

**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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**NOTICE OF AGREEMENT IN PRINCIPLE TO SETTLE**

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Pursuant to Local Rule 40.2(b), Defendants Mountain Coal Company and Arch Resources, Inc. and Plaintiffs WildEarth Guardians, Sierra Club, Center for Biological Diversity, and High Country Conservation Advocates, hereby notify the Court that they have reached an agreement in principle to settle this case. They are working diligently to reduce the agreement to a proposed consent judgment for final authorization by the parties and submission to the court for approval. The Clean Air Act, 42 U.S.C. § 7604(c)(3) provides that a proposed consent judgment must be served on the United States Attorney General and the Administrator of the United States Environmental Protection Agency for their potential comments.

Respectfully submitted on October 25, 2021

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