

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

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 29th day of June, two thousand and eighteen.

Before: Ralph K. Winter,
 Rosemary S. Pooler,
 Barrington D. Parker,
 Circuit Judges.

Natural Resources Defense Council, Sierra Club, Center for Biological Diversity, State of California, State of Maryland, State of New York, State of Pennsylvania, State of Vermont,

Petitioners,

v.

National Highway Traffic Safety Administration, Jack Danielson, in his capacity as Acting Deputy Administrator of the National Highway Traffic Safety Administration, United States Department of Transportation, Elaine Chao, in her capacity as Secretary of the United States Department of Transportation,

Respondents,

Association of Global Automakers, Alliance of Automobile Manufacturers, Inc.,

Intervenors.

The petitions for review in the above captioned case from a final rule published by the National Highway Traffic Safety Administration were argued on the agency's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the petitions for review are GRANTED and the Suspension Rule, 82 Fed. Reg. 32,139, 32,139-40 (July 12, 2017) is VACATED. The Civil Penalties Rule, 81 Fed. Reg. 95,489,95,489-92 (December 28, 2016), is now in force.

For the Court:
Catherine O'Hagan Wolfe,
Clerk of Court


Catherine O'Hagan Wolfe