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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION

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14 **ROCKY MOUNTAIN FARMERS UNION;
REDWOOD COUNTY MINNESOTA
15 CORN AND SOYBEANS GROWERS;
PENNY NEWMAN GRAIN, INC.;**
16 **GROWTH ENERGY and the
RENEWABLE FUELS ASSOCIATION,**
17
18 Plaintiffs,
19
20 **v.**
21 **JAMES N. GOLDSTENE, in his official
capacity as Executive Officer of the
CALIFORNIA AIR RESOURCES BOARD,**
22
23 Defendants.
24 **and Related Consolidated Action.**

24 **NATIONAL PETROCHEMICAL &
REFINERS ASSOCIATION, AMERICAN
25 TRUCKING ASSOCIATIONS, THE
CENTER FOR NORTH AMERICAN
26 ENERGY SECURITY, and THE
CONSUMER ENERGY ALLIANCE,**
27
28 Plaintiffs,

LEAD CASE NO.
1:09-CV-02234-LJO-DLB
CONSOLIDATED WITH CASE NO.
1:10-CV-00163-LJO-DLB
**ORDER GRANTING DEFENDANTS'
APPLICATION TO FILE UNDER SEAL:
(1) UNREDACTED SUR-REPLY BRIEF;
(2) UNREDACTED DECLARATION OF
M. ELAINE MECKENSTOCK; (3)
UNREDACTED SECOND
DECLARATION OF MICHAEL WAUGH**

Judge: The Honorable Lawrence J. O'Neill
Action Filed: December 23, 2009

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v.
**JAMES N. GOLDSTENE, in his official
capacity as Executive Officer of the
CALIFORNIA AIR RESOURCES BOARD,**

Defendants.

For good cause appearing, and pursuant to this Court’s Local Rule 141, this Court **GRANTS** Defendants’ and Defendant-Intervenors’ (“Defendants”) application to file their unredacted sur-reply and two supporting declarations under seal. Defendants may file the unredacted versions of the documents listed below under seal.

The Clerk of Court is **DIRECTED** to seal the following documents submitted in support of Defendants’ Sur-Reply in Opposition to RMFU Plaintiffs’ Motion for Preliminary Injunction:

- a) An unredacted version of Defendants’ and Defendant-Intervenors’ Sur-Reply in Opposition to RMFU Plaintiffs’ Motion for Preliminary Injunction,
- b) An unredacted version of the Declaration of M. Elaine Meckenstock in Support of Defendants’ Sur-Reply in Opposition to RMFU Plaintiffs’ Motion for Preliminary Injunction,
- c) An unredacted version of the Second Declaration of Michael Waugh in Support of Defendants’ Sur-Reply in Opposition to RMFU Plaintiffs’ Motion for Preliminary Injunction.

IT IS SO ORDERED.

Dated: June 8, 2011

/s/ Lawrence J. O’Neill
UNITED STATES DISTRICT JUDGE