IN THE UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF WISCONSIN

WISCONSIN RESOURCES PROTECTION COUNCIL, CENTER FOR BIOLOGICAL DIVERSITY and LAURA GAUGER,

ORDER

Plaintiffs,

11-cv-45-bbc

v.

FLAMBEAU MINING COMPANY,

Defendant.

At the close of plaintiffs' case at trial, defendant moved for judgment as a matter of law, contending that plaintiffs had not met their burden to prove that defendant had violated the Clean Water Act. I reserved a ruling on the motion until after the trial had concluded. At that time I gave plaintiffs a week to respond to defendant's motion; they submitted a timely brief.

Neither side indicated that any additional briefing was necessary so I have assumed that the matter stands ready for decision on the merits. Before proceeding, however, I want to be sure that my assumption is shared by the parties. They may have until July 12, 2012 to respond.

Entered this 3d day of July, 2012.

BY THE COURT: /s/ BARBARA B. CRABB District Judge