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States Court of Appeals  
for the Third Circuit

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7-20-2021

## Clean Air Council v. United States Steel Corp

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 20-2215

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CLEAN AIR COUNCIL,  
Appellant

v.

UNITED STATES STEEL CORPORATION

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(W.D. Pa. No. 2-19-cv-01072)

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SUR PETITION FOR REHEARING

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Present: SMITH, Chief Judge, and McKEE, AMBRO, CHAGARES, JORDAN,  
HARDIMAN, GREENAWAY, JR., SHWARTZ, RESTREPO, BIBAS,  
PORTER, MATEY, and PHIPPS, Circuit Judges

The petition for rehearing filed by Appellant in the above-captioned case having been submitted to the judges who participated in the decision, it is hereby **ORDERED** that the petition for rehearing by the panel is **GRANTED**. The opinion and judgment filed June 21, 2021, are hereby **VACATED**. A subsequent opinion and judgment are herewith issued.

A majority of the judges of the circuit in regular service not having voted for rehearing, the petition for rehearing by the Court en banc is **DENIED**.

By the Court,

/s/ Stephanos Bibas  
Circuit Judge

Dated: July 20, 2021  
cc: All Counsel of Record