



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

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No. 09-50274

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TEXAS DISPOSAL SYSTEMS LANDFILL INC,

Plaintiff - Appellant

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY;  
LAWRENCE E. STARFIELD, Regional Administrator; LISA P. JACKSON,  
Administrator,

Defendants - Appellees

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Appeal from the United States District Court for the  
Western District of Texas, Austin

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**ON PETITION FOR REHEARING**

Before JONES, Chief Judge, and HIGGINBOTHAM and ELROD, Circuit  
Judges.

PER CURIAM:

IT IS ORDERED that the petition for rehearing is *denied.*

ENTERED FOR THE COURT:

  
United States Circuit Judge

REHG2