

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

**Civil Action No. 1:20-cv-1342-RM-STV**

WILDEARTH GUARDIANS,  
SIERRA CLUB,  
CENTER FOR BIOLOGICAL DIVERSITY  
and  
HIGH COUNTRY CONSERVATION ADVOCATES,

Plaintiffs,

v.

MOUNTAIN COAL COMPANY, and  
ARCH RESOURCES, INC.,

Defendants.

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**JOINT MOTION FOR STAY OF ALL DEADLINES  
PENDING APPROVAL OF SETTLEMENT**

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Defendants Mountain Coal Company and Arch Resources, Inc. and Plaintiffs WildEarth Guardians, Sierra Club, Center for Biological Diversity, and High Country Conservation Advocates, respectfully request that all deadlines in this case be stayed pending finalization and approval of their settlement.

**MOTION**

The parties have reached a settlement in principle. They are actively working to reduce the settlement agreement to a proposed consent judgment for final authorization by the parties and submission to the Court for approval. Because this case was brought as a citizen suit under

the Clean Air Act, the parties must serve the proposed consent judgment on the United States Attorney General and the Administrator of the United States Environmental Protection Agency for their potential comments, and this Court may not approve the same until at least 45 days thereafter. 42 U.S.C. § 7604(c)(3).

Good cause exists for this request to stay all pending deadlines pursuant to F.R.C.P. 6(b) because the stay will allow the parties to devote their attention to the preparation of settlement papers and avoid unnecessary expenses otherwise required to conduct fact depositions and prepare expert disclosures. A stay will save significant resources without delaying the final resolution of this case.

WHEREFORE, the parties respectfully request that the Court stay all remaining deadlines.

Respectfully submitted on October 25, 2021

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