

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE FEDERAL ENERGY REGULATORY COMMISSION,
ORDER ADDRESSING ARGUMENTS RAISED ON
REHEARING AND SETTING ASIDE PRIOR ORDER, 174 FERC 61,199
ISSUED ON MARCH 19, 2021 AND NOTICE OF DENIAL OF REHEARINGS
BY OPERATION OF LAW AND PROVIDING FOR FURTHER
CONSIDERATION, 175 FERC 62, 100 ISSUED ON MAY 17, 2021** **MCP No. 164**

(SEE ATTACHED SCHEDULE)

CONSOLIDATION ORDER

The Federal Energy Regulatory Commission issued orders dated March 19, 2021 and May 17, 2021. On June 7, 2021, the Panel received, pursuant to 28 U.S.C. § 2112(a)(3), a notice of multicircuit petitions for review of that order. The notice included petitions for review pending in three circuit courts of appeal as follows: Fifth Circuit Court, Ninth Circuit Court and District of Columbia Circuit Court.

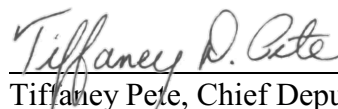
The Panel has randomly selected the United States Court of Appeals for the District of Columbia Circuit Court in which to consolidate these petitions for review.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 2112(a)(3), the petitions on the attached schedule are consolidated in the United States Court of Appeals for the District of Columbia Circuit Court, and that this circuit is designated as the circuit in which the record is to be filed pursuant to Rules 16 and 17 of the Federal Rules of Appellate Procedure.

FOR THE PANEL:



Delora Davis, Operational Supervisor
Random Selector



Tiffany Pete, Chief Deputy Clerk
Witness

SCHEDULE OF PETITIONS

CIRCUIT NO.

CASE CAPTION

Fifth Circuit, No. 21-60436

Edison Electric Institute v. FERC

Ninth Circuit, No. 21-71099

NewSun Energy LLC v. FERC

District of Columbia Circuit, No. 20-1445

Solar Energy Industries Association v.
FERC