

**UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

No. 20-1473
(1:19-cv-01264-GLR)

WHEELABRATOR BALTIMORE, L.P.; CURTIS BAY ENERGY, L.P.; ENERGY
RECOVERY COUNCIL; NATIONAL WASTE & RECYCLING ASSOCIATION

Plaintiffs - Appellees

v.

MAYOR AND CITY COUNCIL OF BALTIMORE

Defendant - Appellant

PLAINTIFFS-APPELLEES' NOTICE OF CROSS-APPEAL

Notice is hereby given that Plaintiffs Wheelabrator Baltimore, L.P., Curtis Bay Energy, L.P., Energy Recovery Council, and National Waste & Recycling Association cross-appeal to the United States Court of Appeals for the Fourth Circuit from that portion of the final judgment and order entered on March 27, 2020, which denied recovery on Plaintiffs' sixth claim for relief, entitled "Ultra Vires."

Dated: May 7, 2020

Respectfully submitted,

/s/ James B. Slaughter

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