

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 23rd day of April, two thousand eighteen.

Present: 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.

Nos. 17-2780 (L),
17-2806 (con)

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.

Upon due consideration, it is hereby **ORDERED, ADJUDGED AND DECREED** that the petitions for review are **GRANTED**. The final rule, Civil Penalties, 82 Fed. Reg. 32,139 (July 12, 2017), is hereby **VACATED**. An opinion shall follow in due course.

The mandate shall issue forthwith.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk


