

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
WHEELING**

MURRAY ENERGY CORPORATION, et al.,

Plaintiffs,

v.

**CIVIL ACTION NO. 5:14-CV-39
(BAILEY)**

**SCOTT PRUITT, Administrator,
United States Environmental Protection Agency,
acting in his official capacity,**

Defendant.

ORDER GRANTING PLAINTIFFS' MOTION TO AMEND ORDER OF DISMISSAL

On this day, the above-styled civil action came before this Court for consideration of plaintiffs' Motion to Amend Order of Dismissal [Doc. 351], filed October 26, 2017, in connection with this Court's Order of Dismissal [Doc. 348], entered October 2, 2017. Plaintiffs' Motion requests that this Court amend its Order of Dismissal, which dismissed this civil action with prejudice, to provide for dismissal without prejudice for want of jurisdiction.

Upon consideration, this Court finds good cause to grant plaintiffs' motion. Accordingly, this Court hereby **GRANTS** plaintiffs' Motion to Amend Order of Dismissal [Doc. 351] and this Court's Order of Dismissal [Doc. 348] is hereby **AMENDED** to reflect that this civil action is **DISMISSED WITHOUT PREJUDICE FOR WANT OF JURISDICTION**.

It is so **ORDERED**.

The Clerk is directed to transmit copies of this Order to all counsel of record herein.

DATED: November 3, 2017.

A handwritten signature in black ink, appearing to read "John Preston Bailey", written in a cursive style.

JOHN PRESTON BAILEY
UNITED STATES DISTRICT JUDGE