

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

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CONSERVATION CONGRESS, a non-profit organization,

Plaintiff,

v.

UNITED STATES FOREST SERVICE,

Defendant.

No. 2:14-CV-2228-GEB-AC

ORDER GRANTING COUNTY OF SISKIYOU'S MOTION FOR LEAVE TO FILE AN AMICUS CURIAE BRIEF IN SUPPORT OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT*

The County of Siskiyou seeks leave to file an amicus curiae brief in support of Defendant's motion for summary judgment. The motion is unopposed.

Plaintiff's Complaint "challeng[es] Defendant United States Forest Service's decision to authorize the Porcupine Vegetation and Road Management Project" ("the Project") and seeks to "enjoin Defendant Forest Service from continuing the operation of any timber sale." (Compl. ¶¶ 1, 84, ECF No. 1.) The County argues its proposed amicus brief would benefit the court because it represents "the perspective of those who will be most directly impacted by the Court's decision" since the Project is located in Siskiyou County (Notice of Mot. & Mot. File Amicus Curiae Brief

* The hearing on February 2, 2015 is vacated since this matter is suitable for decision without oral argument pursuant to E.D. Cal. R. 230(g).

1 ("Mot.") 4:5-6, ECF No. 21.)

2 "District courts frequently welcome amicus briefs from
3 nonparties concerning legal issues that have potential
4 ramifications beyond the parties directly involved or if the
5 amicus has 'unique information or perspective that can help the
6 court beyond the help that the lawyers for the parties are able
7 to provide.'" NGV Gaming, Ltd. v. Upstream Point Molate, LLC, 335
8 F. Supp. 2d 1016, 1067 (N.D. Cal. 2005) (quotation omitted).

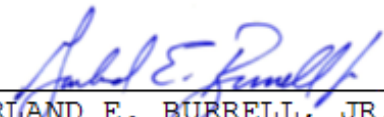
9 In light of the broad discretion the Court has when
10 deciding whether to permit a putative amicus curiae to file a
11 brief, and the argument the County makes in its motion, the
12 County's motion for leave to file an amicus brief in support of
13 the Defendant's motion for summary judgment is GRANTED.

14 Dated: January 21, 2015

15

16

17



GARIAND E. BURRELL, JR.
Senior United States District Judge

18

19

20

21

22

23

24

25

26

27

28