

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF LOUISIANA

HORNBECK OFFSHORE SERVICES,)
LLC,)
Plaintiff,)

v.)

KENNETH LEE “KEN” SALAZAR, in)
his official capacity as Secretary, United)
States Department of the Interior; ROBERT)
“BOB” ABBEY, in his official capacity as)
Acting Director, Mineral Management)
Service; and MINERALS MANAGEMENT)
SERVICE,)
Defendants, and)

DEFENDERS OF WILDLIFE, SIERRA)
CLUB; FLORIDA WILDLIFE)
FEDERATION, CENTER FOR)
BIOLOGICAL DIVERSITY, AND)
NATURAL RESOURCES)
DEFENSE COUNCIL,)
Defendant-Intervenors)

Civil Action No. 10-1663(F)(2)

Section F

Judge Feldman

Magistrate 2

Magistrate Wilkinson

[PROPOSED] DEFENDANT-INTERVENORS' MOTION TO DISMISS

Upon being granted intervention, defendant-intervenors Defenders of Wildlife, Sierra Club, Florida Wildlife Federation, Center for Biological Diversity, and Natural Resources Defense Council hereby move to dismiss the First Supplemental and Amended Complaint for

Declaratory and Injunctive Relief for lack of subject matter jurisdiction because plaintiffs failed to provide the required statutory pre-suit notice. Defendant-intervenors are submitting a memorandum in support of this motion and a proposed order.

Respectfully submitted, this 17th day of June, 2010.

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