

US EPA ARCHIVE DOCUMENT

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

**FLORIDA WILDLIFE
FEDERATION, INC., et al.,**

Plaintiffs,

v.

CASE NO. 4:08cv324-RH/WCS

LISA P. JACKSON, etc., et al.,

Defendants.

**ORDER EXTENDING THE DEADLINES
FOR THE REMAINING RULES**

The defendants United States Environmental Protection Agency and its Administrator have moved to extend the deadlines for proposing and adopting the remaining water-quality criteria at issue in this case. The plaintiffs oppose the motion. I find that the proposed extensions are reasonable. This order grants the motion and also sets a deadline for adopting a rule setting criteria for streams outside the South Florida region and setting downstream-protection criteria for unimpaired lakes; the earlier order did not set such a deadline. The defendants should take note: the effort that began in 1998 to establish numeric nutrient criteria

for Florida waters must be completed. The defendants should not expect a further extension.

IT IS ORDERED:

1. The motion to extend deadlines, ECF No. 393, is GRANTED.
2. The deadline is extended to July 20, 2012, for the Administrator to sign for publication a proposed rule setting numeric nutrient criteria for coastal and estuarine waters and flowing waters (“streams”) in the South Florida region. The deadline for the Administrator to sign for publication a notice of final rulemaking for these waters is extended to May 10, 2013.
3. The deadline is extended to November 30, 2012, for the Administrator to sign for publication a proposed rule setting numeric nutrient criteria for streams other than in the South Florida region and—unless the Administrator has filed a notice that she has decided not to propose or adopt such criteria—setting downstream-protection criteria for unimpaired lakes. The deadline for the Administrator to sign for publication a notice of final rulemaking for these matters is set as August 31, 2013.

SO ORDERED on May 30, 2012.

s/Robert L. Hinkle
United States District Judge