

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

WILDEARTH GUARDIANS; and  
PHYSICIANS FOR SOCIAL  
RESPONSIBILITY,

Plaintiffs,

No. 1:16-cv-01724-RC

v.

DAVID L. BERNHARDT, Secretary, U.S.  
Department of the Interior; CASEY  
HAMMOND, Acting Director, U.S. Bureau of  
Land Management; and U.S. BUREAU OF  
LAND MANAGEMENT,

Defendants,

and

WESTERN ENERGY ALLIANCE;  
PETROLEUM ASSOCIATION OF  
WYOMING; AMERICAN PETROLEUM  
INSTITUTE; STATE OF WYOMING;  
STATE OF COLORADO; and STATE OF  
UTAH,

Intervenor-Defendants.

**INTERVENOR-DEFENDANT AMERICAN PETROLEUM INSTITUTE'S OPPOSITION  
TO MOTION FOR RECONSIDERATION OF REMAND ORDER**

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Defendant-Intervenor American Petroleum Institute (“API”) opposes the Plaintiffs’ June 4, 2019 Motion to Amend (Dkt. No. 108) the Court’s May 29, 2019 minute order granting the Federal Defendants’ motion for voluntary remand of the challenged Utah and Colorado oil and gas leasing decisions. *See* May 29 Order. As detailed in the Federal Defendants’ June 12, 2019 Opposition to the Motion to Amend (Dkt. No. 110), Plaintiffs’ Motion is procedurally improper and fails to carry Plaintiffs’ considerable burden to demonstrate a “clear error” or “manifest injustice” requiring amendment or reconsideration of the Court’s May 29 Order. *See id.* at 2–3. Accordingly, API hereby incorporates the Federal Defendants’ Opposition by reference, and respectfully requests that, for the reasons stated therein, the Court deny Plaintiffs’ Motion.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of June, 2019, I caused a true and correct copy of the foregoing to be filed with the Court electronically via the CM/ECF system, which will serve the foregoing by electronic means on all counsel of record in this case.

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