

**No. 15-8109**

---

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

---

WILDEARTH GUARDIANS, *et al.*,

Petitioners-Appellants,

v.

UNITED STATES BUREAU OF LAND MANAGEMENT, *et al.*,

Respondents-Appellees,

and

STATE OF WYOMING and WYOMING MINING ASSOCIATION, *et al.*,

Respondents-Intervenors-Appellees.

---

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF WYOMING IN CASE No. 2:13-cv-00042-ABJ  
(HON. ALAN B. JOHNSON)

---

**APPELLEE STATE OF WYOMING'S SUPPLEMENTAL BRIEF**

---

Erik E. Petersen  
Michael J. McGrady  
Wyoming Office of the Attorney General  
2320 Capitol Avenue  
Cheyenne, WY 82002  
(307) 777-6946 phone  
(307) 777-3542 fax  
erik.petersen@wyo.gov  
mike.mcgrady@wyo.gov  
*Counsel for State of Wyoming*

On October 28, 2016, this Court directed the parties to prepare and submit supplemental briefing on two issues related to the potential impact of the automatic litigation stay provision of the United States Bankruptcy Code on this litigation. (Doc. No. 01019712302). Appellee State of Wyoming agrees with the Petitioners, the federal government, and the rest of the parties that the automatic stay does not apply here, and that the appeal should be allowed to proceed.

Submitted this 9th day of December, 2016.

/s/ Erik Petersen

Erik Petersen (Wyo. State Bar No. 7-5608)  
Michael J. McGrady (Wyo. Bar No. 6-4099)  
Wyoming Attorney General's Office  
2320 Capitol Avenue  
Cheyenne, WY 82002  
(307) 777-6946  
(307) 777-3542 *facsimile*  
erik.petersen@wyo.gov  
mike.mcgrady@wyo.gov

*Counsel for Appellee State of Wyoming*

**CERTIFICATES OF SERVICE, DIGITAL SUBMISSIONS  
AND PRIVACY REDACTIONS**

I hereby certify that on this 9th day of December, 2016, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Tenth Circuit via the appellate CM/ECF system. The parties in this case will be served electronically by that system.

I hereby certify that all required privacy redactions have been made pursuant to 10th Cir. R. 25.5; that hard copies are not required to be filed; and that the digital submissions have been scanned for viruses with the Symantec™ Endpoint Protection, version 161209001, Virus Definition File dated December 9, 2016 r1 and, according to the program, is free of viruses.

*/s/ Erik Petersen* \_\_\_\_\_  
Erik Petersen