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*Attorneys for Plaintiffs*

**THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

SOVEREIGN IÑUPIAT FOR A  
LIVING ARCTIC, *et al.*,

Plaintiffs,

v.

BUREAU OF LAND  
MANAGEMENT, *et al.*,

Defendants,

and

CONOCOPHILLIPS ALASKA, INC.,

Intervenor-Defendant.

Case No. 3:20-cv-00290-SLG

**JOINT STIPULATION AND [PROPOSED] ORDER**

All parties in the above-captioned case file this joint stipulation and proposed order to avoid unnecessary litigation of the pending appeal of this Court's February 1, 2021 denial of Plaintiffs' motion for preliminary injunction. Doc. 44. On February 6, 2021, this Court entered a temporary injunction pending appeal. Doc. 54. On February 13, 2021, the Ninth Circuit Court of Appeals issued an order granting Plaintiffs' motion for injunction pending appeal and extending this Court's injunction for the duration of the appeal. *Sovereign Iñupiat for a Living Arctic v. Bureau of Land Management*, Case Nos. 21-35085, 21-35095, Dkt. No. 36 (9th Cir. Feb. 13, 2021). In light of the Court of Appeals' order, and in the interest of avoiding further litigation of the pending appeal, the parties stipulate as follows:

1. ConocoPhillips Alaska, Inc. (ConocoPhillips) agrees that the conditions imposed in paragraphs 1 and 2 of the Court's February 6 injunction order, Doc. 54, shall remain in effect until December 1, 2021. In particular, prior to December 1, 2021:
  - a. ConocoPhillips will not break ground at the Willow Mine Site Area 2, including blasting, surface mining, or the use of other equipment to remove overburden or gravel; and
  - b. ConocoPhillips will not carry out any gravel road construction related to Willow.
  - c. ConocoPhillips is not prohibited by this stipulation from constructing

seasonal ice roads and pads.

2. ConocoPhillips will provide Plaintiffs with 30 days' advance notice prior to initiating any gravel mining or gravel road construction activities for the Willow Project in the winter of 2021–22.
3. Upon the entry of an order by the Court adopting this stipulation, Plaintiffs will move to dismiss the pending appeal of the Court's denial of their preliminary injunction. *See* Doc. 45.
4. Plaintiffs are not foreclosed from seeking preliminary injunctive relief relating to any future activities for the Willow Project.

IT IS SO ORDERED.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2021 at Anchorage, Alaska.

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HON. SHARON L. GLEASON  
United States District Judge

Respectfully submitted, this 26th day of February, 2021.

s/ Bridget Psarianos  
Bridget Psarianos (AK Bar No. 1705025)  
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TRUSTEES FOR ALASKA

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**Certificate of Service**

I certify that on February 26, 2021, I caused a copy of the JOINT STIPULATION AND [PROPOSED] ORDER to be electronically filed with the Clerk of the Court for the U.S. District Court of Alaska using the CM/ECF system, which will send electronic notification of such filings to the attorneys of record in this case. Attorneys of record not registered in the CM/ECF system for this case will be served via electronic mail.

s/ Bridget Psarianos  
Bridget Psarianos