

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION**

**STATE OF LOUISIANA ET AL**

**CASE NO. 2:21-CV-01074**

**VERSUS**

**JUDGE JAMES D. CAIN, JR.**

**JOSEPH R BIDEN JR ET AL**

**MAGISTRATE JUDGE KAY**

**ORDER**

For the reasons set forth in the Memorandum Ruling,

**IT IS ORDERED** that the Motion for Preliminary Injunction (Doc. 53) is hereby **GRANTED**.

**IT IS THEREFORE ORDERED** that the Defendants,<sup>1</sup> Cecilia Rouse, Shalanda Young, Kei Koizumi, Janet Yellen, Deb Haaland, Tom Vilsack, Gina Raimondo, Xavier Becerra, Pete Buttigieg, Jennifer Granholm, Brenda Mallory, Michael S. Regan, Gina McCarthy, Brian Deese, Jack Danielson, U.S. Environmental Protection Agency, U.S. Department of Energy, U.S. Department of Transportation, U.S. Department of Agriculture, U.S. Department of Interior, National Highway Traffic Safety Administration, and the Interagency Working Group on Social Cost of Greenhouse Gases are ENJOINED and RESTRAINED from:

- (1) adopting, employing, treating as binding, or relying upon the work product of the Interagency Working Group (“IWG”); (2) enjoining Defendants from independently relying upon the IWG’s methodology considering global effects,

---


<sup>1</sup> With the exception of President Biden as he is not an agency under the Administrative Procedures Act.

- discount rates, and time horizons; and (3) ordering Defendants to return to the guidance of Circular A-4 in conducting regulatory analysis;
- (2) Adopting, employing, treating as binding, or relying upon any Social Cost of Greenhouse Gas estimates based on global effects or that otherwise fails to comply with applicable law;
- (3) Adopting, employing, treating as binding, or relying upon any estimate of Social Cost of Greenhouse Gases that does not utilize discount rates of 3 and 7 percent or that otherwise does not comply with Circular A-4; and
- (4) Relying upon or implementing Section 5 of Executive Order 13990 in any manner.

**IT IS FURTHER ORDERED** that this Order shall become effective immediately and shall remain in effect, pending the final resolution of this case or until further orders of this Court, the United States Court of Appeals for the Fifth Circuit, or the United States Supreme Court.

**IT IS FURTHER ORDERED** that no security bond shall be required under Federal Rule of Civil Procedure 65.

**THUS DONE AND SIGNED** in Chambers on this 11th day of February, 2021.

  
**JAMES D. CAIN, JR.**  
**UNITED STATES DISTRICT JUDGE**