

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

Civil Action No. 17-cv-01210-CMA

ROCKY MOUNTAIN PEACE & JUSTICE CENTER,
CANDELAS GLOWS/ROCKY FLATS GLOWS,
ROCKY FLATS RIGHT TO KNOW,
ROCKY FLATS NEIGHBORHOOD ASSOCIATION, and
ENVIRONMENTAL INFORMATION NETWORK (EIN), INC.,

Plaintiffs,

v.

UNITED STATES FISH AND WILDLIFE SERVICE,
JAMES KURTH, in his official capacity as Acting Director of the United States Fish and
Wildlife Service, and
RYAN ZINKE, in his official capacity as Secretary of the Interior,

Defendants.

FINAL JUDGMENT

In accordance with the orders filed during the pendency of this case, and pursuant to Fed. R. Civ. P. 58(a), the following Final Judgment is hereby entered.

Pursuant to the Order Denying Plaintiffs' Motions for Reconsideration and Leave to Amend and Granting Defendants' Motion to Dismiss (Doc. No. 36) of Judge Christine M. Arguello entered on September 29, 2017 it is

ORDERED that the Plaintiffs' Motion for Reconsideration of Preliminary Injunction, and in the Alternative, Permission to Appeal a Controlling Question of Law Inherent in the Court's Order (Doc. No. 18) is DENIED. It is

FURTHER ORDERED, that Defendant's Motion to Dismiss (Doc. No. 20) is GRANTED. It is

FURTHER ORDERED that Plaintiffs' Motion for Leave to Amend (Doc. No. 29) is DENIED. It is

FURTHER ORDERED that Plaintiffs' claims, as set forth in the Amended Complaint, are DISMISSED WITHOUT PREJUDICE. It is

FURTHER ORDERED that judgment is entered in favor of the Defendants, United States Fish and Wildlife Service, James Kurth, and Ryan Zinke and against the Plaintiffs, Rocky Mountain Peace & Justice Center, Candelas Glow/Rocky Flats Glows, Rocky Flats Right to Know, Rocky Flats Neighborhood Association, and Environmental Information Network, Inc. It is

FURTHER ORDERED that, as the prevailing party, the Defendants, United States Fish and Wildlife Service, James Kurth, and Ryan Zinke are awarded their reasonable costs pursuant to Fed. R. Civ. P. 54(d)(1) and D.C.COLO.LCivR 54.1.

DATED: September 29, 2017.

FOR THE COURT:
JEFFREY P. COLWELL, CLERK

By: s/S. West
S. West, Deputy Clerk