

1 **WO**

2  
3  
4  
5  
6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
8

9 United States of America,

10 Plaintiff,

11 v.

12 Cyprus Amax Minerals Company; and  
13 Western Nuclear, Inc.,

14 Defendants.

No. CV-17-00140-PHX-DLR

(Related Case No. CV-17-08007-PCT-DLR)

15  
16 **ORDER**

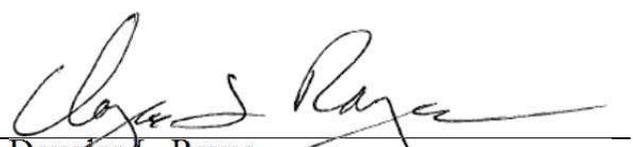
17 The United States, on behalf of the Environmental Protection Agency, commenced  
18 this action by filing a complaint against Defendants Cyprus Amax Minerals Company  
19 and Western Nuclear, Inc. on January 17, 2017. (Doc. 1.) The same day, the Navajo  
20 Nation filed a similar suit against Defendants, Case No. CV-17-08007-PCT, which was  
21 transferred to this Court on March 3, 2017. (Doc. 13.) The two cases arise from  
22 Defendants' mining activities on Navajo Nation land and recovery of environmental  
23 response costs and injunctive relief under CERCLA. The parties have agreed to a  
24 proposed consent decree which, if approved, would resolve the claims in both cases.  
(Doc. 5.)

25 Before the Court is the United States' unopposed motion to enter the proposed  
26 consent decree. (Doc. 18.) Having reviewed the consent decree (Doc. 18-6), the Court  
27 finds it to be fair, reasonable, and consistent with the objectives of CERCLA. The Court  
28 therefore grants the United States' unopposed motion to enter the consent decree.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IT IS ORDERED** that the United States' unopposed motion to enter the proposed consent decree (Doc. 18) is **GRANTED**. The consent decree will be entered as a separate document.

Dated this 19th day of May, 2017.

  
\_\_\_\_\_  
Douglas L. Rayes  
United States District Judge