

**IN THE  
UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

In Re: Murray Energy Corporation,

Petitioner,

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National Federation of Independent  
Business,

Intervenor.

Case No. 14-1112  
Consolidated with 14-1151

**NOTICE OF INTENT TO INTERVENE  
IN SUPPORT OF THE PETITIONER**

Pursuant to this Court's order of November 7, 2014 (ECF 1521289), the States of West Virginia, Alabama, Alaska, Indiana, Kansas, Louisiana, Nebraska, Ohio, Oklahoma, South Dakota, Wyoming, and the Commonwealth of Kentucky (the "States"), hereby submit this notice of their intent to move to participate as intervenors on the side of the petitioner in Consolidated Cases Numbers 14-1112 and 14-1151. The States are all either amici in Case Number 14-1112 or parties in related Case Number 14-1146. Accordingly, with regard to Case Number 14-1112, some of the States will be moving to change their status from amici to intervenors.

Importantly, the States do not intend to submit a brief as intervenors, and will simply rest upon the upon the amicus brief already submitted in Case Number 14-1112 (ECF 1499435), as well as the briefing that will be submitted in related Case Number 14-1146. The States will be moving to participate as intervenors for only for purposes of supporting standing in Consolidated Cases Numbers 14-1112 and 14-1151. When the States in Case Number 14-1146 submit their Brief for Petitioners and declarations supporting standing on Wednesday, November 26, 2014, the States will also on that day formally move to intervene in Consolidated Cases Numbers 14-1112 and 14-1151, and will attach the Brief for Petitioners and the declarations as exhibits in support of that request.

Dated: November 21, 2014

Respectfully submitted,

/s/ Elbert Lin

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**CERTIFICATE OF SERVICE**

I certify that on this 21st day of November, 2014, a copy of the foregoing *Notice Of Intent To Intervene In Support Of The Petitioner* was served electronically through the Court's CM/ECF system on all registered counsel.

/s/ Elbert Lin

Elbert Lin