

CONSOLIDATED,INTRADIST,LEAD,PROTECTIVE ORD,TERMINATED

**U.S. District Court
District of Oregon (Pendleton (2))
CIVIL DOCKET FOR CASE #: 2:07-cv-01871-HA**

Oregon Natural Desert Ass'n et al v. U.S. Forest Service et al Date Filed: 12/21/2007
Assigned to: Judge Ancer L. Haggerty Date Terminated: 11/26/2012
Case: [2:08-cv-00151-HA](#) Jury Demand: None
Case in other court: USCA / Seattle Divisional Office, 11- Nature of Suit: 893 Environmental
35331 Matters
Cause: 16:1531 Endangered Species Act Jurisdiction: U.S. Government
Defendant

Plaintiff

Oregon Natural Desert Ass'n

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Plaintiff

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Plaintiff

Center for Biological Diversity

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V.

Defendant

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Abigail Kimbell, Chief

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Defendant

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Defendant

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Defendant

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Gary S. Miller, Field Supervisor

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Intervenor

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V.

Movant

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Date Filed	#	Docket Text
12/21/2007	1	Complaint. Filing Fee in amount of \$350 collected. Receipt No. 19034 issued. Summons issued as to Defendants. Filed by Western Watersheds Project, Oregon Natural Desert Ass'n, Center for Biological Diversity against U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. (pvh) (Entered: 12/21/2007)
12/21/2007	2	Corporate Disclosure Statement. Filed by Western Watersheds Project, Oregon Natural Desert Ass'n, Center for Biological Diversity. (pvh) (Entered: 12/21/2007)
12/21/2007	3	Discovery and Pretrial Scheduling Order and Notice of Case Assignment to the Honorable Garr M. King. Discovery is to be completed by 4/21/2008. Joint Alternate Dispute Resolution Report is due by 5/19/2008. Pretrial Order is due by 5/19/2008. Ordered by Judge Garr M. King. (pvh) (Entered: 12/21/2007)
12/27/2007	4	Certificate of Service by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n of Discovery order, 3 , Corporate Disclosure Statement 2 , Complaint, 1 & <i>Summons</i> Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Lacy, Peter) (Entered: 12/27/2007)
12/31/2007	5	<i>Notice of First Amended Complaint.</i> Filed by all plaintiffs. (Lacy, Peter) (Entered: 12/31/2007)
12/31/2007	6	First Amended Complaint. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n against all defendants. (Lacy, Peter) (Entered: 12/31/2007)
12/31/2007	7	Motion to Consolidate. Filed by all plaintiffs. (Lacy, Peter) (Entered: 12/31/2007)
12/31/2007	8	Memorandum in Support. Filed by all plaintiffs. (Related document(s): Motion to Consolidate 7 .) (Attachments: # 1 Attachment A) (Lacy, Peter) (Entered: 12/31/2007)

01/02/2008	9	Certificate of Service by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n of Notice 5 , Memorandum in Support of Motion 8 , Amended Complaint 6 , Motion to Consolidate 7 Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Lacy, Peter) (Entered: 01/02/2008)
01/07/2008	10	Return of Service Executed. as to U.S. Forest Service served on 12/21/2007 Service specifically made upon Agency (<i>Abigail Kimbell, Chief</i>) Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/07/2008)
01/07/2008	11	Return of Service Executed. as to Nat'l Marine Fisheries Serv. served on 12/21/2007 Service specifically made upon Agency (<i>D. Robert Lohn, Regional Administrator, NMFS</i>) Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/07/2008)
01/07/2008	12	Return of Service Executed. as to U.S. Fish and Wildlife Service served on 12/21/2007 Service specifically made upon Agency (<i>Ren Lohofener, Regional Director, USFWS</i>) Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/07/2008)
01/07/2008	13	Return of Service Executed. Service specifically made upon Agency (<i>Gary S. Miller, Field Supervisor, USFWS</i>) Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/07/2008)
01/07/2008	14	Return of Service Executed. as to Malheur National Forest served on 12/21/2007 Service specifically made upon Agency (<i>Gary L. Benes, Supervisor</i>) Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/07/2008)
01/09/2008	15	Notice of Change of Address. Filed by all plaintiffs. (Parent, Stephanie) (Entered: 01/09/2008)
01/11/2008	16	Motion for Leave to Appear. Filed by Oregon Cattlemen's Association, Dayville Grazing Association. (Howard, Elizabeth) (Entered: 01/11/2008)
01/11/2008	17	Declaration of Elizabeth Howard. Filed by Oregon Cattlemen's Association. (Related document(s): Motion for Leave to Appear 16 .) (Howard, Elizabeth) (Entered: 01/11/2008)
01/11/2008	18	Memorandum in Opposition to Motion to Consolidate 7 . Filed by Oregon Cattlemen's Association. (Howard, Elizabeth) (Entered: 01/11/2008)
01/11/2008	19	Declaration of Elizabeth Howard. Filed by Oregon Cattlemen's Association. (Related document(s): Memorandum in Opposition 18 .) (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3) (Howard, Elizabeth) (Entered: 01/11/2008)
01/14/2008	20	ORDER - Oregon Cattlemen's Association and Dayville Grazing Association's Motion for Leave to Appear 16 is GRANTED. Oregon Cattlemen's Association and Dayville Grazing Association are allowed to appear for the sole purpose of filing a brief opposing plaintiff's motion to consolidate. Ordered by Judge Garr M. King. (mja) (Entered: 01/14/2008)
01/24/2008	21	Reply to Motion to Consolidate 7 . Filed by all plaintiffs. (Lacy, Peter) (Entered: 01/24/2008)

01/29/2008	22	Certificate of Service by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n of Reply to Motion 21 Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Lacy, Peter) (Entered: 01/29/2008)
01/31/2008	23	Order - The court will address the motion to consolidate once the federal defendants have appeared. Ordered by Judge Garr M. King. (mja) (Entered: 01/31/2008)
02/01/2008	24	Notice of Appearance of Courtney O'Hara Taylor appearing on behalf of all defendants. Filed by on behalf of all defendants. (Taylor, Courtney) (Entered: 02/01/2008)
02/11/2008	25	Order - Setting a Telephone Conference to discuss Plaintiffs' Motion to Consolidate 7 for 2/28/2008 at 09:00AM. Any additional responses to the motion are due by 2/22/2008. The Court will initiate the call to the following parties: Peter Macnamara Lacy (503) 525-0193, Kristin F. Ruether (208) 342-7024 x 208, Stephanie M. Parent(503) 320-3235 and Courtney O'Hara Taylor (202) 353-7548. Ordered by Judge Garr M. King. (mja) (Entered: 02/11/2008)
02/21/2008	26	Answer to Complaint by <i>Federal Defendants</i> . Filed by Malheur National Forest. (Taylor, Courtney) (Entered: 02/21/2008)
02/22/2008	27	Response to Motion to Consolidate 7 . Filed by U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. (Odell, Stephen) (Entered: 02/22/2008)
02/26/2008	28	Reply (<i>re Federal Defendants' Response</i>) to Motion to Consolidate 7 . Filed by all plaintiffs. (Lacy, Peter) (Entered: 02/26/2008)
02/28/2008	29	MINUTES of Telephone Conference: Order - Plaintiff's Motion to Consolidate 7 discussed as stated on the record. Peter Macnamara Lacy and Stephanie Parent present as counsel for plaintiff(s). Stephen Odell and Courtney O'Hara present as counsel for defendant(s). Elizabeth Howard present as counsel for intervenor defendant. Court Reporter: Nancy Walker. Garr M. King presiding. (mja) (Entered: 02/28/2008)
02/28/2008	30	Order for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. Minute Order 29 is replaced by Minute Order 30 . (mja) (Entered: 02/28/2008)
02/28/2008	31	MINUTES of Telephone Conference: Order - Plaintiffs' Motion to Consolidate 7 discussed as stated on the record. Peter Macnamara Lacy and Stephanie Parent present as counsel for plaintiff(s). Stephen Odell and Courtney O'Hara present as counsel for defendant(s). Elizabeth Howard present as counsel for intervenor defendant. Court Reporter: Nancy Walker. Garr M. King presiding. (mja) (Entered: 02/28/2008)
03/18/2008	32	Notice re Motion to Consolidate 7 <i>Notice of Withdrawal of Motion to Consolidate</i> . Filed by all plaintiffs. (Related document(s): Motion to

		Consolidate 7 .) (Parent, Stephanie) (Entered: 03/18/2008)
03/20/2008	33	ORDER - Plaintiffs' Notice of Withdrawal of Motion to Consolidate 32 is GRANTED. Plaintiffs' Motion to Consolidate 7 is DENIED as MOOT. Ordered by Judge Garr M. King. (mja) (Entered: 03/20/2008)
03/31/2008	34	Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> . Oral Argument requested. Filed by all plaintiffs. (Lacy, Peter) (Entered: 03/31/2008)
03/31/2008	35	Memorandum in Support of <i>Motion for Temporary Restraining Order and/or Preliminary Injunction</i> . Filed by all plaintiffs. (Related document(s): Motion for Temporary Restraining Order 34 .) (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 10# 11 Exhibit 11# 12 Exhibit 12# 13 Exhibit 13) (Lacy, Peter) (Entered: 03/31/2008)
03/31/2008	36	Declaration of Jonathan J. Rhodes. Filed by all plaintiffs. (Related document (s): Motion for Temporary Restraining Order 34 .) (Attachments: # 1 Attachment A) (Lacy, Peter) (Entered: 03/31/2008)
03/31/2008	37	Declaration of Christopher L. Christie. Filed by all plaintiffs. (Related document(s): Motion for Temporary Restraining Order 34 .) (Attachments: # 1 Attachment 1# 2 Attachment 2# 3 Attachment 3# 4 Attachment 4# 5 Attachment 5) (Lacy, Peter) (Entered: 03/31/2008)
03/31/2008	38	Notice re Motion for Temporary Restraining Order 34 <i>Notice of Conventional Filing of Attachment to Declaration of Christopher L. Christie</i> . Filed by all plaintiffs. (Related document(s): Motion for Temporary Restraining Order 34 .) (Lacy, Peter) (Entered: 03/31/2008)
04/01/2008	39	Unopposed Motion for Leave to File Amended Complaint/Petition. Filed by all plaintiffs. (Lacy, Peter) (Entered: 04/01/2008)
04/01/2008	40	Memorandum in Support of <i>Unopposed Motion for Leave to File Second Amended Complaint</i> . Filed by all plaintiffs. (Related document(s): Motion for Leave to File Amended Complaint/Petition 39 .) (Attachments: # 1 Attachment [Proposed] Second Amended Complaint) (Lacy, Peter) (Entered: 04/01/2008)
04/02/2008	41	Stipulated Motion to Consolidate <i>and Intervene</i> . Filed by all parties. (Lacy, Peter) (Entered: 04/02/2008)
04/02/2008	42	Memorandum in Support of <i>Stipulated Motion to Consolidate and Intervene</i> . Filed by all parties. (Related document(s): Motion to Consolidate 41 .) (Lacy, Peter) (Entered: 04/02/2008)
04/02/2008	43	ORDER - Plaintiffs' Motion for Leave to File Amended Complaint 39 is GRANTED. Ordered by Judge Garr M. King. (mja) (Entered: 04/02/2008)
04/02/2008	44	Notice of filing of DVD (unable to upload) attachment to the Declaration of Christopher L. Christie described in the enclosed Notice of Conventional filing (#38). Filed by Oregon Natural Desert Ass'n. (Related document(s): Notice 38).(pvh) (Entered: 04/03/2008)

04/03/2008	45	Second Amended Complaint <i>for Declaratory and Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n against all defendants. (Lacy, Peter) (Entered: 04/03/2008)
04/07/2008	46	Notice of Case Reassignment: This case has been reassigned from Judge Garr M. King to Judge John V. Acosta. (eo) (Entered: 04/07/2008)
04/10/2008	47	Notice of Case Reassignment: This case has been reassigned from Judge John V. Acosta to Judge Patricia Sullivan and transferred to the Pendleton Division. (eo) (Entered: 04/10/2008)
04/10/2008	48	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Stipulated Motion to Consolidate and Intervene (# 41). (eo) (Entered: 04/10/2008)
04/11/2008	49	Unopposed Motion for Extension of Time to File a Response/Reply <i>and for Order Adopting Stipulated Briefing Schedule and Setting Hearing Date</i> to Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> 34 . Filed by all parties. (Lacy, Peter) (Entered: 04/11/2008)
04/11/2008	50	Memorandum in Support of <i>Unopposed Motion for Extension of Time to File a Response/Reply and for Order Adopting Stipulated Briefing Schedule and Setting Hearing Date to Motion for Temporary Restraining Order and/or Preliminary Injunction</i> . Filed by all parties. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion, 49 .) (Lacy, Peter) (Entered: 04/11/2008)
04/16/2008	51	<i>Notice of Application for Special Admission - Pro Hac Vice</i> . Filed by all plaintiffs. (Lacy, Peter) (Entered: 04/16/2008)
04/16/2008	52	<i>Motion to Waive Special Admission Fee</i> . Filed by all plaintiffs. (Attachments: # 1 Exhibit 1) (Lacy, Peter) (Entered: 04/16/2008)
04/16/2008	53	Declaration of David H. Becker <i>in Support of Motion to Waive Special Admission Fee</i> . Filed by all plaintiffs. (Related document(s): Motion 52 .) (Attachments: # 1 Exhibit 1) (Lacy, Peter) (Entered: 04/16/2008)
04/17/2008	54	Answer to Amended Complaint <i>filed by Federal Defendants</i> . Filed by Nat'l Marine Fisheries Serv.. (Taylor, Courtney) (Entered: 04/17/2008)
04/18/2008	55	Motion for Extension of Time to File a Response/Reply to Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> 34 . Filed by all defendants. (Taylor, Courtney) (Entered: 04/18/2008)
04/18/2008	56	Memorandum in Support <i>Federal Defendants Unopposed Motion to Extend Time</i> . Filed by all defendants. (Taylor, Courtney) (Entered: 04/18/2008)
04/21/2008	57	Motion to File Excess Pages <i>In All Intervenors' Response</i> re Motion for Temporary Restraining Order 34 . Filed by Oregon Cattlemen's Association. (Howard, Elizabeth) (Entered: 04/21/2008)
04/21/2008	58	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING the Unopposed Motion for Extension of Time to File a Response/Reply and for Order Adopting Stipulated Briefing Schedule and Setting Hearing Date (# 49); GRANTING Motion for Extension of Time to File a Response/Reply to

		Motion (# 55); and GRANTING Intervenor's Motion to File Excess Pages (# 57). Defendant/Intervenor's response to the Motion for TRO/Preliminary Injunction is due by 4/24/2008. Plaintiff's reply is due by 5/7/2008. ORDER: SETTING Oral Argument for Friday, 5/16/2008 at 09:30 a.m. in Portland before Chief Judge Ancer L. Haggerty. (eo) (Entered: 04/21/2008)
04/21/2008	59	Unopposed Motion to Intervene. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC. (Turpen, Kjersten) (Entered: 04/21/2008)
04/21/2008	60	Declaration of Elizabeth E. Howard <i>in Support of Unopposed Motion to Intervene</i> . Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC. (Related document(s): Motion to intervene,, 59 .) (Turpen, Kjersten) (Entered: 04/21/2008)
04/22/2008	61	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Unopposed Motion to Intervene (# 59). Chad Hettinga and Dayville Grazing Association will be added as Intervenor's. (eo) (Entered: 04/22/2008)
04/24/2008	62	Response in Opposition to Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> 34 Oral Argument requested. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	63	Declaration of Elizabeth Howard. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Response in Opposition to Motion, 62 .) (Attachments: # 1 # 2 # 3 # 4 # 5 # 6 # 7 # 8 # 9 # 10 # 11 # 12 # 13 # 14 # 15 # 16 # 17 # 18 # 19 # 20 # 21) (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	64	Declaration of Ron Burnette. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Response in Opposition to Motion, 62 .) (Howard, Elizabeth) Corrected PDF attached on 5/15/2008 (Oss, Eric). (Entered: 04/24/2008)
04/24/2008	65	Declaration of Chet Hettinga. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Response in Opposition to Motion, 62 .) (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	66	Declaration of Loren Stout. Filed by Harley Allen, Sherrie Allen, Kenneth R.

		Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Response in Opposition to Motion, 62 .) (Attachments: # 1) (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	67	Declaration of Pat Larson. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Response in Opposition to Motion, 62 .) (Attachments: # 1 # 2 # 3) (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	68	Unopposed Motion for Extension of Discovery & PTO Deadlines. Filed by all plaintiffs. (Lacy, Peter) (Entered: 04/24/2008)
04/24/2008	69	Unopposed Motion for Extension of Time. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	70	Memorandum in Support. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Motion for Extension of Time 69 .) (Howard, Elizabeth) (Entered: 04/24/2008)
04/24/2008	71	Response in Opposition to Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> 34 Oral Argument requested. Filed by Nat'l Marine Fisheries Serv.. (Attachments: # 1 Attachment # 2 Attachment # 3 Attachment # 4 Attachment # 5 Attachment # 6 Attachment # 7 Attachment # 8 Attachment # 9 Attachment # 10 Attachment # 11 Attachment # 12 Attachment # 13 Attachment # 14 Attachment # 15 Attachment) (Taylor, Courtney) (Entered: 04/24/2008)
04/24/2008	72	Declaration of Chance Gowan. Filed by U.S. Forest Service. (Related document(s): Response in Opposition to Motion, 71 .) (Attachments: # 1 Attachment # 2 Attachment # 3 Attachment # 4 Attachment # 5 Attachment # 6 Attachment) (Taylor, Courtney) (Entered: 04/24/2008)
04/25/2008	73	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Plaintiff's Motion for Extension of Time to File Answer (# 69). The answer of the Intervenor is due by 5/6/08; and GRANTING Plaintiff's Unopposed Motion for Extension of Discovery & PTO Deadlines (# 68). Discovery is to be completed by 5/30/2008. Pretrial Order is due by 5/30/2008. (eo) (Entered: 04/25/2008)
04/29/2008	74	Order Granting Application for Special Admission Pro Hac Vice of David H. Becker for Western Watersheds Project and Center for Biological Diversity. Filing Fee Waived. Signed on April 29, 2008 by Judge Patricia Sullivan. (eo) (Entered: 04/29/2008)
04/29/2008	75	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Motion to Waive Special Admission Fee (# 52). (eo) (Entered: 04/29/2008)
05/06/2008	76	Answer to Amended Complaint <i>Second Amended Complaint</i> . Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Howard, Elizabeth) (Entered: 05/06/2008)

05/07/2008	77	Reply <i>in Support</i> to Motion for Temporary Restraining Order <i>and/or Preliminary Injunction</i> 34 Oral Argument requested. Filed by all plaintiffs. (Attachments: # 1 Exhibit 1# 2 Exhibit 2) (Becker, David) (Entered: 05/07/2008)
05/07/2008	78	Second Declaration of Jonathan Rhodes. Filed by all plaintiffs. (Attachments: # 1 Exhibit A) (Becker, David) (Entered: 05/07/2008)
05/12/2008	79	Notice of Appearance of Anne Devlan Foster appearing on behalf of Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. Filed by on behalf of Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Foster, Anne) (Entered: 05/12/2008)
05/13/2008	80	Motion to Strike Reply to Motion 77 . Oral Argument requested. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Foster, Anne) (Entered: 05/13/2008)
05/13/2008	81	Memorandum in Support. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, 4J Ranches, LLC. (Related document(s): Motion to Strike 80 .) (Foster, Anne) (Entered: 05/13/2008)
05/14/2008	82	Record of ORDER by Judge Ancer L. Haggerty denying the Intervenors' Motion to Strike or in the Alternative to Setover (80); counsel may file a Sur-Reply at or before the hearing. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 05/14/2008)
05/14/2008	83	Amended Declaration of Ron Burnette <i>Replacing</i> # 64. Filed by Harley Allen. (Related document(s): Response in Opposition to Motion, (62 in 2:07-cv-01871-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/14/2008)
05/16/2008	84	Sur-Reply. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/16/2008)
05/16/2008	85	Second Declaration of Pat Larson. Filed by Harley Allen. (Related document (s): Sur-Reply to Motion(16 in 2:08-cv-00151-SU, 84 in 2:07-cv-01871-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/16/2008)
05/16/2008	86	Notice of <i>Conventional Filing of Exhibits</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) NOTE: Notice of Conventional filing and conventionally filed exhibits attached to this entry on 5/16/08. (Entered: 05/16/2008)
05/16/2008	87	MINUTES of Proceedings. Record of hearing before Judge Ancer L. Haggerty on plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction 34 . After scrutiny of the briefing and declarations submitted by plaintiffs, defendants and intervenors, including the Amended Declaration of Ron Burnette 83 , the Sur-Reply filed by Harley Allen 84 and the Second Declaration of Pat Larson 85 , and consideration of the arguments

		presented by counsel and the testimony given by witnesses Ron Burnette and Loren Stout at the hearing conducted on May 16, 2008, this court is compelled to GRANT plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction 34 . The bond requirements of Federal Rule of Civil Procedure 65(c) are waived. Counsel for plaintiffs shall draft a proposed opinion and order in support of this ruling. This shall be filed conventionally and on a CD no later than noon Friday, May 23, 2008. David Becker, Peter Lacy, Stephanie Parent present as counsel for plaintiff(s). Courtney Taylor, Coby Howell present as counsel for defendant(s). Present for Intervenors: Elizabeth Howard, Anne Foster. Court Reporter: Dennis Grube. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 05/16/2008)
05/16/2008	88	Order for Administrative Correction of the Record regarding Notice of Conventional Filing of Exhibits (# 86 in 2:07-cv-01871-SU, # 18 in 2:08-cv-00151-SU) filed by Harley Allen. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. NOTE: When originally filed, docket # 86 in 2:07-cv-01871-SU, and # 18 in 2:08-cv-00151-SU, only contained only the Letter to the Court. The Court requested PDF versions of the conventionally filed exhibits, which were then attached to # 86 in 2:07-cv-01871-SU, # 18 in 2:08-cv-00151-SU, and to this administrative correction following a determination that the documents should be electronically filed. (Attachments: #(1) Notice of Conventional Filing; #(2) Letter to the Court re: conventional filing; #(3) Exhibit 1; #(4) Exhibit 2) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 05/16/2008)
05/16/2008	89	Clerks List of Exhibits & Witnesses for TRO hearing. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 05/16/2008)
05/23/2008	90	Notice <i>Certificate of Service of Proposed Opinion and Order</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 05/23/2008)
05/23/2008	91	Record of Order by Judge Ancer L. Haggerty. The court is in receipt of plaintiffs' Proposed Opinion and Order in support of this court granting plaintiffs' Motion for a Temporary Restraining Order. Counsel for defendants and intervenors may file responsive briefing, and/or a proposed Opinion and Order, on or before Friday, May 30, 2008. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 05/23/2008)
05/23/2008	92	Unopposed Motion for Extension of Discovery & PTO Deadlines. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 05/23/2008)
05/27/2008	93	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Plaintiff's Unopposed Motion for Extension of Discovery & PTO Deadlines (24) in case 2:08-cv-00151-SU; and GRANTING Plaintiff's Unopposed Motion for Extension of Discovery & PTO Deadlines (92) in case 2:07-cv-01871-SU. Discovery is to be completed by 6/30/2008. Joint Alternate Dispute

		Resolution Report is due by 6/30/2008. Pretrial Order is due by 6/30/2008. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 05/27/2008)
05/28/2008	94	Motion to Withdraw or Substitute an Attorney <i>Kjersten H. Turpen</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/28/2008)
05/28/2008	95	Unopposed Motion for Extension of Time. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/28/2008)
05/28/2008	96	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document (s): Motion for Extension of Time(95 in 2:07-cv-01871-SU, 27 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 05/28/2008)
05/29/2008	97	Record of ORDER: The Unopposed Motion for Extension of Time 96 filed by Harley Allen, et al., (Intervenors) is GRANTED AS FOLLOWS: the government defendants and the intervenors have until Tuesday, June 3, 2008 to file any responsive briefing and/or a proposed Opinion and Order addressing plaintiffs' previously filed proposed Opinion and Order. The injunction imposed by this court by Order issued on May 16, 2008 87 remains in place and in full effect. Ordered by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 05/29/2008)
06/03/2008	98	Alternative Proposed Form of Order Submitted <i>and objections</i> . Filed by all defendants. (Attachments: # 1) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Taylor, Courtney) (Entered: 06/03/2008)
06/03/2008	99	Objections <i>To Plaintiffs' Proposed Opinion and Order</i> . Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Chad Hettinga, Dayville Grazing Association, Oregon Cattlemen's Association. (Attachments: # 1 Exhibit Exhibit A# 2 Exhibit Exhibit B) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) Modified to remove inapplicable filers on 6/4/2008 (Oss, Eric). (Entered: 06/03/2008)
06/04/2008	100	Order for Administrative Correction of the Record regarding Objections to Findings & Recommendation (# 31 in 2:08-cv-00151-SU, # 99 in 2:07-cv-01871-SU) filed by all Intervenors. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. NOTE: The Plaintiffs were inadvertently included as filing parties when this event was docketed. The Court has removed the Plaintiffs as filing parties and modified text accordingly. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 06/04/2008)

06/04/2008	101	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Motion to Withdraw or Substitute an Attorney (26) in case 2:08-cv-00151-SU; GRANTING Motion to Withdraw or Substitute an Attorney (94) in case 2:07-cv-01871-SU. Kjersten Turpen is withdrawn as counsel for intervenors. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 06/04/2008)
06/11/2008	102	Notice <i>Regarding New Issue Raised in Objections to Proposed Opinion and Order</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 06/11/2008)
06/17/2008	103	Notice <i>of Withdrawal of Request to Modify Order</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 06/17/2008)
06/18/2008	104	Notice <i>of Admission of David H. Becker to General Practice in the District Court</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 06/18/2008)
06/18/2008	105	Unopposed Motion for Extension of Discovery & PTO Deadlines. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 06/18/2008)
06/19/2008	106	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Plaintiff's Unopposed Motion for Extension of Discovery & PTO Deadlines (# 105 in 2:07-cv-01871-SU, # 37 in 2:08-cv-00151-SU) as follows: Discovery is to be completed by 7/31/2008. Joint Alternate Dispute Resolution Report is due by 7/31/2008. Pretrial Order is due by 7/31/2008. ORDER: SETTING a Scheduling Conference for Monday, 6/30/2008 at 02:00 p.m. by telephone before Judge Patricia Sullivan. The Court will initiate calls to counsel. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 06/19/2008)
06/27/2008	107	Notice <i>of Withdrawal of Request to Modify Order</i> . Filed by all defendants. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Taylor, Courtney) (Entered: 06/27/2008)
06/30/2008	108	Motion To Modify Scheduling Order. Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Chad Hettinga, Dayville Grazing Association, Oregon Cattlemen's Association. (Attachments: #(1) Memorandum in Support of Plaintiff Allen's Motion to Modify Scheduling Order; #(2) Declaration of Elizabeth H. Howard in Support of Plaintiff's Motion to Modify Scheduling Order) (eo) NOTE: This motion and supporting documentation were filed in member case CV 08-

		151-SU rather than the lead case, CV 07-1871-SU. They are being docketed here so that they will appear in both the lead case and the member case. (Entered: 06/30/2008)
06/30/2008	109	MINUTES OF PROCEEDINGS: Telephonic Scheduling Conference held 6/30/08: ORDER: As discussed during the conference, the administrative record for the initial 22 allotments is due by 7/28/08, and the administrative record common to all allotments is due by 8/8/08. Plaintiff and Intervenor's motion(s) to allow expert reports outside of the administrative record or to otherwise supplement the record is by 7/30/2008. Defendant's response is due by 8/15/2008. Replies are due by 8/22/2008. A motion hearing/scheduling conference is set for Thursday, 8/28/2008 at 02:00 p.m. by telephone. David Becker present as counsel for plaintiff(s). Elizabeth Howard and Anne Foster present as counsel for intervenor(s). Courtney Taylor and Stephen Odell present as counsel for defendant(s). Court Reporter: None. Patricia Sullivan presiding. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 06/30/2008)
07/28/2008	110	Administrative Record for 22 Allotments. Filed by all defendants. (Attachments: # 1 Exhibit Certification of the Administrative Record) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Taylor, Courtney) (Entered: 07/28/2008)
07/28/2008	111	22 Grazing Allotments Administrative Record Indices and Documents on 2 CD ROMs. Filed by all defendants. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 07/29/2008)
07/30/2008	112	Motion to Supplement <i>the Administrative Record</i> . Filed by Sherrie Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 07/30/2008)
07/30/2008	113	Memorandum in Support of <i>Motion to Supplement AR</i> . Filed by Harley Allen. (Related document(s): Motion to Supplement(112 in 2:07-cv-01871-SU, 46 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 07/30/2008)
07/30/2008	114	Declaration of Elizabeth E. Howard. Filed by Harley Allen. (Related document(s): Motion to Supplement(112 in 2:07-cv-01871-SU, 46 in 2:08-cv-00151-SU).) (Attachments: # 1) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 07/30/2008)
07/30/2008	115	Motion <i>Regarding Scope of Review</i> . Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 07/30/2008)
07/30/2008	116	Memorandum in Support of <i>Motion Regarding Scope of Review</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion(115 in 2:07-cv-01871-SU, 49 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 10# 11 Exhibit 11# 12 Exhibit 12# 13 Exhibit 13# 14 Exhibit 14# 15 Exhibit 15) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU

		(Becker, David) (Entered: 07/30/2008)
08/08/2008	117	Notice of Filing of Administrative Record. Filed by all defendants. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Taylor, Courtney) Modified to correct text on 8/11/2008 (Oss, Eric). (Entered: 08/08/2008)
08/08/2008	118	Notice of Appearance of Kate L. Moore appearing on behalf of Harley Allen. Filed by on behalf of Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Moore, Kate) (Entered: 08/08/2008)
08/08/2008	120	Forest Service's Policy Administrative Record Index and Documents for the Malheur National Forest. NOTE: Submitted conventionally on 2 DVDs. Filed by all defendants. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 08/12/2008)
08/08/2008	121	Certification of Forest Service's Policy Administrative Record for the Malheur National Forest & Declaration of Stacey R. Grimes. (120 in 2:07-cv-01871-SU, 54 in 2:08-cv-00151-SU). Filed by all defendants. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 08/12/2008)
08/11/2008	119	Order for Administrative Correction of the Record regarding Notice of Filing of Administrative record (#51 in 2:08-cv-00151-SU, #117 in 2:07-cv-01871-SU) filed by Malheur National Forest, United States Forest Serv., U.S. Fish and Wildlife Service, Nat'l Marine Fisheries Serv., National Marine Fisheries Service, U.S. Forest Service. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. NOTE: The Court has modified text to indicate that this pleading is a notice of filing of the administrative record, which will be conventionally filed as a separate document. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 08/11/2008)
08/14/2008	122	Notice of Attorney Substitution: Attorney Lisa Lynne Russell is substituted as counsel of record in place of Attorney Courtney O'Hara Taylor. Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Russell, Lisa) (Entered: 08/14/2008)
08/15/2008	123	Memorandum in Opposition to Motion to Supplement <i>the Administrative Record</i> (112 in 2:07-cv-01871-SU), Motion <i>Regarding Scope of Review</i> (115 in 2:07-cv-01871-SU) Oral Argument requested. Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Russell, Lisa) (Entered: 08/15/2008)
08/15/2008	124	Memorandum in Opposition to Motion <i>Regarding Scope of Review</i> (115 in 2:07-cv-01871-SU). Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 08/15/2008)
08/22/2008	125	Reply <i>in Support</i> to Motion <i>Regarding Scope of Review</i> (115 in 2:07-cv-

		01871-SU) Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Exhibit 1# 2 Exhibit 2)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 08/22/2008)
08/22/2008	126	Reply <i>in Support of</i> to Motion to Supplement <i>the Administrative Record</i> (112 in 2:07-cv-01871-SU). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 08/22/2008)
08/28/2008	127	Supplement <i>Notice of Supplemental Authority</i> . Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. (Related document(s): Memorandum in Opposition(124 in 2:07-cv-01871-SU, 58 in 2:08-cv-00151-SU).) (Attachments: # 1 Supplement Supplemental Authority)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Russell, Lisa) (Entered: 08/28/2008)
08/28/2008	128	CIVIL MINUTES: Record of Proceedings before Judge Patricia Sullivan: Telephonic Oral Argument held 8/28/08.Order: Reserving Ruling on Intervenor's Motion to Modify Scheduling Order 108 . Order: Plaintiffs Allen, et al.'s Motion to Supplement Administrative Record 112 and Plaintiffs Oregon Natural Desert, Western Watersheds and Center for Biological Diversity's Motion Regarding Scope of Review 115 are taken under advisement as of 8/28/2008. David Becker present as counsel for plaintiff(s). Lisa Russell; Stephen Odell; Anne Foster; Elizabeth Howard present as counsel for defendant(s). Court Reporter: Amanda LeGore. (Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU) (gm) (Entered: 08/29/2008)
09/05/2008	129	OPINION & ORDER: Plaintiffs have demonstrated that they are likely to succeed on the merits of at least one of their claims, and have made the additional showing of irreparable injury to steelhead. Accordingly, plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (# 34) is GRANTED AS FOLLOWS: the Forest Service, Dayville Grazing Association, Chet Hettinga, Loren Stout, Piper Stout, and Ron Burnette are prohibited from authorizing, allowing or carrying out livestock grazing, on the Murderers Creek Allotment and Lower Middle Fork Allotment on the MNF, pending the court's decision on the merits of plaintiffs' claims. The bond in this public interest litigation is waived. <i>See People ex rel. Van De Kamp v. Tahoe Regional Planning Agency</i> , 766 F.2d 1319, 1325-26 (9th Cir. 1985) (court has discretion to dispense with the security requirement where requiring security would effectively deny access to judicial review for a non-profit environmental group). Signed on September 5, 2008 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 09/05/2008)
09/12/2008	130	ORDER: ONDAs Motion Regarding Scope of Review (doc. # 115) is GRANTED . The Intervenor's Motion to Supplement the Administrative Record (doc. # 112) is DENIED , with leave to renew when dispositive motions are filed. Signed on September 12, 2008 by Judge Patricia Sullivan. <i>See attached Order for further details</i> . Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 09/12/2008)

09/26/2008	131	Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU). Filed by National Marine Fisheries Service, Malheur National Forest, Malheur National Forest, Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Odell, Stephen) (Entered: 09/26/2008)
10/01/2008	132	Amended Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU). Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Odell, Stephen) (Entered: 10/01/2008)
10/10/2008	133	Memorandum in Opposition <i>Response</i> to Amended Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU)Amended Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU)(132 in 2:07-cv-01871-SU). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 10/10/2008)
10/20/2008	134	RECORD OF ORDER by Judge Patricia Sullivan: RESETTING the status conference previously scheduled to occur no later than October 14, 2008 (see order # 64 in 2:08-cv-00151-SU, or order # 64 in 2:08-cv-00151-SU). The scheduling conference will be held 10 days after the ruling of Judge Haggerty on Defendant's objections to magistrate Judges order (# 132). Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 10/20/2008)
10/24/2008	135	Response in Opposition to Amended Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU)Amended Objections to Magistrate Judges Order Order on Motion to Supplement,, Order on Motion - Miscellaneous, (130 in 2:07-cv-01871-SU)(132 in 2:07-cv-01871-SU). Filed by Sherrie Allen.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 10/24/2008)
11/19/2008	137	Motion to Appear as Amicus Curiae. Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 11/19/2008)
11/19/2008	138	Affidavit of Bill Moore in Support of Motion. Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. (Related document(s): Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU).)Associated Cases:

		2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 11/19/2008)
11/19/2008	139	Affidavit of Jack Field in Support of Motion. Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. (Related document(s): Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 11/19/2008)
11/21/2008	140	Amended Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU). Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 11/21/2008)
12/03/2008	141	Joint Motion for Extension of Time to File a Response/Reply to Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU) Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU) Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU)(140 in 2:07-cv-01871-SU, 75 in 2:08-cv-00151-SU). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n, Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 12/03/2008)
12/04/2008	142	RECORD OF ORDER by Judge Patricia Sullivan: GRANTING Motion for Extension of Time to File Response/Reply (141) in case 2:07-cv-01871-SU; and GRANTING Motion for Extension of Time to File Response/Reply (76) in case 2:08-cv-00151-SU. ONDA's response to the Motion to Appear as Amicus (#141 in 07-1781 & #76 in 08-151) is due by 12/8/2008. The reply of the proposed Amici is due by 1/6/2009. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU. (eo) (Entered: 12/04/2008)
12/08/2008	143	Response in Opposition to Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU) Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU) Motion to Amend/Correct Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU)(140 in 2:07-cv-01871-SU). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Exhibit

