

UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA

FRIENDS OF CEDAR MESA,  
*Plaintiff,*

v.

DEPARTMENT OF THE INTERIOR, et al.,  
*Defendants,*

and

STATE OF UTAH,  
*Intervenor-Defendant.*

Case No. 1:21-cv-00971-RC

---

**JOINT MOTION FOR VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

---

Plaintiff Friends of Cedar Mesa and Federal Defendants Department of the Interior; the Bureau of Land Management; and Kent Hoffman, in his official capacity as Deputy State Director, Division of Lands and Minerals, BLM Utah State Office, have executed a settlement agreement resolving the issues in this case and hereby move under Federal Rule of Civil Procedure 41(a)(2) that this action be voluntarily dismissed without prejudice. The Settlement Agreement is attached hereto as Exhibit 2. The Parties consider the Settlement Agreement to be fair, adequate and reasonable and believe that entering into the Settlement Agreement rather than engaging in additional litigation is in the interest of the public, the Parties and judicial economy. Undersigned counsel conferred with counsel for Intervenor-Defendant, the State of Utah, who indicated that the State takes no position on this motion. Therefore, Plaintiff and Federal Defendants respectfully request the Court dismiss this action without prejudice.

Respectfully submitted this 25th day of January 2023.

TODD KIM  
Assistant Attorney General  
United State Department of Justice

/s/ Shannon Boylan  
SHANNON BOYLAN  
Trial Attorney (DC Bar 1724269)  
Environment and Natural Resources Division  
Natural Resources Section  
P.O. Box 7611, Washington, D.C. 20044  
202-598-9584 || 202-305-0506 (fax)  
Email: Shannon.Boylan@usdoj.Gov

ANTHONY D. ORTIZ  
Trial Attorney, (DC Bar 978873)  
U.S. Department of Justice  
Environment & Natural Resources Division  
Wildlife & Marine Resources Section  
P.O. Box 7611, Ben Franklin Station  
Washington, D.C. 20044  
Tel | (202) 305-5708; Fax | (202) 305-0275  
E-mail: Anthony.D.Ortiz@usdoj.gov

*Counsel for Federal Defendants*

/s/ Sarah Stellberg (with permission)  
Sarah Stellberg (admitted *pro hac vice*)  
Todd C. Tucci (DC Bar # ID0001)  
ADVOCATES FOR THE WEST  
P.O. Box 1612  
Boise, ID 83702  
(208) 342-7024  
ttucci@advocateswest.org  
sstellberg@advocateswest.org

*Attorneys for Plaintiff*

UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA

FRIENDS OF CEDAR MESA,  
*Plaintiff,*

v.

DEPARTMENT OF THE INTERIOR, et al.,  
*Defendants,*

and

STATE OF UTAH,  
*Intervenor-Defendant.*

Case No. 1:21-cv-00971-RC

---

**[Proposed] ORDER GRANTING JOINT MOTION FOR  
VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Upon consideration of the Joint Motion for Voluntary Dismissal Without Prejudice, it is hereby ORDERED that the Joint Motion for Voluntary Dismissal is GRANTED and this case is hereby DISMISSED without prejudice.

SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Rudolph Contreras  
United States District Judge