

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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JOANN ABBO-BRADLEY, et al.,

Plaintiffs,

v.

13-CV-487-JTC

CITY OF NIAGARA FALLS, et al.,

Defendants.

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On July 18, 2013, this court granted the application of defendant Glenn Springs Holdings, Inc. (“GSH”), made on behalf and upon the consent of all defendants, for an order “maintaining the status quo with respect to the parties’ fair and equal access to environmental sampling evidence until such time as the subject matter jurisdiction of the court is determined” on plaintiffs’ pending motion to remand the case to state court. Item 125, p. 16. As a result of the July 18<sup>th</sup> order, and as set forth more fully therein, plaintiffs (and their attorneys) are currently enjoined from conducting environmental sampling in the neighborhood surrounding the Love Canal Landfill site without providing all other parties (and relevant governmental agencies) prior written notice of sampling activity, contemporaneous access to the sampling location, and an opportunity to take split samples. *See id.* at 17.

Plaintiffs immediately filed a Notice of Appeal from this order (Item 126), along with a motion to stay the effect of the court’s status quo injunction pending determination of the