		1# 2 Exhibit 2# 3 Exhibit 3)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 12/08/2008)
01/06/2009	144	Reply <i>in Support</i> to Motion to Appear as Amicus Curiae(72 in 2:08-cv-00151-SU). Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 01/06/2009)
01/09/2009	145	RECORD OF ORDER by Judge Patricia Sullivan: FINDING AS MOOT the Motion to Modify Scheduling Order (40) in case 2:08-cv-00151-SU; and FINDING AS MOOT the Motion to Modify Scheduling Order (108) in case 2:07-cv-01871-SU, with leave to refile a proposed scheduling order following Judge Haggerty's ruling on the pending objections. The proposed deadlines have passed. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 01/09/2009)
01/09/2009	146	RECORD OF ORDER by Judge Patricia Sullivan: SETTING the Amended Motion to Appear as Amicus Curiae (140 in 2:07-cv-01871-SU, 75 in 2:08-cv-00151-SU) under advisement as of 1/12/2009. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 01/09/2009)
01/09/2009	147	ORDER: As no clear error appears on the face of the record, the court declines to modify or set aside the Order issued on September 12, 2008, pertaining to plaintiffs' Motion Regarding Scope of Review (# 115). Defendants' amended objections, (# 132) in 2:08-cv-01871-SU & (#67) in 2:08-cv-00151-SU, are overruled . Signed on January 9, 2009 by Chief Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 01/09/2009)
01/26/2009	148	RECORD OF ORDER by Judge Patricia Sullivan: SETTING a Telephonic Status Conference for Wednesday, 1/28/2009 at 02:00 p.m. . The Court will initiate the call to counsel David Becker, Peter Lacey, Stephanie Parent, Stephen Odell, Courtney Taylor, Elizabeth Howard and Anne Foster. If additional counsel wish to be included in the conference, they should email Courtroom Deputy Eric Oss with a telephone number where they can be reached. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 01/26/2009)
01/26/2009	149	Notice of Appearance of Erik Edward Petersen appearing on behalf of all defendants.Filed by on behalf of all defendants.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Petersen, Erik) (Entered: 01/26/2009)
01/28/2009	150	Motion <i>For a Scheduling Order</i> . Filed by Harley Allen.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 01/28/2009)
01/28/2009	151	Memorandum in Support. Filed by Harley Allen. (Related document(s): Motion(150 in 2:07-cv-01871-SU, 85 in 2:08-cv-00151-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 01/28/2009)

		01/28/2009)
01/28/2009	152	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document (s): Motion(150 in 2:07-cv-01871-SU, 85 in 2:08-cv-00151-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 01/28/2009)
01/28/2009	153	MINUTES OF PROCEEDINGS: Telephonic Status Conference held 1/28/09: ORDER: A proposed discovery schedule is due by 2/27/09. If parties wish to submit additional briefing regarding the motions to appear as Amicus Curiae, they are due by 2/27/09. The pending Motions to Appear as Amicus Curiae will be taken off the Court's under advisement calendar, and oral argument will be set following submission of any additional briefing. David Becker & Peter Lacy present as counsel for plaintiff(s). Stephen Odell, Lisa Russell, & Erik Petersen present as counsel for defendant(s). Elizabeth Howard & Anne Foster present as counsel for Intervenor(s). Caroline Lobdell present as counsel for Proposed Amici. Court Reporter: FTR/Eric Oss. Patricia Sullivan presiding. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 01/28/2009)
02/12/2009	154	Motion to Vacate <i>Preliminary Injunction</i> . Oral Argument Expedited Ruling requested. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/12/2009	155	Memorandum in Support of <i>Motion to Vacate Preliminary Injunction</i> . Filed by Harley Allen. (Related document(s): Motion to Vacate(89 in 2:08-cv-00151-SU, 154 in 2:07-cv-01871-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/12/2009	156	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document (s): Motion to Vacate(89 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit 1 through 4, # 2 Exhibit 5, # 3 Exhibit 6)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/12/2009	157	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Motion to Vacate(89 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit Page 1-24, # 2 Exhibit 1 page 25-50)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/12/2009	158	Declaration of Pat Larson. Filed by Harley Allen. (Related document(s): Motion to Vacate(89 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit page 1-30, # 2 Exhibit page 31-42, # 3 Exhibit page 43-54, # 4 Exhibit Exhibit B) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/12/2009	159	Declaration of Ron Burnette. Filed by Harley Allen. (Related document(s): Motion to Vacate(89 in 2:08-cv-00151-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/12/2009)
02/13/2009	160	Motion to Withdraw Motion to Vacate(89 in 2:08-cv-00151-SU, 154 in 2:07-cv-01871-SU). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/13/2009)

02/20/2009	161	ORDER by Judge Ancer L. Haggerty Granting Motion to Withdraw Intervenor's Motion, Memorandum, And Declarations In Support of Motion to Vacate Preliminary Injunction Filed February 12, 2009 160 in case 2:07-cv-01871-SU and 95 in case 2:08-cv-00151-SU. Documents 154-159 in CV 07-1871-SU and documents 89-94 in CV 08-151-SU are WITHDRAWN. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 02/20/2009)
02/20/2009	162	Motion to Vacate <i>Preliminary Injunction</i> . Oral Argument Expedited Ruling requested. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/20/2009	163	Memorandum in Support of <i>Motion to Vacate Preliminary Injunction</i> . Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/20/2009	164	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit 1 -6) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/20/2009	165	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit 1-24, # 2 Exhibit 25-50) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/20/2009	166	Declaration of Pat Larson. Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) (Attachments: # 1 Exhibit A 1-30, # 2 Exhibit A 31-42, # 3 Exhibit A 43-54, # 4 Exhibit B) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/20/2009	167	Declaration of Ron Burnette. Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/20/2009)
02/24/2009	168	Declaration of Loren Stout to <i>correct docket #165</i> . Filed by Harley Allen. (Related document(s): Motion to Vacate(162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/24/2009)
02/25/2009	169	RECORD OF ORDER by Judge Patricia Sullivan: RESETTING the deadline for filing the proposed discovery schedule to 3/6/09 pursuant to a email request from counsel indicating that the additional time is necessary to finalize the proposed schedule. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 02/25/2009)
02/27/2009	170	Memorandum in Support. Filed by Harley Allen. (Related document(s): Motion to appear as amicus curiae, (140 in 2:07-cv-01871-SU, 75 in 2:08-cv-00151-SU).) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/27/2009)

02/27/2009	171	Declaration of Kate Moore. Filed by Harley Allen. (Related document(s): Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU).) (Attachments: # 1 Exhibit Exhibit A)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Howard, Elizabeth) (Entered: 02/27/2009)
02/27/2009	172	Supplement, Memorandum in Support of <i>Motion for Leave to Appear as Amici Curiae</i> . Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. (Related document(s): Motion to appear as amicus curiae, (140 in 2:07-cv-01871-SU, 75 in 2:08-cv-00151-SU, 140 in 2:07-cv-01871-SU, 75 in 2:08-cv-00151-SU), Motion to appear as amicus curiae, (72 in 2:08-cv-00151-SU, 137 in 2:07-cv-01871-SU).)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 02/27/2009)
02/27/2009	173	Declaration of Caroline Lobdell in <i>Support of Motion for Leave to Appear as Amici Curiae</i> . Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. (Attachments: # 1 Exhibit Exhibit 1 to Declaration of Caroline Lobdell in Support of Motion for Leave to Appear as Amici Curiae)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 02/27/2009)
02/27/2009	174	Declaration of Rick Keller in <i>Support of Motion for Leave to Appear as Amici Curiae</i> . Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 02/27/2009)
02/27/2009	175	Declaration of Dave Dillon in <i>Support of Motion for Leave to Appear as Amici Curiae</i> . Filed by Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Lobdell, Caroline) (Entered: 02/27/2009)
03/06/2009	176	Unopposed Motion for Extension of Time to File a Response/Reply to Motion to Vacate <i>Preliminary Injunction</i> (162 in 2:07-cv-01871-SU, 97 in 2:08-cv-00151-SU). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/06/2009)
03/06/2009	177	RECORD OF ORDER by Judge Patricia Sullivan: RESETTING the

		deadline for filing the proposed discovery schedule to 3/13/09 pursuant to a email request from counsel indicating that the additional time is necessary to finalize the proposed schedule. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 03/06/2009)
03/09/2009	178	ORDER by Judge Ancer L. Haggerty Granting plaintiffs' unopposed Motion for Extension of Time until March 17, 2009, for filing ONDAs response to the Motion to Vacate Preliminary Injunction (Dkt # 162). Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 03/09/2009)
03/12/2009	179	RECORD OF ORDER by Judge Patricia Sullivan: SETTING the Amended Motion to Appear as Amicus Curiae (140 in 2:07-cv-01871-SU) under advisement as of 3/12/2009. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 03/12/2009)
03/16/2009	180	RECORD OF ORDER by Judge Patricia Sullivan: RESETTING the deadline for filing the proposed discovery schedule to 3/20/09 pursuant to a email request from counsel indicating that the additional time is necessary to finalize the proposed schedule. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 03/16/2009)
03/17/2009	181	Response to Motion to Vacate <i>Preliminary Injunction</i> (162 in 2:07-cv-01871-SU) Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/17/2009	182	Second Declaration of Christopher Christie. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Response to Motion, (116 in 2:08-cv-00151-SU, 181 in 2:07-cv-01871-SU).) (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3 - Part 1, # 4 Attachment 3 - Part 2, # 5 Attachment 4, # 6 Attachment 5, # 7 Attachment 6, # 8 Attachment 7, # 9 Attachment 8, # 10 Attachment 9, # 11 Attachment 10, # 12 Attachment 11, # 13 Attachment 12, # 14 Attachment 13, # 15 Attachment 14, # 16 Attachment 15, # 17 Attachment 16)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/17/2009	183	Declaration of Linda Driskill. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Response to Motion, (116 in 2:08-cv-00151-SU, 181 in 2:07-cv-01871-SU).) (Attachments: # 1 Attachment Part 1, # 2 Attachment Part 2, # 3 Attachment Part 3)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/17/2009	184	Third Declaration of Jonathan J. Rhodes. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Response to Motion, (116 in 2:08-cv-00151-SU, 181 in 2:07-cv-01871-SU).) (Attachments: # 1 Attachment 1)Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/17/2009	185	Declaration of Robert L. Beschta. Filed by Western Watersheds Project,

		Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Response to Motion, (116 in 2:08-cv-00151-SU, 181 in 2:07-cv-01871-SU.)) (Attachments: # 1 Attachment A, # 2 Attachment B) Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/17/2009	186	Declaration of Dale A. McCullough. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Response to Motion, (116 in 2:08-cv-00151-SU, 181 in 2:07-cv-01871-SU.))Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/17/2009)
03/20/2009	187	RECORD OF ORDER by Judge Patricia Sullivan: RESETTING the deadline for filing the proposed discovery schedule to 3/25/09 pursuant to an email request from counsel indicating that the additional time is necessary to finalize the proposed schedule. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (eo) (Entered: 03/20/2009)
03/25/2009	188	Joint Motion <i>To Set Briefing Schedule on Motions Related to Preliminary Injunction and Discovery Plan</i> . Filed by all parties.Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (Becker, David) (Entered: 03/25/2009)
03/30/2009	189	ORDER by Judge Ancer L. Haggerty Granting in part the parties' Joint Stipulated Motion to Set Briefing Schedule on Motions Related to Preliminary Injunction and Discovery Plan 188 as follows. Defendant-intervenors' Reply in Support of Motion to Vacate is due 4/14/09, plaintiffs must notify other parties of which allotments will be subject to their Motion for Further Injunctive Relief by 4/3/09, plaintiffs' Motion is due 4/10/09, defendants' and defendant-intervenors' Responses are due 5/8/09, and plaintiffs' Reply is due 5/22/09. The court will schedule a hearing on the Motion to Vacate and Motion for Further Injunctive Relief 162 at a later time. The court is deferring ruling on the discovery plan until a later date. Associated Cases: 2:07-cv-01871-SU, 2:08-cv-00151-SU (jlr) (Entered: 03/30/2009)
04/07/2009	190	Notice of Case Reassignment: This case has been reassigned from Judge Patricia Sullivan to Judge Ancer L. Haggerty. (eo) (Entered: 04/07/2009)
04/10/2009	191	Motion for Temporary Restraining Order, Motion for Preliminary Injunction. Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	192	Memorandum in Support of <i>Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA, 126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA.)) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15,

		# 16 Exhibit 16, # 17 Exhibit 17, # 18 Exhibit 18, # 19 Exhibit 19, # 20 Exhibit 20, # 21 Exhibit 21, # 22 Exhibit 22, # 23 Exhibit 23, # 24 Exhibit 24, # 25 Exhibit 25, # 26 Exhibit 26, # 27 Exhibit 27)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	193	Third Declaration of Christopher Christie. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA, 126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA).) (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4, # 5 Attachment 5, # 6 Attachment 6, # 7 Attachment 7, # 8 Attachment 8, # 9 Attachment 9, # 10 Attachment 10, # 11 Attachment 11, # 12 Attachment 12, # 13 Attachment 13, # 14 Attachment 14, # 15 Attachment 15, # 16 Attachment 16, # 17 Attachment 17)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	194	Second Declaration of Linda Driskill. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).) (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	195	Fourth Declaration of Jonathan J. Rhodes. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	196	Second Declaration of Robert L. Beschta. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/10/2009	197	Second Declaration of Dale A. McCullough. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/10/2009)
04/13/2009	198	Scheduling Order by Judge Ancer L. Haggerty regarding Motion for Temporary Restraining Order Motion for Preliminary Injunction(191 in 2:07-cv-01871-HA). Oral Argument is set for 6/12/2009 at 1:30PM before Judge

		Ancer L. Haggerty in Courtroom 13A. The court approves the discovery plan as set forth in the parties' Joint Stipulated Motion to Set Discovery Plan 188 . Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 04/13/2009)
04/13/2009	199	Order by Judge Ancer L. Haggerty. The Motion to Vacate Preliminary Injunction 162 will be heard on June 12, 2009 along with Motion for Temporary Restraining Order, Motion for Preliminary Injunction(191 in 2:07-cv-01871-HA).Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 04/13/2009)
04/14/2009	200	Reply to Motion to Vacate <i>Preliminary Injunction</i> (162 in 2:07-cv-01871-HA, 97 in 2:08-cv-00151-HA). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	201	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B 1-6, # 3 Exhibit B 7-13, # 4 Exhibit B 14-18, # 5 Exhibit B 19-26, # 6 Exhibit B 27-35, # 7 Exhibit B 36-43, # 8 Exhibit B 44-48, # 9 Exhibit B 49-51, # 10 Exhibit B 52-58, # 11 Exhibit B 59-62, # 12 Exhibit B 63-67, # 13 Exhibit B 68-74, # 14 Exhibit B 75-79, # 15 Exhibit B 80-82)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	202	Declaration of Ron Burnette. Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	203	Declaration of John Buckhouse. Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	204	Declaration of Pat Larson. Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	205	Declaration of Mark Webb. Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/14/2009)
04/14/2009	207	ORDER proposed amici's Amended Motion to Appear as Amici Curiae 140 is GRANTED, 75 in case 2:08-cv-00151-HA. Signed on 4/14/09 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 04/15/2009)
04/15/2009	206	Notice re Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).Filed by Harley Allen. (Related document(s): Reply to Motion(200 in 2:07-cv-01871-HA, 135 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/15/2009)

04/16/2009	208	Motion to Strike. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 04/16/2009)
04/16/2009	209	Memorandum in Support of <i>Motion to Strike</i> . Filed by Harley Allen. (Related document(s): Motion to Strike(208 in 2:07-cv-01871-HA, 143 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 04/16/2009)
04/16/2009	210	Declaration of Anne D. Foster. Filed by Harley Allen. (Related document(s): Motion to Strike(143 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2 pp 1-3, # 3 Exhibit 2 1-5, # 4 Exhibit 2 1-13, # 5 Exhibit 2, # 6 Exhibit 2, # 7 Exhibit 2, # 8 Exhibit 2, # 9 Exhibit 2, # 10 Exhibit 2, # 11 Exhibit 2, # 12 Exhibit 2, # 13 Exhibit 2, # 14 Errata 2, # 15 Exhibit 2, # 16 Exhibit 2, # 17 Exhibit 2, # 18 Exhibit 2, # 19 Exhibit 2, # 20 Exhibit 2, # 21 Exhibit 2, # 22 Exhibit 2, # 23 Exhibit 2, # 24 Exhibit 2, # 25 Exhibit 2, # 26 Exhibit 2, # 27 Exhibit 2, # 28 Exhibit 2, # 29 Exhibit 2, # 30 Exhibit 2, # 31 Exhibit 2, # 32 Exhibit 3, # 33 Exhibit 3 1-5, # 34 Exhibit 3 5-10, # 35 Exhibit 3, # 36 Exhibit 3, # 37 Exhibit 3, # 38 Exhibit 4, # 39 Exhibit 5) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 04/16/2009)
04/20/2009	211	Unopposed Motion for Leave to File Sur-Replies and Set Briefing Schedule on Motions Regarding Preliminary Injunctive Relief. Filed by Western Watersheds Project, U.S. Forest Service, Malheur National Forest, Harley Allen, Sherrie Allen, Kenneth R. Brooks, United States Forest Serv., Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, Nat'l Marine Fisheries Serv., J&M Coombs Ranch, LLC, Monty Crum, Elliott Livestock Company, Inc., U.S. Fish and Wildlife Service, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Chad Hettinga, Center for Biological Diversity, Oregon Natural Desert Ass'n, Montana Farm Bureau Federation. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 04/20/2009)
04/23/2009	212	ORDER by Judge Ancer L. Haggerty granting the Joint Stipulated Motion for Leave to File Sur-Replies and Set Briefing Schedule on Motions Regarding Preliminary Injunctive Relief 211 . Defendants' and intervenors' Responses to plaintiffs' Motion for Preliminary Injunction are due 5/8/09. Plaintiffs' Response to Motion to Strike is due 5/8/09. Defendants' Sur-Reply to Intervenors' Reply in Support of Motion to Vacate is due 5/15/09. Plaintiffs' Reply in Support of Motion for Preliminary Injunction is due 5/29/09. Plaintiffs' Sur-Reply to Intervenors' Reply in Support of Motion to Vacate and to Defendants' Sur-Reply is due 5/29/09. Order resetting oral argument on the Motion to Vacate 162 and Motion for Further Injunctive Relief 191 from 6/12/09 to 6/9/09 at 9:00 AM before Judge Ancer L. Haggerty in Courtroom 13A. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 04/23/2009)
04/24/2009	213	Motion for Protective Order. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 04/24/2009)

