

UNITED STATES DISTRICT COURT
DISTRICT OF MONTANA
GREAT FALLS DIVISION

WESTERN ORGANIZATION OF
RESOUE COUNCILS, et al.

Plaintiff,

vs.

U.S. BUREAU OF LAND
MANAGEMENT, an agency within
the U.S. Department of the Interior,
et al.

Defendant.

Case No. CV-16-21 -GF-BMM

JUDGMENT IN A CIVIL CASE

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X Decision by Court. This action came before the Court for bench trial, hearing, or determination on the record. A decision has been rendered.

IT IS ORDERED AND ADJUDGED:

1. Plaintiffs' Motion for Summary Judgment (Doc. 72) is **GRANTED IN PART** with regard to Claim 1, Claim 3, and Claim 5, and **DENIED IN PART** with regard to Claim 2, Claim 4, and Claim 6, in accordance with the above Order.
2. Federal Defendants' Cross-Motion for Summary Judgment (Doc. 72),

Intervenor-Defendants BTU Western Resources and Peabody Caballo Mining's Cross-Motion for Summary Judgment (Doc. 84), and Intervenor-Defendant Cloud Peak Energy's Cross-Motion for Summary Judgment (Doc. 87), are **GRANTED IN PART** with regard to Claim 2, Claim 4, and Claim 6, and **DENIED IN PART** with regard to Claim 1, Claim 3, and Claim 5, in accordance with the above Order.

Dated this 23rd day of March, 2018.

TYLER P. GILMAN, CLERK

By: /s/ Megan Stewart
Megan Stewart, Deputy Clerk