

**FILED**  
**United States Court of Appeals**  
**Tenth Circuit**

**UNITED STATES COURT OF APPEALS**  
**FOR THE TENTH CIRCUIT**

**October 7, 2020**

**Christopher M. Wolpert**  
**Clerk of Court**

HIGH COUNTRY CONSERVATION  
ADVOCATES; WILDEARTH  
GUARDIANS; CENTER FOR  
BIOLOGICAL DIVERSITY; SIERRA  
CLUB; WILDERNESS WORKSHOP,

Plaintiffs - Appellants,

v.

UNITED STATES FOREST SERVICE;  
UNITED STATES DEPARTMENT OF  
AGRICULTURE; DANIEL JIRON, in his  
official capacity as Acting Under Secretary  
of Agriculture for Natural Resources and  
Environment, U.S. Department of  
Agriculture; SCOTT ARMENTROUT, in  
his official capacity as Supervisor of the  
Grand Mesa Uncompahgre, and Gunnison  
National Forests; UNITED STATES  
DEPARTMENT OF INTERIOR;  
BUREAU OF LAND MANAGEMENT;  
KATHERINE MACGREGOR, in her  
official capacity as Deputy Assistant  
Secretary, Land and Minerals  
Management, U.S. Department of Interior,

Defendants - Appellees,

and

MOUNTAIN COAL COMPANY, LLC,

Defendant Intervenor - Appellee.

No. 20-1358  
(D.C. No. 1:17-CV-03025-PAB)  
(D. Colo.)

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**ORDER**

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Before **BRISCOE, LUCERO, and KELLY**, Circuit Judges.

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Plaintiffs appealed an order entered by the district court on October 2, 2020, denying their Motion to Enforce Remedy. They also filed an Emergency Motion for Injunction Pending Appeal. The court requires responses from both the U.S. Forest Service and Mountain Coal Company. The responses must be filed by 9:00 a.m. (MDT) on Tuesday, October 13, 2020. Any reply by plaintiffs must be filed by 5:00 p.m. (MDT) on Wednesday, October 14, 2020.

To facilitate consideration of the emergency motion and responses, we enter a temporary injunction enjoining Mountain Coal Company from bulldozing additional drilling pads, drilling methane ventilation boreholes, and engaging in further surface disturbance in preparation for coal mining in the Sunset Roadless Area. The temporary injunction will be in effect until further order of the court.

Entered for the Court



CHRISTOPHER M. WOLPERT, Clerk