

**FILED**

NOV 01 2019

Clerk, U.S. District Court  
District Of Montana  
MissoulaIN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

SWAN VIEW COALITION; et al.,

CV 13-129-M-DWM

Plaintiffs,

vs.

ORDER

CHIP WEBER, Flathead National  
Forest Supervisor; et al.,

Defendants.

On August 7, 2019, the Ninth Circuit Court of Appeals remanded this case:

for further proceedings concerning whether the Forest Service plans to conduct harvest activity in the Glacier Loon subunit inconsistent with the restrictions applicable to an inactive unit under the Swan Valley Agreement, and, if so, for consideration whether to issue an injunction requiring the Forest Service to reinitiate Endangered Species Act consultation with the Fish and Wildlife Service with respect to grizzly bears.

(Memo. Disp., Doc. 120 at 8 (Aug. 7, 2019); Mandate, Doc. 121 (Sept. 30, 2019)).

On October 16, 2019, Federal Defendants were ordered to file a notice addressing whether the Forest Service plans to conduct harvest activity as discussed above.

On October 25, 2019, Federal Defendants did so, indicating that future harvest activities will “utiliz[e] inactive unit restrictions from the Swan Valley Grizzly

Bear Conservation Agreement, as specified in project analyses and contract documents.” (See Doc. 123.) Having fulfilled the terms of the remand,

IT IS ORDERED that the Clerk is directed to close the case file.

DATED this 1<sup>st</sup> day of November, 2019.



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Donald W. Molloy, District Judge  
United States District Court