

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

)	
WILDEARTH GUARDIANS, SIERRA CLUB,)	
ENVIRONMENTAL INTEGRITY PROJECT, and)	
CENTER FOR BIOLOGICAL DIVERSITY,)	
)	Civ. No. 11-cv-2064-RJL
Plaintiffs,)	
)	
v.)	
)	
UNITED STATES ENVIRONMENTAL)	
PROTECTION AGENCY, a federal agency, and)	
BOB PERCIASEPE, ¹ in his Official Capacity as Acting)	
Administrator of the U.S. Environmental Protection Agency,)	
)	
Defendants, and)	
)	
PEABODY ENERGY CORPORATION and)	
NATIONAL MINING ASSOCIATION,)	
)	
Defendant-Intervenors.)	
)	

**STIPULATION OF VOLUNTARY DISMISSAL
PURSUANT TO RULE 41(a)(1)(A)(ii)**

Plaintiffs hereby voluntarily dismiss this action pursuant to Fed. R. Civ. P.

41(a)(1)(A)(ii). All parties who have appeared sign this stipulation to dismiss, as mandated by Fed. R. Civ. P. 41(a)(1)(A)(ii).

¹ Pursuant to Fed. R. Civ. P. 25(d), Mr. Perciasepe is substituted for Lisa P. Jackson, his predecessor in office.

Respectfully submitted June 28, 2013.

/s/ Edward B. Zukoski

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By: /s/ Stephanie J. Talbert [signed with permission]

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Attorneys for Intervenors, the National Mining Association and Peabody Energy Corporation

CERTIFICATE OF SERVICE

I hereby certify that on June 28, 2013, I caused a copy of the foregoing STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO RULE 41(a)(1)(A)(ii) to be filed electronically with the Clerk of the Court, and to be served by the Clerk upon counsel for all parties to this civil action who are registered in the CM/ECF system.

/s/ Edward B. Zukoski