05/07/2009	214	Motion for Extension of Time. Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/07/2009)
05/07/2009	215	Amended Motion for Extension of Time (<i>to reflect proper suffix in case nos.</i>). Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/07/2009)
05/07/2009	216	Cross Motion <i>to Modify Briefing and Hearing Schedule on Motions Regarding Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/07/2009)
05/07/2009	217	Memorandum in Support of <i>Cross-Motion to Modify Briefing and Hearing Schedule on Motions Regarding Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion - Miscellaneous, (216 in 2:07-cv-01871-HA, 151 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/07/2009)
05/07/2009	218	Declaration of David H. Becker <i>in Support of Cross-Motion to Modify Briefing and Hearing Schedule on Motions Regarding Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion - Miscellaneous, (216 in 2:07-cv-01871-HA, 151 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/07/2009)
05/07/2009	219	Declaration of Stephanie M. Parent <i>in Support of Cross-Motion to Modify Briefing and Hearing Schedule on Motions Regarding Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion - Miscellaneous, (216 in 2:07-cv-01871-HA, 151 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/07/2009)
05/07/2009	220	Response in Opposition to Cross Motion <i>to Modify Briefing and Hearing Schedule on Motions Regarding Injunctive Relief</i> (216 in 2:07-cv-01871-HA, 151 in 2:08-cv-00151-HA). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/07/2009)
05/08/2009	221	Stipulated Protective Order . Signed on 05/08/09 by Judge Ancer L. Haggerty.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Entered: 05/08/2009)
05/08/2009	222	ORDER by Judge Ancer Haggerty granting in part defendants Amended Motion to Modify Briefing and Hearing Schedule 215 and granting in part plaintiffs' Cross Motion to Modify Briefing and Hearing Schedule 216 . After considering the motions and briefings of all parties, this court is modifying the briefing and hearing schedule as follows: Defendants' and intervenors' Responses to plaintiffs' Motion for Preliminary Injunction are due 5/11/09. Plaintiffs' Response to intervenors' Motion to Strike is due 5/11/09. Defendants' Sur-Reply to intervenors' Reply in Support of Motion to Vacate is due 5/18/09. Plaintiffs' Reply in Support of Motion for Preliminary Injunction is due 6/01/09. Plaintiffs Sur-Reply to intervenors' Reply in

		Support of Motion to Vacate and to defendants' Sur-Reply is due 6/01/09. Order resetting oral argument on the Motion to Vacate 162 and Motion for Further Injunctive Relief 191 from 6/9/09 to 6/12/09 at 9:00 AM before Judge Ancer L. Haggerty in Courtroom 13A. Defendants Motion for Extension of Time 214 is moot. Associated Cases: 2:07-cv-1871-HA, 2:08-cv-00151-HA (jlr) (Entered: 05/08/2009)
05/11/2009	223	Motion to Strike <i>Declarations in Support of Plaintiff's Second Motion for TRO/PI</i> . Oral Argument requested. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 05/11/2009)
05/11/2009	224	Motion to Strike <i>Memorandum in Support of Motion to Strike Declarations</i> . Oral Argument requested. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 05/11/2009)
05/11/2009	225	Declaration of Anne D. Foster <i>in Support of Motion to Strike Declarations in Support of Plaintiffs' Second Motion for TRO/PI</i> . Filed by Harley Allen. (Related document(s): Motion to Strike(158 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2 pages 1 - 25, # 3 Exhibit 2 pages 26-50, # 4 Exhibit 2, Pages 76 - 100, # 5 Exhibit 2 pages 51 - 75, # 6 Exhibit 2 pages 101-125, # 7 Exhibit 2 pages 126-150, # 8 Exhibit 2 pages 151-175, # 9 Exhibit 2 pages 176-208, # 10 Exhibit 3 pages 1-15, # 11 Exhibit 3 pages 16-29, # 12 Exhibit 4) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 05/11/2009)
05/11/2009	226	Response to Motion for Temporary Restraining Order Motion for Preliminary Injunction(191 in 2:07-cv-01871-HA) OA requested. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	227	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document (s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B 1 of 2, # 3 Exhibit B 2 of 2, # 4 Exhibit C) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	228	Declaration of Mark Webb. Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	229	Declaration of Pat Larson. Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A 1 of 2, # 2 Exhibit A 2 of 2, # 3 Exhibit B 1 of 2, # 4 Exhibit 2 of 2, # 5 Exhibit C 1 of 2, # 6 Exhibit C 2 of 2) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	230	Declaration of William Krueger. Filed by Harley Allen. (Related document (s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)

05/11/2009	231	Declaration of John Buckhouse. Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	232	Declaration of Victor Kaczynski. Filed by Harley Allen. (Related document (s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	233	Declaration of Neil Rimbey. Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/11/2009)
05/11/2009	234	Response to Motion to Strike(208 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/11/2009)
05/11/2009	235	Declaration of Brett B. Roper, Ph.D. <i>in response to Plaintiffs' Motion for Preliminary Injunction</i> . Filed by all defendants. (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4, # 5 Attachment 5, # 6 Attachment 6, # 7 Attachment 7)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)
05/11/2009	236	Declaration of Tamzen K. Stringham, Ph.D. <i>in response to Plaintiffs' Motion for Preliminary Injunction</i> . Filed by all defendants. (Attachments: # 1 Attachment A, # 2 Attachment B, # 3 Attachment C, # 4 Attachment D, # 5 Attachment E)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)
05/11/2009	237	Declaration of Darel Wayne Elmore <i>in response to Plaintiffs' Motion for Preliminary Injunction</i> . Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)
05/11/2009	238	Declaration of Timothy A. Burton <i>in response to Plaintiffs' Motion for Preliminary Injunction</i> . Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)
05/11/2009	239	Declaration of Jeffrey Shinn <i>in response to Plaintiffs' Motion for Preliminary Injunction</i> . Filed by all defendants. (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4, # 5 Attachment 5, # 6 Attachment 6, # 7 Attachment 7, # 8 Attachment 8, # 9 Attachment 9, # 10 Attachment 10, # 11 Attachment 11, # 12 Attachment 12, # 13 Attachment 13, # 14 Attachment 14, # 15 Attachment 15, # 16 Attachment 16, # 17 Attachment 17)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)
05/11/2009	240	Motion for Extension of Time, Motion to File Excess Pages. Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/11/2009)

05/11/2009	243	Fourth Declaration of Loren Stout (not original signature) in Support of Intervenor's Response to Motion for Temporary Restraining Order and/or Preliminary Injunction. (DOCUMENT FILED UNDER SEAL) Filed by Loren Stout. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/12/2009)
05/11/2009	244	Declaration of Herb Peterson (NO SIGNATURE) in Support of Intervenor's Response to Motion for Temporary Restraining Order and/or Preliminary Injunction. (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/12/2009)
05/11/2009	245	Declaration of Leland "Bud" McGirr, Jr. (not original signature) in Support of Intervenor's Response to Motion for Temporary Restraining Order and/or Preliminary Injunction. (DOCUMENT FILED UNDER SEAL) Filed by Leland F. McGirr, Jr. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/12/2009)
05/11/2009	246	Declaration of Peter G. McElligott (not original signature) in Support of Intervenor's Response to Motion for Temporary Restraining Order and/or Preliminary Injunction. (DOCUMENT FILED UNDER SEAL) Filed by Peter G. McElligott. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/12/2009)
05/11/2009	249	Declaration of Matt McElligott (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	250	Declaration of Lawrence J. McElligott (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	251	Declaration of Jerome P. McElligott (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-

		00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	252	Declaration of Eunice McElligott (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	253	Declaration of Jack Johns (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	254	Second Declaration of Chet Hettinga (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	255	Declaration of Keith Elliott (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Elliott Livestock Company, Inc.. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	256	Declaration of Monty Crum (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Monty Crum. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	257	Fourth Declaration of Ron Burnette (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Ron Burnette. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)

05/11/2009	258	Declaration of Robert L. Brooks (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Robert L. Brooks. (Related document(s): Response to Motion(161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA)) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	259	Declaration of Ken Brooks (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Kenneth R. Brooks. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	260	Declaration of Chris Bravos (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction (DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/11/2009	261	Declaration of Harley Allen (not original signature) in Support of Intervenor's Response to Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction ((DOCUMENT FILED UNDER SEAL) Filed by Harley Allen. (Related document(s): Response to Motion (161 in 2:08-cv-00151-HA, 226 in 2:07-cv-01871-HA))Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Additional attachment(s) added on 7/6/2011: # 1 SEALED DOCUMENT) (kt). (Entered: 05/13/2009)
05/12/2009	241	Memorandum in Opposition (<i>Exhibits to follow shortly</i>) to Motion for Temporary Restraining Order Motion for Preliminary Injunction(191 in 2:07-cv-01871-HA). Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/12/2009)
05/12/2009	242	Exhibits re Memorandum in Opposition, (176 in 2:08-cv-00151-HA). Filed by all defendants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/12/2009)
05/12/2009	247	ORDER: by Judge Ancer L. Haggerty granting defendants' Motion for Extension of Time, Motion to File Excess Pages 240 . Defendants are cautioned that in the future they should file motions for additional pages well in advance of the due date. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 05/12/2009)
05/12/2009	248	Notice re Memorandum in Opposition, (176 in 2:08-cv-00151-HA, 241 in 2:07-cv-01871-HA) <i>of Filing of Tables of Contents and Authorities</i> .Filed by all defendants. (Related document(s): Memorandum in Opposition, (176 in

		2:08-cv-00151-HA, 241 in 2:07-cv-01871-HA).Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/12/2009)
05/15/2009	262	ORDER: Intervenor's Motion to Strike 208 is DENIED. Motion to Strike (208 in 2:07-cv-01871-HA, 143 in 2:08-cv-00151-HA) Signed on 5/15/09 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 05/15/2009)
05/18/2009	263	Sur-Reply <i>re: Intervenor's Motion to Vacate 2008 Preliminary Injunction</i> . Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/18/2009)
05/18/2009	264	Second Declaration of Darel Wayne Elmore. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/18/2009)
05/18/2009	265	Declaration of Steven M. Namitz. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/18/2009)
05/18/2009	266	Second Declaration of Jeffrey Shinn. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/18/2009)
05/18/2009	267	Declaration of Brooks Smith. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 05/18/2009)
05/19/2009	268	Response to Motion to Strike <i>Declarations in Support of Plaintiff's Second Motion for TRO/PI</i> (223 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/19/2009)
05/20/2009	269	<i>Notice of Application to Preserve Secrecy of Documents Filed Under Seal</i> .Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 05/20/2009)
05/26/2009	270	Motion for Extension of Time <i>to file Reply and Sur-reply and Permission to File Combined Brief</i> , Motion to File Excess Pages. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 05/26/2009)
05/27/2009	271	ORDER by Judge Ancer L. Haggerty. Expedited consideration has been given to plaintiffs' Motion for Extension of Time to file Reply and Sur-reply and Permission to File a Combined Brief and to File Excess Pages 270 . The court has noted reference to intervenors' objections to portions of this Motion, and has considered the federal defendants' concerns, expressed via electronic communication to the court. Plaintiffs' Motion is GRANTED AS FOLLOWS: Plaintiffs are granted until 2 p.m. on June 3, 2009, to file a combined brief not exceeding fifty-five pages addressing the questions at issue in this litigation. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 05/27/2009)

06/01/2009	272	Reply to Motion to Strike(158 in 2:08-cv-00151-HA) Oral Argument requested. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 06/01/2009)
06/02/2009	273	ORDER by Judge Ancer L. Haggerty denying intervenors' Motion to Strike Declarations in Support of Plaintiff's Second Motion for TRO/PI 223 . For the same reasons stated in this court's Order 262 , intervenors' Motion to Strike is DENIED. This court will exercise its discretion in determining how much, if any, weight to give each of the challenged declarations. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/02/2009)
06/03/2009	274	Reply <i>and Sur-Reply</i> to Motion to Vacate <i>Preliminary Injunction</i> (162 in 2:07-cv-01871-HA, 97 in 2:08-cv-00151-HA), Motion for Temporary Restraining Order Motion for Preliminary Injunction(191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA, 126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA) Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9 - Part 1, # 10 Exhibit 9 - Part 2, # 11 Exhibit 10, # 12 Exhibit 11, # 13 Exhibit 12, # 14 Exhibit 13, # 15 Exhibit 14, # 16 Exhibit 15)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/03/2009)
06/03/2009	275	Fifth Declaration of Jonathan J. Rhodes. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).) (Attachments: # 1 Attachment 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/03/2009)
06/03/2009	276	Third Declaration of Robert L. Beschta. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order,, Motion for Preliminary Injunction, (126 in 2:08-cv-00151-HA, 126 in 2:08-cv-00151-HA, 191 in 2:07-cv-01871-HA, 191 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/03/2009)
06/05/2009	277	ORDER by Judge Ancer L. Haggerty requiring the parties to file briefs -- no longer than five pages -- summarizing the feasibility of crafting narrowly tailored injunctive relief that precludes grazing only upon particular pastures or units within the litigated allotments and/or the utilization of water troughs and fencing to exclude cattle from the most sensitive riparian areas. These summaries must be filed by 4 pm on Wednesday, June 10, 2009.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/05/2009)
06/08/2009	278	Record of Order: ORDER by Judge Ancer L. Haggerty requesting that the parties also address the possibility of an injunction reducing the number of AUMs on the litigated pastures rather than an injunction precluding all grazing. The parties should add this discussion to the briefs due on June 10, 2009, by 4 pm. In total, these briefs should be no longer than eight

		pages.Ordered by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Entered: 06/08/2009)
06/09/2009	279	Motion to Quash <i>Subpoena</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/09/2009)
06/09/2009	280	Declaration of Christopher Christie. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion to Quash(279 in 2:07-cv-01871-HA, 214 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/09/2009)
06/09/2009	281	Record of Order: ORDER by Judge Ancer L. Haggerty requiring intervenors to respond to plaintiffs' Motion to Quash Subpoena 279 as soon as possible and no later than 10 am on Wednesday, June 10, 2009. Ordered by Judge Ancer L. Haggerty. Associated Cases: Motion to Quash Subpoena 279 in 2:07-cv-01871-HA, 214 in 2:08-cv-00151-HA. (pvh) (Entered: 06/09/2009)
06/10/2009	282	Response in Opposition to Motion to Quash <i>Subpoena</i> (279 in 2:07-cv-01871-HA, 279 in 2:07-cv-01871-HA, 214 in 2:08-cv-00151-HA). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 06/10/2009)
06/10/2009	283	Declaration of Anne D. Foster. Filed by Harley Allen. (Related document(s): Response in Opposition to Motion(217 in 2:08-cv-00151-HA, 282 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 06/10/2009)
06/10/2009	284	Declaration of Charles Vander Perren. Filed by Harley Allen. (Related document(s): Response in Opposition to Motion(217 in 2:08-cv-00151-HA, 282 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 06/10/2009)
06/10/2009	285	Reply to Motion to Quash <i>Subpoena</i> (279 in 2:07-cv-01871-HA, 214 in 2:08-cv-00151-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Exhibit 1) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 06/10/2009)
06/10/2009	286	ORDER by Judge Ancer L. Haggerty Granting plaintiff's Motion to Quash Subpoena(279) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/10/2009)
06/10/2009	287	Sur-Reply <i>re: Plaintiffs' Motion for Preliminary Injunction & Intervenor's Motion to Vacate Preliminary Injunction</i> . Filed by all defendants. (Attachments: # 1 Attachment)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/10/2009)
06/10/2009	288	Brief <i>Regarding Feasibility of More Narrowly Tailored Injunctive Relief</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-

		00151-HA (Becker, David) (Entered: 06/10/2009)
06/10/2009	289	Exhibits (<i>Replacement</i>) to <i>Federal Defendants' Supplemental Brief re: feasibility of narrowly tailored PI relief</i> re Administrative record(54 in 2:08-cv-00151-HA). Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/10/2009)
06/10/2009	290	Brief <i>Regarding Feasibility of Proposed Limitations</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/10/2009)
06/10/2009	291	Second Declaration of Tamzen K. Stringham, Ph.D.. Filed by all defendants. (Attachments: # 1 Attachment)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/10/2009)
06/10/2009	292	Second Declaration of Timothy A. Burton. Filed by all defendants. (Attachments: # 1 Attachment)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/10/2009)
06/10/2009	293	Declaration of Anne D. Foster. Filed by Harley Allen. (Related document(s): Brief(225 in 2:08-cv-00151-HA, 290 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/10/2009)
06/10/2009	294	Declaration of Kyle Sullivan. Filed by Harley Allen. (Related document(s): Brief(225 in 2:08-cv-00151-HA, 290 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/10/2009)
06/10/2009	295	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Brief(225 in 2:08-cv-00151-HA, 290 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/10/2009)
06/10/2009	296	Declaration of Pat Larson. Filed by Harley Allen. (Related document(s): Brief (225 in 2:08-cv-00151-HA, 290 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/10/2009)
06/12/2009	297	MINUTES of Motion Hearing regarding intervenors' Motion to Vacate 162 and plaintiffs' Motion for Temporary Restraining Order and Motion for Preliminary Injunction 191 . The parties have conferred and agreed to receipt of plaintiffs' exhibits 1,2,3,11 and 12, and to receipt of defendants' exhibits 101-104. Order that these exhibits are received. Order taking motions 162 and 191 under advisement as of 6/12/2009. David Becker/Stephanie Parent present as counsel for plaintiff(s). Stephen Odell/Erik Petersen present as counsel for defendant(s). Counsel Present for Intervenors: Elizabeth Howard/Anne Devlan Foster. Court Reporter: Dennis Apodaca. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/12/2009)
06/12/2009	302	Clerks List of Exhibits & Witnesses. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Entered: 06/15/2009)

