

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

<p>SWANSON GROUP MFG. LLC, <i>et al.</i>,</p> <p style="padding-left: 40px;">Plaintiffs,</p> <p style="padding-left: 40px;">v.</p> <p>KEN SALAZAR, <i>et al.</i>,</p> <p style="padding-left: 40px;">Defendants.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>Civil Case No. 10-1843 (RJL)</p>
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ORDER
June 26, 2013 [## 41, 44, 45]

For the reasons set forth in the accompanying Memorandum Opinion, it is hereby

ORDERED that plaintiffs' Motion for Summary Judgment [Dkt. # 41] is

GRANTED IN PART AND DENIED IN PART; it is further

ORDERED that defendant's Cross-Motion for Summary Judgment [Dkt. # 45] is

GRANTED IN PART AND DENIED IN PART; it is further

ORDERED that defendant-intervenors' Cross-Motion for Summary Judgment [Dkt. # 44] is **DENIED**; it is further

ORDERED that judgment is entered in favor of plaintiffs on Counts One and Two of the Amended Complaint; it is further

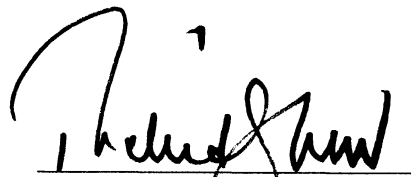
ORDERED that defendant Ken Salazar and/or his successors shall sell or offer for sale the declared annual sustained yield capacity of timber for the Medford and Roseburg districts for each year; it is further

ORDERED that the Owl Estimation Methodology is set aside and shall not be used by defendants Ken Salazar, Tom Vilsack, and/or their successors unless and until the methodology is submitted to the rulemaking procedures of 5 U.S.C. § 553; it is further

ORDERED that Count Three of the Amended Complaint is **DISMISSED** as moot; and it is further

ORDERED that Counts Four and Five of the Amended Complaint are **DISMISSED** as conceded.

SO ORDERED.

A handwritten signature in black ink, appearing to read "Richard J. Leon", written over a horizontal line.

RICHARD J. LEON
United States District Judge