

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

STATE OF LOUISIANA

CASE NO. 2:23-CV-00692

VERSUS

JUDGE JAMES D. CAIN, JR.

**U S ENVIRONMENTAL PROTECTION
AGENCY ET AL**

MAGISTRATE JUDGE KAY

JUDGMENT

Pursuant to the Memorandum Ruling of this date,

IT IS ORDERED, ADJUDGED, AND DECREED that the Defendants' Cross-Motion to Dismiss, or in the Alternative, for Summary Judgment (Doc. 29) is **GRANTED** in part and **DENIED** in part. The Motion is granted to the extent that the State of Louisiana's claim as to the EPA's violation of the private non-delegation doctrine is dismissed; otherwise, the Motion is denied.

IT IS FURTHER ORDERED that Louisiana's Request for Judicial Notice (Doc. 39) is **GRANTED**.

IT IS FURTHER ORDERED that the State of Louisiana's Motion for Preliminary Injunction (Doc. 10) is **GRANTED** in part and **DENIED** in part. The Motion is granted as to the disparate impact analysis claims and extra-regulatory requirements (cumulative impact analysis); a separate Preliminary Injunction will be issued.

IT IS FURTHER ORDERED that the State of Louisiana's Motion to Expedite is
GRANTED.

THUS DONE AND SIGNED in Chambers on this 23rd day of January, 2024.

A handwritten signature in black ink, appearing to read "James D. Cain, Jr.", is written over a horizontal line. The signature is stylized with large loops and a prominent initial "J".

JAMES D. CAIN, JR.
UNITED STATE DISTRICT JUDGE