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Counsel for TransCanada Keystone Pipeline, LP and TC Energy Corporation

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

INDIGENOUS ENVIRONMENTAL
NETWORK and NORTH COAST RIVERS
ALLIANCE,

Plaintiffs,

vs.

PRESIDENT DONALD J. TRUMP,
UNITED STATES DEPARTMENT OF
STATE; MICHAEL R. POMPEO, in his
official capacity as U.S. Secretary of State;
UNITED STATES ARMY CORPS OF
ENGINEERS; LT. GENERAL TODD T.
SEMONITE, Commanding General and
Chief of Engineers; UNITED STATES FISH
AND WILDLIFE SERVICE, a federal
agency; GREG SHEEHAN, in his official
capacity as Acting Director of the U.S. Fish
and Wildlife Service; UNITED STATES
BUREAU OF LAND MANAGEMENT, and
DAVID BERNHARDT, in his official

CV 19-28-GF-BMM

**TC ENERGY CORPORATION
AND TRANSCANADA
KEYSTONE PIPELINE, LP'S
NOTICE REGARDING
TERMINATION OF
KEYSTONE XL PIPELINE**

capacity as Acting U.S. Secretary of the Interior,

Defendants,

TRANSCANADA KEYSTONE PIPELINE, LP, a Delaware limited partnership, and TC ENERGY CORPORATION, a Canadian Public company,

Defendant-Intervenors.

On June 9, 2021, Defendant-Intervenors TransCanada Keystone Pipeline, L.P. and its parent TC Energy Corporation (jointly “TC Energy”) notified the Court and the parties of the termination of the Keystone XL Pipeline Project (“Project”). In its notice, TC Energy indicated that it would meet and confer with the parties in the case to determine whether they agree this case is now moot. TC Energy conferred with the parties regarding their view as to whether cancellation of the Project moots the claims in this case. Federal Defendants agree with TC Energy that the case is moot and should be dismissed. Plaintiffs still contend that this case is not moot. Accordingly, TC Energy will file a motion to dismiss this case on mootness grounds next week.

Dated: June 24, 2021

Respectfully Submitted,

CROWLEY FLECK PLLP

SIDLEY AUSTIN LLP

/s/ Jeffery J. Oven
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/s/ Peter C. Whitfield
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CERTIFICATE OF SERVICE

I hereby certify that I electronically served today a copy of the foregoing by using the Court's CM/ECF system on all counsel of record.

/s/ Jeffery J. Oven
Jeffery J. Oven