

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

HORNBECK OFFSHORE SERVICES, L.L.C.,	*	CIVIL ACTION NO. 10-1663(F)(2)
Plaintiff	*	
VERSUS	*	SECTION F
	*	
KENNETH LEE “KEN” SALAZAR, IN HIS OFFICIAL CAPACITY AS SECRETARY, UNITED STATES DEPARTMENT OF THE INTERIOR; UNITED STATES DEPARTMENT OF THE INTERIOR; ROBERT “BOB” ABBEY, IN HIS OFFICIAL CAPACITY AS ACTING DIRECTOR, MINERALS MANAGEMENT SERVICE; AND MINERALS MANAGEMENT SERVICE,	*	JUDGE FELDMAN
	*	
	*	MAGISTRATE 2 MAGISTRATE WILKINSON
	*	
Defendants	*	
* * * * * *	*	

**PLAINTIFFS’ RESPONSE TO DEFENDANTS’ MOTION FOR
CONTINUANCE OF JUNE 21, 2010 HEARING ON PLAINTIFFS’
MOTION FOR PRELIMINARY INJUNCTION**

NOW INTO COURT, through undersigned counsel, come Plaintiffs, Hornbeck Offshore Services, L.L.C. (“Hornbeck”), the Bollinger Entities, and the Chouest Entities (collectively, “Plaintiffs”), which strenuously oppose “Defendants’ Motion For Continuance of June 21, 2010 Hearing On Plaintiffs’ Motion For Preliminary Injunction” (Rec. Doc. 14, 15 and 16)¹ filed on June 11, 2010.

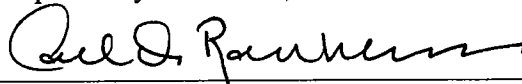
¹ Plaintiffs note that Defendants’ pleadings, both in the caption and their body, omit any reference to named defendant, United States Department of the Interior. Plaintiffs assume the omission was inadvertent.

Plaintiffs adopt herein the Motion for Expedited Hearing on Hornbeck's Motion for Preliminary Injunction (Rec. Doc. 8) and Memorandum in Support (Rec. Doc. 8-1) filed by Hornbeck. Plaintiffs further reference the Court's Order granting the motion (Rec. Doc. 10) and assert that no legal or factual basis exists to not have an expedited hearing on the Motion for Preliminary Injunction.

Plaintiffs additionally point out that any delay in "compiling the administrative record in this matter," Defendants' Memorandum in Support of Motion for Continuance (Rec. Doc. 14-1 and 15-1), at page 4, does not support Defendants' Motion for Continuance. An expedited hearing on a motion for preliminary injunction is entirely proper (in the appropriate case) without the "complete" administrative record. *See Cronin v. United States Department of Agriculture*, 919 F.2d 439, 445-47 (7th Cir. 1990). Plaintiffs further note that Defendants' pleadings misconstrue Plaintiffs' position on a consolidated hearing. In fact, as the Court is aware, it has been Plaintiffs' "preference to have [their] motion for preliminary injunctive relief heard first and without delay, followed shortly after by a trial on the merits with respect to [their] request for a permanent injunction" Hornbeck's Memorandum in Support of Motion for Expedited Hearing (Rec. Doc. 8-1), at p. 3.

Finally, Defendants stress the importance of the issues before the Court. Plaintiffs agree and that is exactly why the Court's consideration of them should not wait until the end of July. Defendants' Motion for Continuance should be denied.

Respectfully submitted,



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**Attorneys for Plaintiffs,
Hornbeck Offshore Services, L.L.C.,
The Bollinger Entities, and
The Chouest Entities.**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing pleading has been served upon all parties by email or by using the CM/ECF system which will send a Notice of Electronic filing to all counsel of record, this 12th day of June 2010.