

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

ROYSTER-CLARK )  
AGRIBUSINESS, INC. and )  
ROYSTER-CLARK, INC., )

Plaintiffs, )

v. )

Civil Action No. 05-0122 (ESH)

STEPHEN L. JOHNSON, )  
Administrator, United States )  
Environmental Protection Agency, )

Defendant. )

**ORDER**

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

**ORDERED** that defendant's motion to dismiss [#10] is **GRANTED**; and it is further

**ORDERED** that plaintiffs' claim is **DISMISSED WITHOUT PREJUDICE** for lack of  
subject matter jurisdiction.

s/  
ELLEN SEGAL HUVELLE  
United States District Judge

Date: August 29, 2005