06/15/2009	298	Notice of Filing of Substitute Page in Exhibit to Supplemental Brief. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/15/2009)
06/15/2009	299	Third Declaration of Jeffrey Shinn. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/15/2009)
06/15/2009	300	Declaration of Elizabeth E. Howard <i>Regarding Animal Unit Month Use on Lower Middle Fork Allotment</i> . Filed by Harley Allen, Sherrie Allen, Kenneth R. Brooks, Robert L. Brooks, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Chad Hettinga, Dayville Grazing Association. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 06/15/2009)
06/15/2009	301	ORDER Intervenor's Motion to Vacate Preliminary Injunction 162 is granted in part, and plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction is granted 191 in part. Signed on 6/15/09 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/15/2009)
06/19/2009	303	Motion for Clarification Order on motion to Vacate, Order on motion for Temporary Restraining Order, Order on motion for preliminary injunction, (236 in 2:08-cv-00151-HA, 301 in 2:07-cv-01871-HA,). Filed by Oregon Natural Desert Association, Center for Biological Diversity and Western Watersheds Project .Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Lacy, Peter) Modified on 6/19/2009 (jlr). (Entered: 06/19/2009)
06/19/2009	304	Memorandum in Support. Filed by Oregon Natural Desert Ass'n, Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Association, Center For Biological Diversity. (Attachments: # 1 Proposed Order)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Lacy, Peter) (Entered: 06/19/2009)
06/19/2009	305	Order for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. At request of plaintiff, document 303 will be corrected to reflect that the Motion for Clarification Order was only filed by plaintiffs Oregon Natural Desert Association, Center for Biological Diversity and Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/19/2009)
06/19/2009	306	ORDER by Judge Ancer L. Haggerty requiring intervenors and defendants to submit alternate Proposed Orders in response to plaintiffs' Motion for Clarification Order 303 by 6/19/09. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/19/2009)
06/19/2009	307	AMENDED ORDER by Judge Ancer L. Haggerty requiring intervenors and

		defendants to submit alternate Proposed Orders in response to plaintiffs' Motion for Clarification Order 303 by 6/26/09 rather than 6/19/09. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA regarding Order(241 in 2:08-cv-00151-HA, 306 in 2:07-cv-01871-HA) (jlr) (Entered: 06/19/2009)
06/26/2009	308	Motion for Extension of Time. Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 06/26/2009)
06/26/2009	309	ORDER by Judge Ancer L. Haggerty Granting Federal Defendants' Motion for Extension of Time 308 in case 2:07-cv-01871-HA, 243 in case 2:08-cv-00151-HA; to July 2, 2009, for Defendants' and Intervenors to submit alternate Proposed Orders in response to plaintiffs' Motion for Clarification Order 303 . Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 06/26/2009)
07/02/2009	310	Response to Motion to Clarify Actions Ordered. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 07/02/2009)
07/02/2009	311	Response in Opposition to Plaintiffs' Motion to Clarify Actions Ordered and Enjoined. Filed by all defendants. (Attachments: # 1 Proposed Order [Proposed] Order)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/02/2009)
07/02/2009	312	Exhibits to Federal Defendants' Response to Plaintiffs' Motion to Clarify Actions Ordered and Enjoined (Dkt. #311). Filed by all defendants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/03/2009)
07/07/2009	313	ORDER by Judge Ancer L. Haggerty denying in part plaintiff's Motion to Clarify Actions Ordered and Enjoined 303 . This court is cognizant of the requirements imposed by Federal Rule of Civil Procedure 65(d). However, it is this court's determination that the primary purpose of Rule 65(d) would not be furthered by additional clarification in this instance, as the party subject to the injunction, and thus facing possible contempt, has indicated that they are aware of their obligations under the injunction, and have opposed the Motion. See Davis v. City & County of San Francisco, 890 F.2d 1438, 1450 (9th Cir. 1989). Moreover, the documents referred to in the injunction were produced by the same defendant subject to the injunction. The court also finds that additional clarification of the injunction, through piecemeal references to the Biological Opinion, Incidental Take Statement, and other documentation, is likely to result in the frustration of the court's directive to utilize adaptive management with one exception. The court is not persuaded by federal defendants that the horse gathering operations referenced in the Shinn Declaration were not countenanced by the court's order to "utilize all mitigation measures...proposed for the 2009 season in representations to this court." 301 . If the Forest Service does not intend to conduct horse gathering operations this season, federal defendants may file a substantive brief detailing why horse gathering operations should not be required. Federal defendants shall respond to this Order no later than 7/15/09. Plaintiffs and

		intervenor may, but are not required, to file Replies by 7/24/09. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/07/2009)
07/09/2009	314	Motion for Extension of Discovery & PTO Deadlines. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 07/09/2009)
07/09/2009	315	Declaration of Elizabeth Howard. Filed by Harley Allen. (Related document (s): Motion for Extension of Discovery & PTO Deadlines(249 in 2:08-cv-00151-HA, 314 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit A) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 07/09/2009)
07/10/2009	316	ORDER Judge Ancer L. Haggerty Granting Intervenors' Motion for Extension of Discovery Deadlines 314 . Parties must advise each other by 7/15/09, of any fact witness to be deposed. Order granting extension to 8/14/09 for the limited purpose of taking deposition of up to two fact witnesses from each party. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/10/2009)
07/15/2009	317	Sur-Reply <i>Responding to Court's Order re: Wild Horse Gathering Activities</i> . Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/15/2009)
07/15/2009	318	Fourth Declaration of Jeffrey Shinn. Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/16/2009)
07/17/2009	319	Order Judge Ancer L. Haggerty requiring the parties to either file a Joint Proposed Schedule on 7/20/09, or, in the alternative, file a Joint Request for a Scheduling Conference by 7/20/09. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/17/2009)
07/17/2009	320	Joint Motion <i>Stipulated Regarding Schedule for Further Discovery, Completion and/or Supplementation of Administrative Record, and Briefing on Motions for Summary Judgment</i> . Filed by all parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/17/2009)
07/20/2009	321	ORDER by Judge Ancer L. Haggerty granting the parties' Joint Stipulated Motion Regarding Schedule 320 . Defendants must provide detailed answers on outstanding issues regarding the completion of the administrative record by 7/24/09; 7/31/09 is the deadline for the parties to file all motions for leave to file amended and/or supplemental complaints and to join all claims and parties; 8/14/09 is the deadline for fact witness depositions; expert designations and reports are due 8/31/09; expert rebuttal reports, limited to the evidence specified in FRCP 26(a)(2)(C)(ii), are due 9/25/09; 9/30/09 is the deadline for defendants to lodge materials with the court to complete or supplement the administrative record; 10/21/09 is the close of expert discovery; plaintiffs in 07-1871 and plaintiffs in 08-151 must file motions for summary judgment on the merits of their claims, not to exceed forty-five pages, by 10/30/09; 10/30/09 is the deadline for plaintiffs to move for leave to supplement the administrative record; defendants must repond and cross-

		move for summary judgment, in a brief not to exceed forty-five pages, by 12/11/09; plaintiffs in 07-1871 and plaintiffs in 08-151 must reply and respond to the motions for summary judgment, in a single brief not to exceed forty-five pages, by 1/22/10; and defendants must file a reply, not to exceed thirty-five pages, 2/19/10. The court will schedule a hearing on the motions for summary judgment at a later time. Seven days after a ruling on the motions for summary judgment is issued, the parties must confer regarding remedies and further proceedings on claims not disposed of on summary judgment. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (pvh) (Entered: 07/20/2009)
07/20/2009	322	Fifth Declaration of Jeffrey Shinn. Filed by all defendants. (Attachments: # 1 Attachment A, # 2 Attachment B, # 3 Attachment C, # 4 Attachment D, # 5 Attachment E, # 6 Attachment F)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/20/2009)
07/24/2009	323	Brief <i>Reply to Federal Defendants' Response to Court's Order Re: Murderers Creek Wild Horse Gathering Operations</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Order on Motion for Clarification,,,,,, (248 in 2:08-cv-00151-HA, 313 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/24/2009)
07/27/2009	324	Unopposed Motion for Leave <i>to respond to Plaintiffs' Request for Modification of Preliminary Injunction</i> . Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/27/2009)
07/27/2009	325	Unopposed Motion for Leave <i>to Respond to Plaintiffs' Request for Modification of Preliminary Injunction (amended to include correct date for filing requested responses of 08/03/09)</i> . Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 07/27/2009)
07/28/2009	326	ORDER by Judge Ancer L. Haggerty regarding the Murderers Creek Allotment. Federal defendants are ordered to conduct the horse gathering operations scheduled to take place between August 1, 2009 and August 20, 2009. Federal defendants are also ordered to conduct the second phase of the horse gathering operations during the fall of 2009 rather than the spring of 2010. ORDER granting Federal Defendants' Corrected Unopposed Motion for Leave to Respond to Plaintiffs' Request for Modification of Preliminary Injunction 325 . Federal defendants and intervenors may file responses by 8/3/09.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/28/2009)
07/29/2009	327	Motion for Leave to File Amended Complaint/Petition. Filed by Harley Allen. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 07/29/2009)
07/30/2009	328	Unopposed Motion for Leave to File Amended Complaint/Petition. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural

		Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/30/2009)
07/30/2009	329	Memorandum in Support of <i>Unopposed Motion for Leave to File Third Amended Complaint</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Leave to File Amended Complaint/Petition(263 in 2:08-cv-00151-HA, 328 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/30/2009)
07/30/2009	330	ORDER by Judge Ancer L. Haggerty modifying Order 326 regarding Murderers Creek Allotment. The court's prior Order was not intended to, nor does it, absolve federal defendants of complying with all environmental laws including NEPA.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/30/2009)
07/30/2009	331	ORDER: by Judge Ancer L. Haggerty granting intervenors'/plaintiffs' Unopposed Motion for Leave to File Second Amended Complaint 327 . ORDER granting plaintiffs' Unopposed Motion for Leave to File Third Amended Complaint 328 . Amended Complaints are due by August 3, 2009. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 07/30/2009)
07/31/2009	332	Amended Complaint.Filed by Harley Allen against Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 07/31/2009)
07/31/2009	333	Motion for Leave to File <i>Factual Supplement to Plaintiffs' Reply to Federal Defendants' Response to Court's Order re: Murderers Creek Wild Horse Gathering Operations</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/31/2009)
07/31/2009	334	Memorandum in Support of <i>Motion for Leave to File Factual Supplement to Plaintiffs' Reply to Federal Defendants' Response to Court's Order re: Murderers Creek Wild Horse Gathering Operations</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Leave, (333 in 2:07-cv-01871-HA, 268 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 07/31/2009)
08/03/2009	335	Response to Motion for Leave to File <i>Factual Supplement to Plaintiffs' Reply to Federal Defendants' Response to Court's Order re: Murderers Creek Wild Horse Gathering Operations</i> (333 in 2:07-cv-01871-HA). Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 08/03/2009)
08/03/2009	336	Motion to Appear as Amicus Curiae <i>on Horse Gather Issues</i> . Filed by Loren Stout, Piper Stout.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Horngren, Scott) (Entered: 08/03/2009)

08/03/2009	337	Proposed Brief (<i>Amicus</i>) on <i>Horse Gather Issues</i> . Filed by Loren Stout, Piper Stout. (Attachments: # 1 Exhibit 1-4)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Horngren, Scott) (Entered: 08/03/2009)
08/03/2009	338	Response in Opposition to Motion for Leave to <i>File Factual Supplement to Plaintiffs' Reply to Federal Defendants' Response to Court's Order re: Murderers Creek Wild Horse Gathering Operations</i> . Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) Modified text of entry on 8/4/2009 (pvh). (Entered: 08/03/2009)
08/03/2009	339	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Response in Opposition to Motion, (338 in 2:07-cv-01871-HA, 273 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 08/03/2009)
08/03/2009	340	Response <i>in Opposition</i> to Motion to Appear as Amicus Curiae on <i>Horse Gather Issues</i> (336 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 08/03/2009)
08/03/2009	341	Third Amended Complaint.Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n against all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 08/03/2009)
08/06/2009	342	Stipulated Motion for Extension of Discovery & PTO Deadlines. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Foster, Anne) (Entered: 08/06/2009)
08/06/2009	343	ORDER by Judge Ancer L. Haggerty granting plaintiffs' Motion for Leave to File Factual Supplement 333 . Federal defendants must respond to Plaintiffs' Request for Modification of Preliminary Injunction 325 by 8/12/09 at 1 pm. ORDER denying the Stout's Motion to Appear as Amicus Curiae 336 . The court will consider the Stout's Proposed Brief 337 as a supplement to intervenors' Response. ORDER granting Stipulated Motion for Extension of Discovery and PTO Deadlines 342 . The fact discovery deadline is now 8/19/09.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 08/06/2009)
08/07/2009	344	Motion for Temporary Restraining Order. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Attachment Proposed Order)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 08/07/2009)
08/07/2009	345	Memorandum in Support of <i>Motion for Temporary Restraining Order</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order, (344 in 2:07-cv-01871-HA, 279 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 08/07/2009)
08/07/2009	346	Declaration of David H. Becker. Filed by Western Watersheds Project, Center

		for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Temporary Restraining Order, (344 in 2:07-cv-01871-HA, 279 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 08/07/2009)
08/07/2009	347	ORDER by Judge Ancer L. Haggerty denying in part with leave to renew plaintiffs' Motion for Temporary Restraining Order 344 . Representatives of the United States Forest Service are ordered to confer in good faith with plaintiffs to determine whether there are times on August 7-9, 2009 when plaintiffs' representatives may access the disputed allotments without unduly interfering with horse gathering operations. If such times exist, the Forest Service is ordered to grant access for plaintiffs' representatives to conduct monitoring. If such times do not exist, federal defendants must show cause, in writing, why access was denied by 8/11/09 at 1 pm. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 08/07/2009)
08/12/2009	348	Reply & Further Statement re: Wild Horse Gathering Operations & Grazing on Murderers Creek Allotment to Motion for Leave(268 in 2:08-cv-00151-HA). Filed by all defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 08/12/2009)
08/12/2009	349	Declaration of Jeffrey Shinn (<i>Sixth</i>). Filed by all defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 08/12/2009)
08/14/2009	350	ORDER by Judge Ancer L. Haggerty denying plaintiffs' request that this court modify the preliminary injunction 323 .Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (jlr) (Entered: 08/14/2009)
08/17/2009	351	Notice of Attorney Withdrawal: of Lisa Lynne Russell.Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Russell, Lisa) (Entered: 08/17/2009)
08/31/2009	352	Expert Statement. Filed by Harley Allen. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 08/31/2009)
08/31/2009	353	Expert Statement <i>Krueger</i> . Filed by Harley Allen. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 08/31/2009)
08/31/2009	354	Expert Statement <i>Kaczynski</i> . Filed by Harley Allen. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 08/31/2009)
09/11/2009	355	Answer to Amended Complaint. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Howard, Elizabeth) (Entered: 09/11/2009)

09/11/2009	356	Notice of Motion to Consolidate. Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Attachment Motion to Consolidate, # 2 Attachment Memo in Support of Motion to Consolidate, # 3 Attachment Exhibit 1 to Memo in Support of Motion to Consolidate) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Becker, David) (Entered: 09/11/2009)
09/11/2009	357	Answer to Amended Complaint (<i>Third</i>) in CV-07-1871-HA. Filed by National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA (Odell, Stephen) (Entered: 09/11/2009)
09/23/2009	358	ORDER by Judge Ancer L. Haggerty, granting plaintiffs' Unopposed Motion for Leave to File Fifth Amended Complaint and Consolidate 227 filed in member case CV 03-381HA. Case 03-381HA is hereby CONSOLIDATED with cases 07-1871-HA and 08-151-HA. Case number 07-1871-HA is designated as the lead case. All future entries will be posted to the lead case and the text spread to the member cases unless the entry of a document or order specifically refers to a member case. Plaintiffs' Fifth Amended Complaint is due 9/29/09. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 09/23/2009)
09/24/2009	359	Notice of Filing of Fifth Amended Complaint in Member Case No. 03-381-HA. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 09/24/2009)
09/25/2009	360	Unopposed Motion for Revision to Schedule. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 09/25/2009)
10/06/2009	361	Declaration of Stacey R. Grimes Certification of Federal Defendant Forest Service's Supplemental Administrative Records. Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 10/06/2009)
10/06/2009	362	Federal Defendants' Notice of Lodging of Supplement to Administrative Record. Filed by U.S. Forest Service, National Marine Fisheries Service, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service. (Two CDs delivered with Supplement). Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (pvh) (Entered: 10/07/2009)
10/08/2009	363	Answer to Complaint Plaintiffs' Fifth Amended Complaint. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 10/08/2009)

10/13/2009	364	ORDER by Judge Ancer L. Haggerty granting plaintiffs' Unopposed Motion for Revision of Schedule 360 as set forth in the Motion. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 10/13/2009)
10/13/2009	365	Declaration of Stacey R. Grimes / <i>Certification of Federal Defendant Forest Service's Revised Administrative Records</i> . Filed by Doug Gochnour, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 10/13/2009)
10/13/2009	366	<i>Notice of Filing of Certification of National Marine Fisheries Service's Revised Administrative Record</i> . Filed by National Marine Fisheries Service, Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 10/13/2009)
10/13/2009	367	Federal Defendants' Notice of Lodging of Revised Version of Administrative Records. Filed by U.S. Forest Service, National Marine Fisheries Service, Malheur National Forest, Nat'l Marine Fisheries Serv.. (Two CDs delivered with Revision). Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (pvh) (Entered: 10/14/2009)
10/16/2009	368	Motion for Protective Order. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Attachments: # 1 Proposed Order Proposed Protective Order) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/16/2009)
10/16/2009	369	Memorandum in Support of <i>Motion for Protective Order</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Protective Order, (302 in 2:08-cv-00151-HA, 368 in 2:07-cv-01871-HA, 242 in 3:03-cv-00381-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/16/2009)
10/16/2009	370	Third Declaration of Linda Driskill. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Protective Order, (302 in 2:08-cv-00151-HA, 368 in 2:07-cv-01871-HA, 242 in 3:03-cv-00381-HA).) (Attachments: # 1 Exhibit 1) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/16/2009)
10/27/2009	371	Motion for Extension of Time of <i>Expert Discovery Deadline</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 10/27/2009)
10/27/2009	372	Memorandum in Support. Filed by Harley Allen. (Related document(s): Motion for Extension of Time (305 in 2:08-cv-00151-HA, 246 in 3:03-cv-00381-HA, 371 in 2:07-cv-01871-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 10/27/2009)

10/27/2009	373	Response in Opposition to Motion for Protective Order (document #368 in 2:07-cv-01871-HA, document #302 in 2:08-cv-00151-HA, and document #242 in 3:03-cv-00381-HA). Filed by Intervenor Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (lmb) (Entered: 10/27/2009)
10/27/2009	374	Declaration of Anne Foster. Filed by Harley Allen. (Related document(s): Response in Opposition to Motion, (307 in 2:08-cv-00151-HA, 248 in 3:03-cv-00381-HA, 373 in 2:07-cv-01871-HA).) (Attachments: # 1 Exhibit) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 10/27/2009)
10/28/2009	375	ORDER by Judge Ancer L. Haggerty granting in part plaintiffs' Motion for Protective Order 368 . Plaintiffs need not disclose the identities of the individuals who accompanied Linda Driskill when she conducted field monitoring. However, plaintiffs must provide defendants and intervenors with copies of any notes, photographs, or data collected by those individuals during the field monitoring. Plaintiffs may redact any aspects of these materials that would allow defendants or intervenors to identify the individuals. All such material may also be designated as "attorneys eyes only." Following disclosure of the above described materials, the parties may file motions to modify the protective order if necessary. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 10/28/2009)
10/30/2009	376	Motion for Extension of Discovery & PTO Deadlines <i>Extension of Expert Discovery</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/30/2009)
11/04/2009	377	Joint Motion <i>Regarding Revisions to Schedule and Page Limits</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/04/2009)
11/05/2009	378	ORDER by Judge Ancer L. Haggerty granting plaintiffs' Unopposed Motion for Extension of Expert Discovery 376 . Expert discovery will now close 12/04/09. Intervenor's Motion for Extension of Expert Discovery 371 is now moot. ORDER granting intervenors' Joint Stipulated Motion Regarding Revisions to Schedule and Page Limits 377 . The proposed schedule and page limits set forth in the Motion are hereby adopted by the court. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 11/05/2009)

11/11/2009	379	Motion for Summary Judgment. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	380	Memorandum in Support. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	381	Declaration of Harley Allen. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	382	Declaration of Ken Brooks. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	383	Declaration of Mary Ellen Brooks. Filed by Harley Allen. (Related document (s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	384	Declaration of Ron Burnette. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	385	Declaration of John Coombs. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	386	Declaration of Monty Crum. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	387	Declaration of Keith Elliott. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	388	Declaration of David Fields. Filed by Harley Allen. (Related document(s):

		Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	389	Declaration of Darrell Holliday. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	390	Declaration of Ken Holliday. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	391	Declaration of Jack Johns. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	392	Declaration of Valerie Johnson. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	393	Declaration of Pete McElligott. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	394	Declaration of Bud McGirr. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	395	Declaration of Loren Stout. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	396	Declaration of Piper Stout. Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	397	Declaration of William Krueger. Filed by Harley Allen. (Related document

		(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA.)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/11/2009)
11/11/2009	398	Motion to File Extra Record Evidence. Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth). (Entered: 11/11/2009)
11/11/2009	399	Memorandum in Support. Filed by Harley Allen. (Related document(s): Motion to File Extra Record Evidence(273 in 3:03-cv-00381-HA, 398 in 2:07-cv-01871-HA, 332 in 2:08-cv-00151-HA.)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth). (Entered: 11/11/2009)
11/11/2009	400	Memorandum in Support. Filed by Western Resources. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA.)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lobdell, Caroline) (Entered: 11/11/2009)
11/11/2009	401	Motion for Summary Judgment. Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/11/2009)
11/11/2009	402	Memorandum in Support of <i>Motion for Summary Judgment</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/11/2009)
11/11/2009	403	Concise Statement of Material Fact <i>in Support of Motion for Summary Judgment</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/11/2009)
11/11/2009	404	<i>Motion to Supplement Administrative Record</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/11/2009)
11/11/2009	405	Memorandum in Support of <i>Motion to Supplement the Administrative Record</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion - Miscellaneous (338 in 2:08-cv-00151-HA, 279 in 3:03-cv-00381-HA, 404 in 2:07-cv-01871-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/11/2009)

11/12/2009	406	Order for Administrative Correction of the Record regarding Memorandum in Support, (334 in 2:08-cv-00151-HA, 275 in 3:03-cv-00381-HA, 400 in 2:07-cv-01871-HA) filed by Western Resources. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. The Memorandum in Support only list Western Resources as the filer instead of all the movants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (cib) (Entered: 11/12/2009)
11/12/2009	407	Notice re Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA) <i>Notice of Supplemental Filings in Support of Plaintiffs Allen Et Als Motion for Summary Judgment</i> Filed by Harley Allen (Related document(s): Motion for Summary Judgment (313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/12/2009)
11/12/2009	408	Declaration of Jake Taylor <i>in Support of Plaintiffs Allen et al.'s Motion for Summary Judgment</i> . Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/12/2009)
11/12/2009	409	Declaration of Ron Holliday <i>in Support of Plaintiffs Allen et al.'s Motion for Summary Judgment</i> . Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/12/2009)
11/12/2009	410	Concise Statement re Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA) <i>Plaintiffs Allen et al.'s Concise Statement of Material Fact in Support of Motion for Summary Judgment</i> . Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/12/2009)
11/13/2009	411	Declaration of Elizabeth Howard <i>In Support of Plaintiffs Allen et al.'s Motion for Summary Judgment</i> . Filed by Harley Allen. (Related document(s): Motion for Summary Judgment(313 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	412	Exhibits A <i>THROUGH K TO DECLARATION OF ELIZABETH HOWARD IN SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	413	Exhibits L <i>THROUGH P TO DECLARATION OF ELIZABETH HOWARD IN</i>

		<i>SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit L - part 1, # 2 Exhibit l - part 2, # 3 Exhibit l - part 3, # 4 Exhibit L - part 4-5, part 1, # 5 Exhibit L - part 4-5, part 2, # 6 Exhibit L - part 4-5, part 3, # 7 Exhibit L - part 4-5, part 4, # 8 Exhibit L - part 4-5, part 5, # 9 Exhibit M, # 10 Exhibit N, # 11 Exhibit O, # 12 Exhibit P)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	414	Exhibits <i>Q THROUGH Z TO DECLARATION OF ELIZABETH HOWARD IN SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit Q, # 2 Exhibit R, # 3 Exhibit S, # 4 Exhibit T, # 5 Exhibit U, # 6 Exhibit V, # 7 Exhibit W - part 1, # 8 Exhibit W - part 2, # 9 Exhibit W - part 3, # 10 Exhibit W - part 4, # 11 Exhibit X, # 12 Exhibit Y, # 13 Exhibit Z)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	415	Exhibits <i>AA THROUGH DD TO DECLARATION OF ELIZABETH HOWARD IN SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit AA, # 2 Exhibit BB, # 3 Exhibit CC, # 4 Exhibit DD)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	416	Exhibits <i>EE THROUGH HH TO DECLARATION OF ELIZABETH HOWARD IN SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit EE, # 2 Exhibit FF, # 3 Exhibit GG, # 4 Exhibit HH)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/13/2009	417	Exhibits <i>II THROUGH JJ TO DECLARATION OF ELIZABETH HOWARD IN SUPPORT OF PLAINTIFFS ALLEN ET AL.'S MOTION FOR SUMMARY JUDGMENT</i> re Declaration, (345 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit II, # 2 Exhibit JJ - part 1, # 3 Exhibit JJ - part 2, # 4 Exhibit JJ - part 3, # 5 Exhibit JJ - part 4, # 6 Exhibit JJ - part 5) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/13/2009)
11/23/2009	418	Notice of Attorney Withdrawal: <i>Stephanie M. Parent</i> Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'nAssociated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Parent, Stephanie) (Entered: 11/23/2009)
12/02/2009	419	Notice of Appearance of Dominic M. Carollo appearing on behalf of Harley Allen Filed by on behalf of Harley AllenAssociated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Carollo, Dominic) (Entered: 12/02/2009)
12/23/2009	420	Unopposed Motion for Extension of Time. Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National

		Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 12/23/2009)
12/30/2009	421	ORDER by Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Extension of Schedule 420 . The court adopts the briefing schedule set forth in federal defendants' Motion. Order setting ORAL ARGUMENT on cross motions for summary judgment 379 and 401 for hearing on March 18, 2010, at 1:30 PM before Judge Ancer L. Haggerty in Courtroom 13A. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 12/30/2009)
01/14/2010	422	Unopposed Motion for Extension of Time. Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 01/14/2010)
01/15/2010	423	ORDER by Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Extension of Schedule 422 . The court hereby adopts the schedule proposed in federal defendants' Motion. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/15/2010)
01/22/2010	424	Unopposed Motion for Extension of Time. Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 01/22/2010)
01/25/2010	425	ORDER by Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Extension of Schedule 424 . The court hereby adopts the briefing schedule set forth in federal defendants' Motion.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/25/2010)
01/29/2010	426	Motion for Extension of Time. Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 01/29/2010)
02/01/2010	427	ORDER by Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Extension of Schedule 426 . The court hereby adopts the briefing schedule set forth in federal defendants' Motion. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 02/01/2010)
02/01/2010	428	ORDER by Judge Ancer L. Haggerty clarifying ORDER 427 . The court

		hereby adopts the briefing schedule set forth in Federal Defendants' Motion for Extension of Time 426 but the time set for oral argument on 3/18/10 at 1:30 pm remains unchanged. The court will not consider additional extensions to the briefing schedule. The parties may, if they wish, file motions regarding changes to the time set for oral argument. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 02/01/2010)
02/02/2010	429	Cross Motion for Summary Judgment. Oral Argument requested. Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/02/2010)
02/02/2010	430	Memorandum in Support & <i>in opposition to Plaintiffs' Respective Motions for Summary Judgment</i> . Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. (Related document(s): Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA), Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA), Motion for Summary Judgment, (305 in 3:03-cv-00381-HA, 429 in 2:07-cv-01871-HA, 363 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Errata 5) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/02/2010)
02/02/2010	431	Response in Opposition to Motion to Supplement Administrative Record(404 in 2:07-cv-01871-HA, 338 in 2:08-cv-00151-HA, 279 in 3:03-cv-00381-HA, 404 in 2:07-cv-01871-HA), Motion to File Excess Pages(273 in 3:03-cv-00381-HA, 398 in 2:07-cv-01871-HA, 332 in 2:08-cv-00151-HA) Oral Argument requested. Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/02/2010)
02/02/2010	432	Notice of Submission of Tables for Opening Summary Judgment Brief Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/02/2010)
02/08/2010	433	Scheduling Order by Judge Ancer L. Haggerty. Order resetting the Oral Argument from 3/18/10 to Friday 3/19/10 at 1:30 PM before Judge Ancer L. Haggerty on cross motions for summary judgment 379 and 401 as well as 429 Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/08/2010)
02/08/2010	434	Order for Administrative Correction of the Record. A Clerical error has been

		discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. Docket entry 433 has been corrected to reflect the correct document numbers for the cross motions for summary judgment: cross motions for summary judgment 379 and 401 as well as 429 . Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/08/2010)
02/08/2010	435	Response to Motion to Supplement Administrative Record(404 in 2:07-cv-01871-HA). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 02/08/2010)
02/08/2010	436	Response to Motion to File Excess Pages Record Evidence(398 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 02/08/2010)
02/12/2010	437	Response to Concise Statement of Material Facts regarding Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA), Motion for Summary Judgment(305 in 3:03-cv-00381-HA, 429 in 2:07-cv-01871-HA, 363 in 2:08-cv-00151-HA). Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/12/2010)
02/12/2010	438	Response to Concise Statement of Material Facts regarding Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA), Motion for Summary Judgment(305 in 3:03-cv-00381-HA, 429 in 2:07-cv-01871-HA, 363 in 2:08-cv-00151-HA). Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/12/2010)
02/26/2010	439	Unopposed Motion for Leave to File Out of Time. Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/26/2010)
03/01/2010	440	ORDER Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Leave to File Responses to Concise Statements of Material Facts 439 . Plaintiffs and intervenors have until 3/17/10 to file replies in support of their concise statements of material facts.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 03/01/2010)

03/09/2010	441	Reply <i>in Support of Motion to Supplement Administrative Record</i> to Motion (338 in 2:08-cv-00151-HA, 279 in 3:03-cv-00381-HA, 404 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/09/2010)
03/09/2010	442	Reply <i>in Support of Motion for Summary Judgment and Response to Defendants' Cross-Motion for Summary Judgment and Allen Plaintiffs' Motion for Summary Judgment</i> to Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA), Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA), Motion for Summary Judgment(305 in 3:03-cv-00381-HA, 429 in 2:07-cv-01871-HA, 363 in 2:08-cv-00151-HA) Oral Argument requested. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/09/2010)
03/09/2010	443	Motion for Extension of Time <i>Unopposed Motion To File Out of Time</i> . Filed by Sherrie Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/09/2010)
03/09/2010	444	Reply <i>Memorandum</i> to Motion for Summary Judgment(313 in 2:08-cv-00151-HA, 379 in 2:07-cv-01871-HA, 254 in 3:03-cv-00381-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit Ex. 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/09/2010)
03/09/2010	445	Reply <i>to Extra Record Evidence</i> to Motion to File Excess Pages(273 in 3:03-cv-00381-HA, 398 in 2:07-cv-01871-HA, 332 in 2:08-cv-00151-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit Ex. 1, # 2 Exhibit Ex. 2, # 3 Exhibit Ex. 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/09/2010)
03/09/2010	446	Response to Concise Statement of Material Facts regarding Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA). Filed by Harley Allen.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/09/2010)
03/09/2010	447	Response to Motion for Summary Judgment(401 in 2:07-cv-01871-HA). Filed by Harley Allen. (Attachments: # 1 Exhibit Ex. 1, # 2 Exhibit Ex. 2, # 3 Exhibit Ex. 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/09/2010)
03/09/2010	448	Response <i>to Motion for Extension of Time</i> to Motion for Extension of Time <i>Unopposed Motion To File Out of Time</i> (443 in 2:07-cv-01871-HA). Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/09/2010)
03/09/2010	449	ORDER by Judge Ancer L. Haggerty granting intervenor's Unopposed Motion for Extension of Time 443 . The remainder of the briefing schedule

		remains unchanged. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 03/09/2010)
03/10/2010	450	Notice of Appearance of Scott W. Horngren appearing on behalf of Western Resources, Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation Filed by on behalf of Western Resources, Washington Cattlemen's Association, Washington Cattle Feeders Association, Washington Farm Bureau, Cattle Producers of Washington, Stevens County Cattlemen Association, Montana Farm Bureau Federation, Oregon Farm Bureau, Oregon Cattlemen's Association, Idaho Farm Bureau Federation, Wyoming Farm Bureau Federation Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Horngren, Scott) (Entered: 03/10/2010)
03/12/2010	451	Motion to Strike <i>Testimony and Reports of Rhodes and Christie</i> . Oral Argument requested. Filed by Harley Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 03/12/2010)
03/12/2010	452	Memorandum in Support of <i>Motion to Strike</i> . Filed by Harley Allen. (Related document(s): Motion to Strike(385 in 2:08-cv-00151-HA, 451 in 2:07-cv-01871-HA, 327 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 03/12/2010)
03/12/2010	453	Declaration of Anne D. Foster. Filed by Harley Allen. (Related document(s): Motion to Strike(385 in 2:08-cv-00151-HA, 451 in 2:07-cv-01871-HA, 327 in 3:03-cv-00381-HA).) (Attachments: # 1 Exhibit Ex. 1, # 2 Exhibit Ex. 2 part 1, # 3 Exhibit Ex. 2 part 2, # 4 Exhibit Ex. 3, # 5 Exhibit Ex. 4 part 1, # 6 Exhibit Ex. 4 part 2, # 7 Exhibit Ex. 4 part 3, # 8 Exhibit Ex. 5, # 9 Exhibit Ex. 6) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Foster, Anne) (Entered: 03/12/2010)
03/12/2010	454	Reply to Motion for Summary Judgment(363 in 2:08-cv-00151-HA) Oral Argument requested. Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/12/2010)
03/15/2010	455	ORDER: by Judge Ancer L. Haggerty denying intervenors' Motion to Strike 451 . The parties are welcome to make arguments regarding the weight the evidence in this case should be given, however, intervenors' motion fails to demonstrate the subject declarations' inadmissibility. While this court has found that the declarations of Christopher Christie to be "less than fully trustworthy," this court has not found them to be bereft of probative value. Moreover, even if meritorious, the eleventh hour filing of intervenors' motion warrants its denial. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 03/15/2010)

03/16/2010	456	Notice of Submission of Tables for Reply in Support of Cross-Motion for Summary Judgment Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/16/2010)
03/17/2010	457	Reply in Support of Concise Statement of Material Facts. Filed by Harley Allen. (Related document(s): Concise Statement, (344 in 2:08-cv-00151-HA, 410 in 2:07-cv-01871-HA, 285 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/17/2010)
03/17/2010	458	Concise Statement of Material Fact - Reply on Concise Statement of Material Fact. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/17/2010)
03/18/2010	459	Order by Judge Ancer L. Haggerty STRIKING the Oral Argument scheduled for Friday, March 19, 2010. The Court is currently in a jury trial that will not be completed in time for this hearing. Oral argument will be rescheduled. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 03/18/2010)
03/26/2010	460	Scheduling Order by Judge Ancer L. Haggerty. Order setting the cross motions for summary judgment 379 , 401 and 429 for ORAL ARGUMENT on Tuesday, March 30, 2010, at 1:30 PM in Courtroom 13A. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 03/26/2010)
03/29/2010	461	Notice of Submission of Exhibits re: Oral Argument on Cross-Motions for Summary Judgment Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/29/2010)
03/30/2010	462	MINUTES of Proceedings: Motion Hearing Held before Judge Ancer L. Haggerty regarding Intervenor's Motion for Summary Judgment 379 and Motion to File Extra Record Evidence 398 . Plaintiff's Motion for Summary Judgment 401 and Motion to Supplement the Administrative Record 404 , and Federal defendants' Cross Motion for Summary Judgment 429 . Order Motions are taken under advisement as of 3/30/2010. David Becker present as counsel for plaintiff(s). Steve Odell/Rebecca Harrison/Chris McNulty/Val Black present as counsel for defendant(s). Elizabeth Howard/Anne Foster/Dominic Carollo present as counsel for Intervenor. Scott Horngren present as counsel for Amicus. Court Reporter: Dennis Apodaca. (jlr) (Entered: 03/30/2010)

04/19/2010	463	ORDER by Judge Ancer L. Haggerty requiring the parties to confer, if they have not already done so, regarding the upcoming grazing season. Due to the voluminous nature of the administrative record, and the number of claims advanced by the parties in their respective motions for summary judgment, the court is not yet ready to issue an opinion and order resolving all issues in these cases. However, in light of the date, and the upcoming grazing season, the court is issuing some guidance in advance of the rulings so that the parties may prepare for the grazing season. After the court has issued formal rulings, the parties will have the opportunity to brief the appropriate relief. The court intends to uphold the bank alteration standard contained in the incidental take statement in light of the evidence in the administrative record, and expects that this season's grazing strategy will allow grazing at an intensity not incongruous with last season's grazing. The parties are ordered to confer immediately about the upcoming grazing season so that it may begin in a timely fashion. The court is aware that the parties will not be able to resolve all matters until formal rulings issue, however, the parties shall file a joint status report regarding their discussions by 4/30/10. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 04/19/2010)
04/28/2010	464	Unopposed Motion for Extension of Time. Filed by all plaintiffs. (Attachments: # 1 Exhibit 1) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 04/28/2010)
05/04/2010	465	ORDER by Judge Ancer L. Haggerty granting plaintiffs' Unopposed Motion for Extension of Time to Confer 464 . The joint status report is due 5/7/10. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/04/2010)
05/04/2010	466	Scheduling Order by Judge Ancer L. Haggerty. At the request of plaintiff, Order setting a TELEPHONE Conference for 5/5/2010 at 10:30AM before Judge Ancer L. Haggerty. (The Court will initiate the call. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/04/2010)
05/04/2010	467	Scheduling Order by Judge Ancer L. Haggerty resetting the 5/5/10 TELEPHONE Conference to Thursday 5/6/2010 at 2:30PM before Judge Ancer L. Haggerty. (The Court will initiate the call). Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/04/2010)
05/05/2010	468	OFFICIAL COURT TRANSCRIPT OF PROCEEDINGS FILED Motion Hearing held on March 30, 2010 before Judge Ancer L. Haggerty, Court Reporter Dennis W. Apodaca, telephone number (503) 326-8182. Transcript may be viewed at Court's public terminal or purchased from the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. Afterwards it may be obtained through PACER-See Policy at ord.uscourts.gov . Notice of Intent to Redact Transcript is due by 5/17/2010. Redaction Request due 6/1/2010. Redacted Transcript Deadline set for 6/8/2010. Release of Transcript Restriction set for 8/6/2010. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Apodaca, Dennis) (Entered: 05/05/2010)

