

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

**HARRISON COUNTY, MISSISSIPPI;
HANCOCK COUNTY, MISSISSIPPI;
CITY OF BILOXI, MISSISSIPPI; CITY
OF D'IBERVILLE, MISSISSIPPI;
CITY OF WAVELAND, MISSISSIPPI;
MISSISSIPPI HOTEL AND LODGING
ASSOCIATION; MISSISSIPPI
COMMERCIAL FISHERIES UNITED,
INC.; PASS CHRISTIAN,
MISSISSIPPI; CITY OF
DIAMONDHEAD, MISSISSIPPI**

PLAINTIFFS

v.

CAUSE NO. 1:19cv986-LG-RHW

**MISSISSIPPI RIVER COMMISSION
and U.S. ARMY CORPS OF
ENGINEERS**

DEFENDANTS

**FINAL JUDGMENT OF DISMISSAL AS TO CERTAIN
CLAIMS PURSUANT TO FED. R. CIV. P 54(b)**

The Court, having granted the [16] Motion to Dismiss for Lack of Jurisdiction and Failure to State a Claim filed by the Mississippi River Commission and U.S. Army Corps of Engineers by Memorandum Opinion and Order,

IT IS THEREFORE ORDERED AND ADJUDGED that the [16] Motion to Dismiss for Lack of Jurisdiction and Failure to State a Claim filed by the defendants is **GRANTED**. All of the plaintiffs' claims against the Mississippi River Commission, as well as the plaintiff's National Environmental Policy Act claims against the United States Army Corps of Engineers, are **DISMISSED WITH PREJUDICE**. The plaintiffs' Magnuson-Stevens Act claims against the United States Army Corp of Engineers shall remain pending.

IT IS FURTHER ORDERED AND ADJUDGED that this Court hereby certifies this judgment as a final judgment pursuant to Fed. R. Civ. P. 54(b) because there is no just reason for delay.

SO ORDERED AND ADJUDGED this the 13th day of September, 2021.

sl Louis Guirola, Jr.

LOUIS GUIROLA, JR.
UNITED STATES DISTRICT JUDGE