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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHRN DISTRICT OF CALIFORNIA**

|                                  |   |                                      |
|----------------------------------|---|--------------------------------------|
| STATE OF CALIFORNIA,             | ) | Civil Case No. 4:18-cv-05712-YGR     |
|                                  | ) |                                      |
| Plaintiff,                       | ) | (Consolidated With Case No. 4:18-cv- |
|                                  | ) | 05984-YGR)                           |
| vs.                              | ) |                                      |
|                                  | ) | <b>JOINT NOTICE OF APPEAL</b>        |
| DAVID BERNHARDT, <i>et al.</i> , | ) |                                      |
|                                  | ) |                                      |
| Defendants.                      | ) |                                      |
|                                  | ) |                                      |
| SIERRA CLUB, <i>et al.</i> ,     | ) |                                      |
|                                  | ) |                                      |
| Plaintiffs,                      | ) |                                      |
|                                  | ) |                                      |
| vs.                              | ) |                                      |
|                                  | ) |                                      |
| DAVID BERNHARDT, <i>et al.</i> , | ) |                                      |
|                                  | ) |                                      |
| Defendants.                      | ) |                                      |

1 Notice is hereby given that the American Petroleum Institute, Western Energy Alliance,  
2 and Independent Petroleum Association of America, Intervenor-Defendants in the above named  
3 consolidated cases, hereby appeal pursuant to Fed. R. App. P. 3(a)(1) and 3(b) to the United  
4 States Court of Appeals for the Ninth Circuit from the Order (1) granting Plaintiffs' motions for  
5 summary judgment, and (2) denying Defendants' Motions for Summary Judgment, issued in  
6 these consolidated cases on the 15th day of July, 2020, ECF No. 177.

7 Respectfully submitted this 14th day of September, 2020.

8 /s/ Gary J. Smith

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