

**IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

STATE OF NEW YORK; STATE OF COLORADO;
STATE OF MINNESOTA; STATE OF CALIFORNIA;
STATE OF CONNECTICUT; STATE OF
DELAWARE; DISTRICT OF COLUMBIA; STATE
OF HAWAII; STATE OF ILLINOIS; STATE OF
MAINE; STATE OF MARYLAND; STATE OF
MICHIGAN; STATE OF NEVADA; STATE OF NEW
MEXICO; STATE OF NORTH CAROLINA; JOSHUA
DAVID SHAPIRO, Governor of Pennsylvania, in his
official capacity as Governor of the Commonwealth of
Pennsylvania; STATE OF WASHINGTON; STATE
OF WISCONSIN; ANDY BESHEAR, Office of the
Governor, in his official capacity as Governor of the
Commonwealth of Kentucky; STATE OF OREGON;
STATE OF MASSACHUSETTS, named as
Commonwealth of Massachusetts,

Plaintiffs - Appellees,

v.

UNITED STATES DEPARTMENT OF ENERGY;
CHRIS WRIGHT, in his official capacity as Secretary
of the U.S. Department of Energy,

Defendants - Appellants.

No. 26-214

STIPULATION TO VOLUNTARY DISMISSAL OF APPEAL

Pursuant to Federal Rule of Appellate Procedure 42(b)(1), the parties stipulate to voluntary dismissal of this appeal, with each party to bear its own costs and court fees on appeal.

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), I hereby certify that this stipulation complies with Federal Rule of Appellate Procedure 27(d) because it was prepared with Century Schoolbook 14-point, a proportionally spaced font, and contains 30 words, according to the count of Microsoft Word.

DATED: April 2, 2026.

/s/ Jennifer L. Utrecht
JENNIFER L. UTRECHT

Attorney for Defendants-Appellants

CERTIFICATE OF SERVICE

I hereby certify that on April 2, 2026, I filed the foregoing stipulation with the Court via CM/ECF. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system:

/s/ Jennifer L. Utrecht
JENNIFER L. UTRECHT