United States Court of Appeals FOR THE SECOND CIRCUIT THURGOOD MARSHALL United States Courthouse 40 Centre Street New York, NY 10007 (212) 857-8595

John M. Walker, Jr. Chief Judge

Roseann B. MacKechnie Clerk of Court

DATE: July 17, 2003

TO: David Cummings

Mail Stop 0-15D21
Washington, DC 20555-0001

Re: Riverkeeper v. Colling, et al. DOCKET NO: 03-4313

Your motion to <u>DISMISS THE PETITION FOR REVIEW</u> has been received and filed. It has been added to the substantive motions calendar for TUESDAY, August 5, 2003, B Panel***TO BE ARGUED***Courtroom 1505 at 10:00a.m.

The Court will hear oral argument from any party so desiring (Local Rule 27(b)).

Opposing papers, if any, must be filed in quintuplicate with proof of service. Such papers must be filed no later than seven days after service of a motion served in person, or ten days after service of a motion served by mail but in no event later than 12:00 noon of the Thursday preceding the Tuesday for which the motion is noticed (see Local Rule 27).

Very truly yours, Roseann B. MacKechnie, Clerk

> Alfredo/E.Galan Calendar Deputy Clerk

CC: Karl S. Coplan, Esq.
John Ashcroft, Esq.
John Fulton, Esq.
Jay E. Silberg, Esq.
Matias F. Travieso-Diaz, Esq.
David J. Cynamon, Esq.
Richard Blumenthal, Esq.