05/06/2010	469	<p>MINUTES of Telephone Conference and ORDER providing additional guidance to the parties: Telephone conference held before Judge Ancer L. Haggerty regarding the 2010 grazing season. Federal defendants will provide the court with a document detailing the proposed grazing for 2010 on 5/10/09. ONDA and permittees shall respond by 5/17/10. The parties stipulate to a 5/15/10 turnout date on the Beech Creek Allotment. ORDER setting a telephone conference for 5/25/10 at 10:00 am before Judge Ancer L. Haggerty (The Court will initiate the call). ORDER striking the joint status report due 5/7/10. ORDER requiring federal defendants and ONDA to file briefs not to exceed five pages regarding ESA § 7(d) no later than 5/13/10. The court requests that the parties address, in addition to the question of mootness, whether there have been any "irreversible or irretrievable commitment[s] of resources." The court would also like to provide additional guidance regarding the 2010 grazing proposals. The court was very pleased with the results of the actual grazing that took place during 2009, and while the court does not intend to require that the 2010 season be identical to the actual grazing that took place in 2009, 2010's proposed grazing should strike a balance between the actual and proposed grazing for 2009. The court notes the exceptional efforts made by both the Forest Service and permittees to carry out the conservation and monitoring measures that were critical to 2009's success and expects that the proposals for 2010 will place a similar emphasis on such measures. The court also expects that 2010's proposals will include regular status updates to alert all parties and the court to any potential threats to MCR steelhead. The court appreciates the parties' efforts to work together in this matter and hopes they will endeavor to find proposals for 2010 that are agreeable to all three parties. David Becker/Peter Macnamara Lacy present as counsel for plaintiff(s). Stephen Odell/Chris McNulty present as counsel for defendant(s). Elizabeth Howard present as counsel for Intervenor. Court Reporter: Nancy Walker. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/06/2010)</p>
05/12/2010	470	<p>Unopposed Motion for Extension of Time. Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 05/12/2010)</p>
05/12/2010	471	<p>Notice of Submission of Information & Analysis re: 2010 Proposed Grazing Filed by U.S. Forest Service, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv. (Attachments: # 1 Attachment)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 05/12/2010)</p>
05/13/2010	472	<p>ORDER by Judge Ancer L. Haggerty granting federal defendants' Unopposed Motion for Extension of Time 470 . Federal defendants are deemed to have file their proposed grazing strategies on a timely basis and both sets of plaintiffs have until 5/19/10 to file any objections in response to the proposed grazing strategies. The telephone conference set for 5/25/10 at</p>

		10:00 am will remain as scheduled. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/13/2010)
05/13/2010	473	Brief <i>on ESA Section 7(d)</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Motion for Summary Judgment(401 in 2:07-cv-01871-HA, 335 in 2:08-cv-00151-HA, 276 in 3:03-cv-00381-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 05/13/2010)
05/14/2010	474	Supplement <i>Brief re: Section 7(d) of ESA</i> . Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 05/14/2010)
05/17/2010	475	Notice of Submission of Revised Information & Analysis <i>re: 2010 Proposed Grazing</i> Filed by U.S. Forest Service, Doug Gochnour, National Marine Fisheries Service, U.S. Forest Service, Malheur National Forest, U.S. Forest Service, Malheur National Forest, United States Forest Serv., Nat'l Marine Fisheries Serv. (Attachments: # 1 Attachment)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 05/17/2010)
05/19/2010	476	Unopposed Motion for Extension of Time. Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 05/19/2010)
05/20/2010	477	ORDER by Judge Ancer Haggerty Granting plaintiff's unopposed Motion for Extension of Time (352) in case 3:03-cv-00381-HA; (410) in case 2:08-cv-00151-HA; (476) in case 2:07-cv-01871-HA. Both sets of plaintiffs must file their responses to the proposed grazing by 5/10/2010. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/20/2010)
05/20/2010	478	Response to Federal Defendants' Submission of Information and Analysis Regarding 2010 Proposed Grazing 475 . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks, Dayville Grazing Association.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/20/2010)
05/20/2010	479	Declaration of Elizabeth Howard <i>in Support of Response to Federal Defendants' Submission of Information and Analysis Regarding 2010</i>

		<p><i>Proposed Grazing</i>. Filed by Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks, Dayville Grazing Association, Oregon Cattlemen's Association. (Related document(s): Response,, (412 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/20/2010)</p>
05/20/2010	480	<p>Declaration of Loren Stout <i>re Forest Service's 2010 Proposed Grazing</i>. Filed by Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks, Oregon Cattlemen's Association, Dayville Grazing Association. (Related document(s): Response,, (412 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/20/2010)</p>
05/20/2010	481	<p>Declaration of Pete McElligott <i>Re Forest Service's 2010 Proposed Grazing</i>. Filed by Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks, Oregon Cattlemen's Association, Dayville Grazing Association. (Related document(s): Response,, (412 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/20/2010)</p>
05/20/2010	482	<p>Declaration of Mary Ellen Brooks <i>Re Forest Service's 2010 Proposed Grazing</i>. Filed by Robert L. Brooks, Chad Hettinga, Dayville Grazing Association, Mary Ellen Brooks, Ron Burnette, J&M Coombs Ranch, LLC, Monty Crum, Durbin Creek Ranch, Elliott Livestock Company, Inc., Harley Allen, Holliday Land & Livestock, Inc., Darrel Holliday Ranch, Inc., Peter G. McElligott, Nancy J. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Sherrie Allen, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., 4J Ranches, LLC, Kenneth R. Brooks, Oregon Cattlemen's Association, Dayville Grazing Association. (Related document(s): Response,, (412 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/20/2010)</p>

05/20/2010	483	Brief <i>Response to Revised Analysis of 2010 Proposed Grazing</i> . Filed by Western Watersheds Project, Center for Biological Diversity, Oregon Natural Desert Ass'n. (Related document(s): Notice, (409 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 05/20/2010)
05/24/2010	484	Order for Administrative Correction of the Record regarding Order on motion for extension of time, 353 in 3:03-cv-00381-HA, 477 in 2:07-cv-01871-HA, 411 in 2:08-cv-00151-HA. A clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. Docket text should read in part: Both sets of plaintiffs must file their responses to the proposed grazing by 5/20/2010 .//Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/24/2010)
05/24/2010	485	ORDER by Judge Ancer L. Haggerty providing further guidance to the parties regarding the grazing proposed for 2010 in order to allow the parties, if possible, to reach a consensus on how the 2010 grazing should be conducted. As an initial matter, the court finds that a § 7(d) letter is required for each allotment where grazing is proposed in 2010. The court expects that the Forest Service will conduct weekly monitoring of all critical habitat pastures when livestock are present; will conduct all monitoring, conservation, and enforcement measures discussed in the 2007-20011 BiOp; will conduct mid-rotation MIM monitoring on each pasture; will provide the parties with bi-weekly field monitoring status reports; and will provide the court with a comprehensive mid-season status report. Assuming the Forest Service can implement the above described actions, the court is of the opinion that the other aspects of the 2010 grazing proposals, including the number of AUMs proposed, are reasonable. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/24/2010)
05/25/2010	486	MINUTES of Telephone Conference: Telephone conference held before Judge Ancer L. Haggerty regarding the 2010 grazing season. The court is amenable to the modifications to the 2010 grazing strategy discussed by the parties. The parties shall endeavor to file a stipulated grazing strategy for the 2010 grazing season by 5/28/10 or 6/2/10. David Becker present as counsel for ONDA. Stephen Odell/Chris McNulty/Rebecca Harrision present as counsel for federal defendants. Elizabeth Howard present as counsel for permittees. Court Reporter: Dennis Apodaca. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 05/25/2010)
05/28/2010	487	Unopposed Motion to Substitute a Party <i>Unopposed Motion for Substitution of Parties (Expedited Ruling Requested)</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/28/2010)
05/28/2010	488	Memorandum in Support of <i>Unopposed Motion for Substitution of Parties</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association.

		(Related document(s): Motion to Substitute Party, (421 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/28/2010)
05/28/2010	489	Declaration of Elizabeth Howard <i>in Support of Unopposed Motion for Substitution of Parties</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association. (Related document(s): Motion to Substitute Party, (421 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/28/2010)
05/28/2010	490	Unopposed Motion to Dismiss <i>Unopposed Motion for Voluntary Dismissal of Chet Hettinga, Ron Burnette, and Jolene Burnette (Expedited Ruling Requested)</i> . Filed by Chad Hettinga, Ron Burnette.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/28/2010)
05/28/2010	491	Memorandum in Support of <i>Chet Hettinga, Ron Burnette and Jolene Burnette's Motion for Voluntary Dismissal</i> . Filed by Chad Hettinga, Ron Burnette. (Related document(s): Motion to Dismiss, (424 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/28/2010)
06/01/2010	492	ORDER by Judge Ancer L. Haggerty granting intervenors' Unopposed Motion for Substitution of Parties 487 as follows: Piper Stout is hereby substituted in place of intervenor Dayville Grazing Association as the party of interest in Case No. 03-381. ORDER granting intervenors' Unopposed Motion for Voluntary Dismissal of Chet Hettinga, Ron Burnette, and Jolene Burnette 490 . Chet Hettinga, Ron Burnette, and Jolene Burnette are hereby dismissed as intervenor-defendants in Case Nos. 07-1871 and 03-381, and their claims in Case No. 08-151 are dismissed without prejudice.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 06/01/2010)
06/01/2010	493	Order by Judge Ancer L. Haggerty clarifying Order 492 as follows: Loren and Piper Stout are hereby substituted in place of intervenor Dayville Grazing Association as the parties of interest in Case No. 03-381.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 06/01/2010)
06/02/2010	494	Joint Motion of the Parties for Court to Adopt Stipulation Regarding 2010 Grazing. Filed by all parties.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 06/02/2010)
06/02/2010	495	Stipulation re Joint Motion of the Parties for Court to Adopt Stipulation Regarding 2010 Grazing(494 in 2:07-cv-01871-HA, 370 in 3:03-cv-00381-HA, 428 in 2:08-cv-00151-HA) by all parties. Filed by all parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 06/02/2010)
06/03/2010	496	ORDER by Judge Ancer L. Haggerty granting the parties' Joint Motion for the Court to Adopt Stipulation Regarding 2010 Grazing 494 . The court hereby adopts the parties' Stipulation Regarding 2010 Grazing 495 .

		Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 06/03/2010)
06/04/2010	497	Opinion and Order. A Joint Status Report is due July 1, 2010. Signed 6/4/10 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 06/04/2010)
06/23/2010	498	Joint Status Report <i>Regarding Remedial Issues</i> by All Parties. Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 06/23/2010)
06/24/2010	499	ORDER by Judge Ancer L. Haggerty requiring the parties to submit either a jointly proposed framework and schedule or a joint status report regarding remedial issues in these cases no later than 8/2/10. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 06/24/2010)
08/02/2010	500	Joint Status Report <i>Regarding Remedial Issues</i> by All Parties. Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 08/02/2010)
08/03/2010	501	ORDER by Judge Ancer L. Haggerty requiring the parties to submit either a jointly proposed framework and schedule or a joint status report regarding remedial issues in these cases no later than 8/27/10. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 08/03/2010)
08/12/2010	502	Notice of Attorney Withdrawal: <i>Withdrawal of Kate L. Moore as Attorney of Record</i> Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trinidad, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 08/12/2010)
08/16/2010	503	Report of Compliance with the Stipulation re: 2010 Grazing Season & Accompanying Supporting Declaration of Kelly A. Ware. Filed by Doug Gochnour, U.S. Forest Service, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Forest Service, United States Forest Serv., Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. (Attachments: # 1 Attachment) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 08/16/2010)
09/01/2010	504	Joint Status Report <i>re Remedial Issues</i> . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 09/01/2010)
09/07/2010	505	ORDER by Judge Ancer L. Haggerty setting the parties briefing schedule as follows: No later than October 1, 2010, plaintiffs ONDA file memorandum

		regarding remedy, together with proposed order. Memorandum is limited to 25 pages, not including the proposed order. No later than three weeks after the memorandum is filed, federal defendants and permittee intervenors file responsive memoranda to plaintiff's memorandum on remedies. Responses limited to 25 pages. No later than two weeks after the responses are filed, plaintiffs must file a reply. Reply brief is limited to 15 pages. The court grants the parties' request to set September 17, 2010 as the deadline for a further status report on settlement in Allen v. NMFS 08-cv-151HA. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 09/07/2010)
09/17/2010	506	Scheduling Order by Judge Ancer L. Haggerty extending the deadline for the parties to file their status report in Allen v. NMFS, 08-cv-151HA. Pursuant to the informal written communications from the parties, it appears that all parties have agreed to the extension. Accordingly, the status report in this matter must be filed no later than September 24, 2010. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 09/17/2010)
09/27/2010	507	Joint Status Report <i>regarding Remedial Issues</i> by All Parties. Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 09/27/2010)
09/30/2010	508	Unopposed Motion for Extension of Time. Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 09/30/2010)
10/01/2010	509	ORDER by Judge Ancer L. Haggerty granting Plaintiffs' Unopposed Motion for Extension of Time 508 . Plaintiffs shall file their memorandum regarding remedies no later than October 4, 2010. Ordered by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 10/01/2010)
10/04/2010	510	Report <i>Memorandum on Remedy</i> . Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. (Attachments: # 1 Exhibit 1 ([Proposed] Order on Remedy)) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/04/2010)
10/18/2010	511	Joint Status Report <i>re: Remedial Issues</i> . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 10/18/2010)
11/01/2010	512	<i>Motion for Scheduling Order - Expedited Consideration Requested</i> . Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/01/2010)
11/02/2010	513	Motion for Extension of Time. Filed by Doug Gochnour, U.S. Forest Service, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Forest Service, United States Forest Serv., Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. Associated Cases: 2:07-cv-01871-HA,

		2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 11/02/2010)
11/02/2010	514	ORDER: by Judge Ancer L. Haggerty granting in part and denying in part plaintiffs' Motion for Scheduling Order 512 and Federal Defendants' Motion for Extension of Time 513 . The parties' briefing schedule is modified as follows: Federal defendants and defendant-intervenors must file their briefs regarding remedies no later than November 5, 2010. Plaintiffs must file their reply brief no later than November 19, 2010. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 11/02/2010)
11/05/2010	515	Response to Memorandum on Remedy. Filed by Harley Allen, Sherrie Allen. (Related document(s): Report, (445 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 11/05/2010)
11/05/2010	516	Report on Remedial Issues. Filed by All Defendants. (Attachments: # 1 Exhibit A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 11/06/2010)
11/19/2010	517	Report Reply on Remedy. Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/19/2010)
11/19/2010	518	Fourth Declaration of David H. Becker. Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/19/2010)
12/07/2010	519	Scheduling Order by Judge Ancer L. Haggerty. The parties are ordered to file a joint status report in Allen v. NMFS, 08-cv-151-HA by December 13, 2010 regarding the status of the remedial issues in this case. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA. (jlr) (Entered: 12/07/2010)
12/14/2010	520	Pursuant to the Joint Status Report [456 in 08-151], the parties must file a stipulation or further joint status regarding the remedial issues in Allen v. NMFS, 08-cv-151-HA by January 14, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA. (jlr) (Entered: 12/14/2010)
12/30/2010	521	Opinion and Order. See Order. This court will retain jurisdiction over this case until the 2011-2015 Biological Opinion is issued, or as otherwise agreed to by the parties. Signed on 12/29/10 by Judge Ancer L. Haggerty.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 12/30/2010)
12/31/2010	522	Notice of Attorney Withdrawal: Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project, Center For Biological DiversityAssociated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David)

		(Entered: 12/31/2010)
01/10/2011	523	Motion for Reconsideration of Opinion, (458 in 2:08-cv-00151-HA). Oral Argument requested. Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/10/2011)
01/10/2011	524	Memorandum in Support of <i>Motion for Reconsideration</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Motion for Reconsideration,, (400 in 3:03-cv-00381-HA, 523 in 2:07-cv-01871-HA, 461 in 2:08-cv-00151-HA).) (Attachments: # 1 Proposed Order Modifying December 30, 2010 Opinion and Order)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/10/2011)
01/10/2011	525	Declaration of Elizabeth E. Howard <i>in Support of Motion for Reconsideration</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document (s): Motion for Reconsideration,, (461 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/10/2011)
01/10/2011	526	Declaration of Ken Brooks <i>in Support of Motion for Reconsideration</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Motion for

		Reconsideration,, (461 in 2:08-cv-00151-HA.) (Attachments: # 1 Exhibit A) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/10/2011)
01/10/2011	527	Declaration of Loren Stout <i>in Support of Motion for Reconsideration</i> . Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Motion for Reconsideration,, (461 in 2:08-cv-00151-HA.) (Attachments: # 1 Exhibit A) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/10/2011)
01/14/2011	528	ORDER by Judge Ancer L. Haggerty. Pursuant to the correspondence from plaintiffs' counsel, the parties must file their joint status report in Allen v. NMFS, 08-151-HA, by January 18, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/14/2011)
01/18/2011	529	<i>Motion for Scheduling Order for Briefing on Motions for Reconsideration</i> . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Center For Biological Diversity, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 01/18/2011)
01/18/2011	530	Joint Status Report <i>Parties' Further Joint Status Report Regarding Status of Remedial Issues in Allen v. NMFS</i> . Filed by U.S. Fish and Wildlife Service, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Center for Biological Diversity, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Malheur National Forest, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, National Marine Fisheries Service, Oregon Cattlemen's Association, Oregon Natural Desert Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, U.S. Forest Service, Vaughan Ranch, Inc., Western Resources, Western Watersheds Project, Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/18/2011)
01/19/2011	531	Response <i>Plaintiffs Allen, et al's Motion and Response to Plaintiffs' (ONDA's) Motion to Set Scheduling Order for Briefing on Motions for Reconsideration ("ONDA's Motion")</i> to <i>Motion for Scheduling Order for Briefing on Motions for Reconsideration</i> (467 in 2:08-cv-00151-HA). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point

		Cattle Co. Inc..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/19/2011)
01/20/2011	532	Supplement to <i>Plaintiffs' Allen Et Al's Motion to Reconsider</i> . Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Motion for Reconsideration,,, (461 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 01/20/2011)
01/21/2011	533	Response to Motion for Scheduling Order for Briefing on Motions for Reconsideration(529 in 2:07-cv-01871-HA, 467 in 2:08-cv-00151-HA, 406 in 3:03-cv-00381-HA). Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 01/21/2011)
01/24/2011	534	Reply to Motion for Scheduling Order for Briefing on Motions for Reconsideration(467 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 01/24/2011)
01/25/2011	535	Scheduling Order by Judge Ancer L. Haggerty. Order setting a TELEPHONE Status Conference for Wednesday, 1/26/2011 at 11:00AM before Judge Ancer L. Haggerty. (The Court will initiate the call).Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/25/2011)
01/26/2011	536	MINUTES of Proceedings: Telephone Conference. Federal defendants and plaintiffs must file their responses to intervenors' Motion for Reconsideration 523 by February 1, 2011. If Federal defendants or plaintiffs desire to file their own motions for clarification or reconsideration, those motions must also be filed by February 1, 2011. Any responses to the motions filed by Federal defendants and plaintiffs are due February 10, 2010. All replies must be filed by February 17, 2011. After that time, the court will take the motions under advisement and will schedule oral argument if necessary. Peter Lacy present as counsel for plaintiff(s). For Defendants: Stephen Odell/Chris McNulty/Rebecca Harrison. For Intervenors: Elizabeth Howard. Court Reporter: Bonita Shumway. Judge Ancer L. Haggerty presiding. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/26/2011)
01/27/2011	537	ORDER by Judge Ancer L. Haggerty. Plaintiffs' communication with the court has been construed as an informal request seeking clarification of the court's scheduling Order issued January 26, 2011. The court has reviewed the Order and concludes that it conforms with the court's rulings during the telephone conference. If the parties have agreed to a modified briefing schedule, they may file a stipulated motion so stating. Associated Cases:

