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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CENTER FOR BIOLOGICAL
DIVERSITY; SIERRA CLUB;
FRIENDS OF THE NORTHERN
SAN JACINTO VALLEY; and SAN
BERNARDINO VALLEY
AUDUBON SOCIETY,

Plaintiffs,

v.

FEDERAL HIGHWAY
ADMINISTRATION; GREGORY
G. NADEAU, Administrator; and
VINCENT MAMMANO, Division
Administrator,

Defendants.

RIVERSIDE COUNTY
TRANSPORTATION
COMMISSION,

Intervenor-Defendant.

Case No. EDCV 16-133-GW(SPx)

Judge: Hon. George H. Wu

**JUDGMENT ON MOTIONS FOR
SUMMARY JUDGMENT**

Hearing: March 6, 2017

Time: 8:30 a.m.

Ctrm: 10

Action Filed: January 22, 2016

LAW OFFICES OF
BEST BEST & KRIEGER LLP
3390 UNIVERSITY AVENUE, 5TH FLOOR
P.O. BOX 1028
RIVERSIDE, CA 92502

The Court received a Motion for Summary Judgment from Plaintiffs Center for Biological Diversity, Sierra Club, Friends of the Northern San Jacinto Valley, and San Bernardino Valley Audubon Society (collectively, the “Center”) and Cross-Motions for Summary Judgment from Defendants Federal Highway Administration, Gregory G. Nadeau, and Vincent Mammano (collectively, “FHWA”), and Intervenor-Defendant Riverside County Transportation Commission (“RCTC”). The Court received argument on the motions from counsel for the Center, FHWA, and RCTC during a hearing held on March 6, 2017.

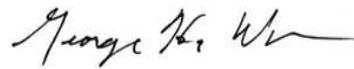
1 After full consideration of all the moving, opposing, and reply papers, the
2 documents and pleadings submitted and judicially noticed, the admissible evidence,
3 and oral argument of counsel for all parties, the Court rules on the merits in favor of
4 FHWA and RCTC in accordance with the Court's Final Rulings on Plaintiffs'
5 Motion for Summary Judgment; Federal Defendants' Cross-Motion for Summary
6 Judgment; Riverside County Transportation Commission's Cross-Motion for
7 Summary Judgment [Docket No. 50]. Under this approach, the Court denies the
8 Center's motion and grants FHWA's and RCTC's motions.

9 Therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as
10 follows:

- 11 1. Judgment is entered in favor of FHWA and RCTC as to each and
12 every cause of action asserted in the Center's Complaint.
- 13 2. FHWA and RCTC are entitled to recover their costs of suit herein
14 from the Center, to be addressed in a separate Application to the Clerk to Tax Costs
15 to be noticed and filed by FHWA and RCTC.
- 16 3. The Center's Complaint is dismissed in its entirety, with prejudice.

17 **IT IS SO ORDERED, ADJUDGED AND DECREED.**

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20 DATED: May 31, 2017

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23 HON. GEORGE H. WU
24 United States District Judge