

**In re: DC Water and Sewer Authority, Petitioner**

**No. 08-7099**

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

**April 3, 2009, Filed**

**COUNSEL:** For In re: DC Water and Sewer Authority, In re - Petitioner: William Eugene Doyle, Jr., Grace E. Speights, Morgan, Lewis & Bockius LLP, Washington, DC; Allyson Newton Ho, Morgan, Lewis & Bockius LLP, Houston, TX; David A. Branch, Law Office of David A. Branch, Washington, DC.

**JUDGES:** BEFORE: Henderson and Tatel, Circuit Judges, and Randolph, Senior Circuit Judge.

**OPINION**

***ORDER***

Upon consideration of the petition for permission to appeal pursuant to *Fed. R. Civ. P. 23(f)*, it is

**ORDERED** that the petition be denied as untimely for the reasons stated in the opinion issued this date.

Because no appeal has been allowed, no mandate will issue.

***Per Curiam***