UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

HARVEY L. PATTERSON,)
Plaintiff,)
v.) Civil Action No. 02-2213 (ESH)
STEPHEN L. JOHNSON,)
Administrator,)
Environmental Protection Agency,)
Ç •)
Defendant.)
)

ORDER

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

ORDERED that defendant's motion for leave to file a reply [#47] is GRANTED IN

PART insofar as the Court has considered defendant's reply brief but has stricken the affidavits attached thereto; and it is further

ORDERED that defendant's motion for summary judgment [#43] is **GRANTED** and plaintiff's complaint is **DISMISSED WITH PREJUDICE**.

s/
ELLEN SEGAL HUVELLE
United States District Judge

Date: September 26, 2005