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and Center for Biological Diversity*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

KARUK TRIBE, ENVIRONMENTAL)	
PROTECTION INFORMATION CENTER,)	Civ. No. 16-01079
CENTER FOR BIOLOGICAL DIVERSITY,)	
KLAMATH RIVERKEEPER, and KLAMATH-)	STIPULATION TO VOLUNTARILY
SISKIYOU WILDLANDS CENTER,)	DISMISS WITH PREJUDICE AND
)	[PROPOSED] ORDER
Plaintiffs,)	
)	
v.)	
)	
PATRICIA A. GRANTHAM, Klamath National)	
Forest Supervisor; and UNITED STATES)	

FOREST SERVICE,)
)
 Defendants,)
)
 and)
)
 SISKIYOU COUNTY, a political subdivision)
 of the State of California, AMERICAN)
 FOREST RESOURCE COUNCIL, an Oregon)
 nonprofit corporation, GARY RAINEY, and)
 GEORGE HARPER,)
)
 Defendant-Intervenors)
)
)

Plaintiffs Karuk Tribe, Environmental Protection Information Center, Center for Biological Diversity, Klamath Riverkeeper, and Klamath-Siskiyou Wildlands Center (Plaintiffs), Defendants Patricia A. Grantham and United States Forest Service (Defendants), and Siskiyou County, American Forest Resources Council, Gary Rainey, and George Harper (Defendants-Intervenors) submit this stipulation and proposed order voluntarily dismissing with prejudice the above captioned action.

On December 5th 2016, the Ninth Circuit Court of Appeals issued a Memorandum Opinion and Order affirming this court's April 25th 2016 decision denying Plaintiffs' motion for a preliminary injunction and temporary restraining order in the above captioned case. Plaintiffs believe that in the interest of judicial and attorney economy, continued prosecution of this case is not warranted. Therefore, the parties hereby stipulate to voluntarily dismiss with prejudice this action, pursuant to FED. R. CIV. P. 41(a)(1)(A)(ii).

It is stipulated by the parties that the claims in Plaintiffs' complaint (Dkt. No. 97) are voluntarily dismissed with prejudice under Rule 41(a) according to the following terms:

1. The claims in Plaintiffs' complaint are voluntarily dismissed with prejudice; and
2. All parties agree that each party will bear its own costs and attorney fees in the district and appellate court.

1 A proposed order granting the requested relief is provided.

2 IT IS SO STIPULATED.

3
4 DATED: February 7, 2018

FOR PLAINTIFFS:

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10 DATED: February 7, 2018

FOR FEDERAL DEFENDANTS:

11 JEFFREY H. WOOD
12 Acting Assistant Attorney General
13 Environment & Natural Resources Division

14 /s/ Derek Shugert
15 (as authorized on February 8, 2018)
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22 DATED: February 7, 2018

FOR INTERVENOR-DEFENDANTS:

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24 (as authorized on February 8, 2018)
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[PROPOSED] ORDER

Upon consideration of the above Stipulation, it is hereby ORDERED that, for good cause shown, this matter is hereby voluntarily dismissed with prejudice.

IT IS SO ORDERED.

Dated: _____

MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE