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16 UNITED STATES DISTRICT COURT
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 OAKLAND BULK & OVERSIZED
20 TERMINAL, LLC,

21 Plaintiff,

22 v.

23 CITY OF OAKLAND,

24 Defendant,

25 and

26 SIERRA CLUB and SAN FRANCISCO
27 BAYKEEPER,

28 Defendant-Intervenors.

Case No. 16-cv-7014-VC

**SIERRA CLUB AND SAN FRANCISCO
BAYKEEPER'S NOTICE OF APPEAL
AND REPRESENTATION STATEMENT**

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NOTICE OF APPEAL

Notice is hereby given that Sierra Club and San Francisco Baykeeper, Defendant-Intervenors in the above-captioned case, appeal to the United States Court of Appeals for the Ninth Circuit from the Judgment dated May 23, 2018 (ECF No. 255, attached as Exhibit A) and the associated Findings of Fact and Conclusions of Law dated May 15, 2018 (ECF No. 249, attached as Exhibit B).

A Representation Statement is attached to this notice pursuant to Federal Rule of Appellate Procedure 12(b) and Circuit Rule 3-2.

This appeal is related to the appeal filed by Defendant City of Oakland in the same, above-captioned matter (*see* ECF No. 260), which was docketed by the United States Court of Appeals for the Ninth Circuit as Case No. 18-16105 and given the short title “*OBOT v. City of Oakland, et al.*”

Dated: June 19, 2018

Respectfully submitted,

s/ Colin O’Brien
COLIN O’BRIEN

*Attorney for Defendant-Intervenors
Sierra Club and San Francisco Baykeeper*

REPRESENTATION STATEMENT

The undersigned represent Sierra Club and San Francisco Baykeeper, who were Defendant-Intervenors below and are Appellants in this matter. The following is a list of all parties to the action and their counsel, pursuant to Federal Rule of Appellate Procedure 12(b) and Circuit Rule 3-2(b):

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