

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

NORTH CAROLINA FISHERIES)
ASSOCIATION, INC. and)
CARTERET COUNTY FISHERMAN'S)
ASSOCIATION, INC.,)

Plaintiffs,)

v.)

JUDGMENT

No. 4:14-CV-138-D

PENNY PRITZKER, *Secretary, United*)
States Department of Commerce, SALLY)
JEWELL, Secretary, United States)
Department of Interior, DR. KATHRYN)
SULLIVAN, Administrator, National)
Oceanic and Atmospheric Administration,)
DANIEL ASHE, Director, United States)
Fish and Wildlife Services, JOHN E.)
SKVARLA, Secretary, North Carolina)
Department of Environment and Natural)
Resources, DR. LOUIS DANIEL, Executive)
Director, North Carolina Division of Marine)
Fisheries, GORDON S. MYERS, Executive)
Director, North Carolina Wildlife Resources)
Commission, NORTH CAROLINA)
DEPARTMENT OF ENVIRONMENT AND)
NATURAL RESOURCES, NORTH)
CAROLINA DIVISION OF MARINE)
FISHERIES, and NORTH CAROLINA)
WILDLIFE RESOURCES COMMISSION,)

Defendants.)

Decision by Court.

This action came before the Honorable James C. Dever III, Chief United States District Judge, for ruling as follows:

IT IS ORDERED, ADJUDGED, AND DECREED that the court GRANTS the federal defendants' motion to dismiss for lack of jurisdiction [D.E. 42] and the state defendants' motion to dismiss for lack of jurisdiction [D.E. 67], and DISMISSES as moot defendant Myers's motions to dismiss [D.E. 31, 39].

This Judgment Filed and Entered on July 22, 2015, and Copies To:

| | |
|-----------------------|--------------------------------------|
| Wesley Charles Cooper | (via CM/ECF electronic notification) |
| Stevenson L. Weeks | (via CM/ECF electronic notification) |
| Christine A. Hill | (via CM/ECF electronic notification) |
| R.A. Renfer, Jr. | (via CM/ECF electronic notification) |
| Scott A. Conklin | (via CM/ECF electronic notification) |
| Brenda Menard | (via CM/ECF electronic notification) |
| Tamara Shields Zmuda | (via CM/ECF electronic notification) |
| Marc D. Bernstein | (via CM/ECF electronic notification) |

DATE

July 22, 2015

JULIE RICHARDS JOHNSTON, CLERK

By: /s/ Courtney O'Brien

Deputy Clerk