL ARGUMENT. JUSTICE ALITO TOOK NO PART.

CERT. GRANTED 10/21/2024