

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

GENERAL ELECTRIC COMPANY

Plaintiff,

v.

**STEPHEN L. JOHNSON, Acting
Administrator, United States
Environmental Protection Agency, and the
UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY**

Defendant.

Civil Action No. 00-2855 (JDB)

ORDER

Upon consideration of defendant's motion for summary judgment and the entire record herein, and for the reasons stated in the memorandum opinion issued on this date, it is this 30th day of March, 2005, hereby

ORDERED that defendant's motion for summary judgment is **GRANTED** in part; it is further

ORDERED that plaintiff may proceed with its pattern and practice claim against defendant; it is further

ORDERED that the stay of discovery is lifted; it is further

ORDERED that the parties shall meet and confer regarding plaintiff's November 19, 2004 discovery proposal, and the parties shall submit a joint, or if necessary separate, discovery proposal and schedule by not later than April 21, 2005; and it is further

ORDERED that a discovery/scheduling conference is set for April 27, 2005 at 9:00 a.m.

/s/ John D. Bates

JOHN D. BATES

United States District Judge

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