		2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/27/2011)
01/28/2011	538	Joint Motion for Extension of Time <i>Joint Stipulated Motion to Set Briefing Schedule</i> . Filed by Gary Benes, Center for Biological Diversity, Doug Gochnour, Oregon Cattlemen's Association, Oregon Natural Desert Association, Loren Stout, Piper Stout, U.S. Forest Service, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Malheur National Forest, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Nat'l Marine Fisheries Serv., Oregon Natural Desert Ass'n, Rocky Bluff Ranch, Trini-D, LLC, U.S. Fish and Wildlife Service, U.S. Forest Service, United States Forest Serv., Vaughan Ranch, Inc., Western Watersheds Project, Windy Point Cattle Co. Inc., Center For Biological Diversity, Dayville Grazing Association, Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 01/28/2011)
01/31/2011	539	ORDER: by Judge Ancer L. Haggerty granting the parties' Joint Stipulated Motion 538 . The briefing schedule set forth in the stipulated motion is adopted. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 01/31/2011)
02/02/2011	540	Notice of Appearance of David H. Becker appearing on behalf of Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project, Center For Biological Diversity Filed by on behalf of Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project, Center For Biological Diversity Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 02/02/2011)
02/02/2011	541	Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 02/02/2011)
02/02/2011	542	Memorandum in Support of <i>Plaintiffs' Motion for Reconsideration</i> . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Reconsideration, (480 in 2:08-cv-00151-HA, 418 in 3:03-cv-00381-HA, 541 in 2:07-cv-01871-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 02/02/2011)
02/02/2011	543	Motion for Extension of Time. Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/02/2011)

02/04/2011	544	Amended Motion for Extension of Time. Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/04/2011)
02/07/2011	545	ORDER: by Judge Ancer L. Haggerty granting federal defendants' Amended Motion for Extension 544 . Federal defendants must file their motion to clarify or reconsider, and their response to permittees' Motion for Reconsideration by February 7, 2011. Remaining responses to the motions for reconsideration are due February 17, 2011. Any replies must be filed by February 24, 2011.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/07/2011)
02/08/2011	546	Declaration of Jeffrey Shinn (<i>Seventh</i>). Filed by All Defendants. (Attachments: # 1 Attachment A, # 2 Attachment B)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/08/2011)
02/08/2011	547	Notice of Filing of Exhibits re: Parties' Motions to Clarify &/or Reconsider Remedial Order Filed by All Defendants (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/08/2011)
02/09/2011	548	Motion for Extension of Time. Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/09/2011)
02/10/2011	549	ORDER: by Judge Ancer L. Haggerty granting in part defendants' Motion for Extension of Time 548 . Federal defendants must file their motion for reconsideration or clarification no later than February 11, 2011. Federal defendants must also file their response to permittee's motion for reconsideration no later than February 11, 2011. All other responses are due February 22, 2011, and any replies are due March 1, 2011.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/10/2011)
02/11/2011	550	Joint Motion to File Status Report out of Time. Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, U.S. Fish and Wildlife Service, U.S. Forest Service, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 02/11/2011)
02/11/2011	551	Status Report <i>Further Joint Status Report Regarding Status of Remedial Issues in Allen v. NMFS</i> by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Oregon Cattlemen's Association, Loren

		Stout, Piper Stout, Trini-D, LLC, U.S. Fish and Wildlife Service, U.S. Forest Service, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Oregon Cattlemen's Association, Loren Stout, Piper Stout, Trini-D, LLC, U.S. Fish and Wildlife Service, U.S. Forest Service, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 02/11/2011)
02/12/2011	552	Motion for Extension of Time. Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/12/2011)
02/14/2011	553	ORDER: by Judge Ancer L. Haggerty granting Joint Motion to File Status Report 550 . The Status Report 551 is construed as timely filed. Another status report regarding remedial issues in Allen v. NMFS, 08-cv-151-HA, must be filed two weeks after the court rules on the motions for reconsideration in ONDA v. Tidwell; 07-1871. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/14/2011)
02/14/2011	554	ORDER: by Judge Ancer L. Haggerty denying defendants' fourth Motion for Extension of Time 552 . Federal defendants must file their motion for reconsideration, and response to permittee's motion for reconsideration by February 14, 2011. The court will not consider any filings that are further delayed. The other responses remain due on February 22, 2011, and any replies are due March 1, 2011. Permittees are invited to address any prejudice caused by defendants' delays and may propose an appropriate remedy for that prejudice in their responsive briefing. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (jlr) (Entered: 02/14/2011)
02/14/2011	555	Motion for Reconsideration &/or Clarification of Remedial Order. Oral Argument requested. Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/14/2011)
02/14/2011	556	Memorandum in Support. Filed by All Defendants. (Related document(s): Motion for Reconsideration,,, (400 in 3:03-cv-00381-HA, 523 in 2:07-cv-01871-HA, 461 in 2:08-cv-00151-HA), Motion for Reconsideration(555 in 2:07-cv-01871-HA, 432 in 3:03-cv-00381-HA, 494 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 3)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/15/2011)
02/22/2011	557	Response to Plaintiffs' Motion for Reconsideration and Federal Defendants' Motion to Clarify and/or Reconsider Remedial Order to Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA) Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA)(541 in 2:07-cv-01871-HA, 418 in 3:03-cv-00381-HA), Motion for Reconsideration &/or Clarification of Remedial Order(555 in

		2:07-cv-01871-HA). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 02/22/2011)
02/22/2011	558	Response to Motion for Reconsideration of Opinion, (458 in 2:08-cv-00151-HA) Motion for Reconsideration of Opinion, (458 in 2:08-cv-00151-HA) Motion for Reconsideration of Opinion, (458 in 2:08-cv-00151-HA)(523 in 2:07-cv-01871-HA, 461 in 2:08-cv-00151-HA, 400 in 3:03-cv-00381-HA), Motion for Reconsideration &/or Clarification of Remedial Order(555 in 2:07-cv-01871-HA, 494 in 2:08-cv-00151-HA, 432 in 3:03-cv-00381-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 02/22/2011)
02/22/2011	559	Response to Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA) Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA)(541 in 2:07-cv-01871-HA, 480 in 2:08-cv-00151-HA, 418 in 3:03-cv-00381-HA). Filed by All Defendants. (Attachments: # 1 Exhibit 4)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/22/2011)
02/28/2011	560	Amended Response (<i>Filed as Correction to Intervenors Allen Et Al's Response to Plaintiff's Motion for Reconsideration and Federal Defendants' Motion to Clarify and/or Reconsider Remedial Order</i>). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Response to Motion,,, (496 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 02/28/2011)
02/28/2011	561	Motion to Appear as Amicus Curiae. Filed by Grant County. (Attachments: # 1 Proposed Document Brief)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Yockim, Ronald) (Entered: 02/28/2011)
03/01/2011	562	Reply (<i>Filed as Intervenors Allen, Et Al.'s Reply in Support of Motion for Reconsideration</i>). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Elliott Livestock

		Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Response to Motion, (498 in 2:08-cv-00151-HA), Response to Motion,, (497 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 03/01/2011)
03/01/2011	563	Reply <i>in Support of Motion</i> to Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA) Motion for Reconsideration of Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA)(418 in 3:03-cv-00381-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/01/2011)
03/01/2011	564	Reply to Motion for Reconsideration &/or Clarification of Remedial Order (494 in 2:08-cv-00151-HA). Filed by All Defendants. (Attachments: # 1 Exhibit 5)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/01/2011)
03/01/2011	565	Declaration of John Gubel. Filed by All Defendants. (Related document(s): Reply to Motion(503 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/01/2011)
03/01/2011	566	Declaration of Tom Friedrichsen. Filed by All Defendants. (Related document(s): Reply to Motion(503 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/01/2011)
03/01/2011	567	Declaration of Jeffrey Shinn (<i>Eighth</i>). Filed by All Defendants. (Related document(s): Reply to Motion(503 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/01/2011)
03/02/2011	568	Second Notice re Reply to Motion(503 in 2:08-cv-00151-HA) of <i>Filing of Exhibits in Support of Motion to Clarify and/or Reconsider the Court's Remedial Order</i> Filed by All Defendants (Related document(s): Reply to Motion(503 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit 6, # 2 Exhibit 7, # 3 Exhibit 8, # 4 Exhibit 9, # 5 Exhibit 10, # 6 Exhibit 11, # 7 Exhibit 12) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/02/2011)
03/02/2011	569	Response to Motion to Appear as Amicus Curiae(561 in 2:07-cv-01871-HA, 500 in 2:08-cv-00151-HA, 438 in 3:03-cv-00381-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 03/02/2011)

03/16/2011	570	Order Modifying Injunction. Signed on 3/16/2011 by Judge Ancer L. Haggerty. (See formal Order, 10-pages)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (ecp) (Entered: 03/17/2011)
03/30/2011	571	Order for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. NOTE: Russell Rico, a member of the Dayville Grazing Association, was incorrectly terminated from this case. He should have been entered as an individual party on 12/9/03, but was only included in the Dayville Grazing Association, which was terminated on 6/1/10. He has been added to these cases in the same party role as the previously terminated Dayville Grazing Association in each case. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (eo) (Entered: 03/30/2011)
03/30/2011	572	Joint Status Report of <i>Plaintiffs Allen et al. & Federal Defendants re: Status of Remedial Issues in Allen v. NMFS</i> . Filed by Doug Gochnour, Oregon Cattlemen's Association, Russell Ricco, Loren Stout, Piper Stout, U.S. Forest Service, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Malheur National Forest, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Nat'l Marine Fisheries Serv., Rocky Bluff Ranch, Trini-D, LLC, U.S. Forest Service, United States Forest Serv., Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., Dayville Grazing Association, Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/30/2011)
03/31/2011	573	Scheduling Order by Judge Ancer L. Haggerty. The parties are ordered to file another status report regarding remedial issues in Allen v. NMFS, 08-cv-151-HA, by May 2, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 03/31/2011)
04/14/2011	574	Notice of Death - <i>Robert L. Brooks</i> Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., Center for Biological Diversity, Oregon Natural Desert Association, Western Watersheds ProjectAssociated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 04/14/2011)
04/14/2011	575	Notice of Death - <i>Robert L. Brooks</i> Filed by Dayville Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Loren Stout, Piper Stout, 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen

		Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc., Center For Biological Diversity, Center for Biological Diversity, Oregon Natural Desert Ass'n, Oregon Natural Desert Association, Western Watersheds Project (Attachments: # 1 Attachment Brooks Death Certificate)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 04/14/2011)
04/14/2011	576	Notice of Appeal to the 9th Circuit from Opinion, (521 in 2:07-cv-01871-HA, 397 in 3:03-cv-00381-HA, 458 in 2:08-cv-00151-HA), Order(447 in 3:03-cv-00381-HA, 509 in 2:08-cv-00151-HA, 570 in 2:07-cv-01871-HA). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 04/14/2011)
04/14/2011	577	Transcript Designation and Order Form Court Reporter: No Transcript Requested. regarding Notice of Appeal,, (453 in 3:03-cv-00381-HA, 576 in 2:07-cv-01871-HA, 515 in 2:08-cv-00151-HA) (<i>Filed as Notice Re: Designation of Transcript for Appeal</i>). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Transcript is due by 5/19/2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 04/14/2011)
04/14/2011	578	Representation Statement re Notice of Appeal,, (453 in 3:03-cv-00381-HA, 576 in 2:07-cv-01871-HA, 515 in 2:08-cv-00151-HA). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 04/14/2011)
04/15/2011		USCA Appeal Fees re Notice of Appeal 576 : Received Fee in amount of \$ 455. Receipt number 39930 issued. (msk) (Entered: 04/15/2011)
05/02/2011	579	Status Report <i>Regarding Status of Remedial Issues in Allen v. NMFS</i> by 4J

		Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Darrel Holliday Ranch, Inc., Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/02/2011)
05/03/2011	580	Scheduling Order by Judge Ancer L. Haggerty. The parties are ordered to confer, and to file a joint status report regarding remedial issues in Allen v. NMFS, 08-cv-151-HA , by May 13, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/03/2011)
05/05/2011	581	Amended Notice of Appeal to the 9th Circuit from Order(509 in 2:08-cv-00151-HA), Opinion, (458 in 2:08-cv-00151-HA) <i>INTERVENORS-DEFENDANTS' AMENDED NOTICE OF APPEAL</i> . Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Monty Crum, Elliott Livestock Company, Inc., Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/05/2011)
05/13/2011	582	Joint Status Report <i>regarding Status of Remedial Issues in Allen v. NMFS</i> . Filed by Harley Allen, Sherrie Allen. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 05/13/2011)
05/13/2011	583	Notice of Appeal to the 9th Circuit. Filed by Doug Gochnour, U.S. Forest Service, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Forest Service, United States Forest Serv., Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 05/13/2011)
05/13/2011	584	Scheduling Order by Judge Ancer L. Haggerty. The parties are ordered to file a joint status report regarding remedial issues in Allen v. NMFS, 08-cv-151-HA, by June 13, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/13/2011)
05/13/2011	585	Second Motion to Appear as Amicus Curiae. Filed by Grant County. (Attachments: # 1 Proposed Document Grant County's Second Amicus Curiae Brief, # 2 Attachment Declaration of Don Moss, # 3 Attachment Declaration

		of Ron Burnette, # 4 Attachment Declaration of Chet Hettinga, # 5 Attachment Declaration of Mark Webb, # 6 Attachment Declaration of Ronald S. Yockim)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Yockim, Ronald) (Entered: 05/13/2011)
05/18/2011		USCA Case Number and Notice confirming Docketing Record on Appeal re Notice of Appeal, (460 in 3:03-cv-00381-HA, 583 in 2:07-cv-01871-HA, 523 in 2:08-cv-00151-HA) Case Appealed to 9th Circuit Court of Appeals Case Number 11-35415 assigned. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sd) (Entered: 05/18/2011)
05/24/2011	586	ORDER by Judge Ancer L. Haggerty granting Grant County's Second Motion to Appear as Amicus Curiae. 585 in Case No. 07-1871/ 525 in case No. 08-151/ and 462 in Case no. 03-381. Grant County may appear as amicus curiae in this case. Grant County is advised that all motions regarding the injunction have been resolved in this court, and that an appeal is now pending in the Ninth Circuit. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/24/2011)
06/03/2011	587	Notice of Submission of ESA 7(d) letters & Forest Plan Compliance Findings for 2011 Grazing Season Filed by Doug Gochnour, U.S. Forest Service, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Forest Service, United States Forest Serv., Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 06/03/2011)
06/16/2011	588	Motion for Extension of Time /Deadline Nunc Pro Tunc. Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 06/16/2011)
06/24/2011	589	Response to Motion for Extension of Time /Deadline Nunc Pro Tunc(588 in 2:07-cv-01871-HA, 530 in 2:08-cv-00151-HA, 465 in 3:03-cv-00381-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 06/24/2011)
06/29/2011	590	ORDER by Judge Ancer L. Haggerty granting in part Federal Defendants' Motion for Extension of Deadline Nunc Pro Tunc 588 in Case No. 07-1871, 530 in Case no. 08-151, and 465 in Case No. 03-381. The deadline for federal defendants to file their grazing authorizations and Section 7(d) letters is extended to June 3, 2011. Federal defendants shall provide quarterly status reports as indicated in their motion to update the court on their compliance with all applicable deadlines. The first quarterly status report is due August 15, 2011. Based on plaintiffs' response, the Forest Service may have authorized grazing on the Lower Middle Fork allotment in violation of the injunction issued by this court. If plaintiffs are correct, the Forest Service must immediately revoke its authorizations for that allotment and ensure that any permitted cattle are promptly removed. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 06/29/2011)

06/29/2011	591	Motion <i>for Further Modification of Injunction</i> . Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 06/29/2011)
06/29/2011	592	Memorandum in Support. Filed by All Defendants. (Related document(s): Motion - Miscellaneous(533 in 2:08-cv-00151-HA, 468 in 3:03-cv-00381-HA, 591 in 2:07-cv-01871-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 06/29/2011)
07/18/2011	593	Response to Motion <i>for Further Modification of Injunction</i> (591 in 2:07-cv-01871-HA, 533 in 2:08-cv-00151-HA, 468 in 3:03-cv-00381-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 07/18/2011)
07/25/2011	594	ORDER by Judge Ancer L. Haggerty denying federal defendants' Motion for Further Modification of Injunction 591 in Case No. 2:07-cv-1871-HA, 533 in case 2:08-cv-00151-HA; and 468 in case 3:03-cv-00381-HA. Because the injunction in this matter is currently pending in the Ninth Circuit Court of Appeals, this court lacks jurisdiction to modify the injunction in a manner that alters the status quo. Alternatively, to the extent that this court has jurisdiction to modify the injunction as requested by the federal defendants, the motion is denied. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 07/25/2011)
08/15/2011	595	Status Report <i>re: Mid-Season Compliance & Quarterly Status Report</i> by All Defendants. Filed by All Defendants. (Attachments: # 1 Exhibit) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 08/15/2011)
08/16/2011	596	MANDATE of USCA for the 9th Circuit, USCA # 11-35415. re Notice of Appeal, (199 in 3:03-cv-00381-HA), Notice of Appeal (453 in 3:03-cv-00381-HA, 576 in 2:07-cv-01871-HA, 515 in 2:08-cv-00151-HA), Notice of Appeal, (460 in 3:03-cv-00381-HA, 583 in 2:07-cv-01871-HA, 523 in 2:08-cv-00151-HA). Appellants motion to dismiss this appeal is granted. Fed. R. App. P. 42(b). The parties shall bear their own costs on appeal. This order served on the district court shall act as and for the mandate of this court. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sd) (Entered: 08/17/2011)
08/17/2011		USCA Case Number re AMENDED Notice of Appeal (458 in 3:03-cv-00381-HA, 581 in 2:07-cv-01871-HA, 521 in 2:08-cv-00151-HA) Case Appealed to 9th Circuit Court of Appeals, Case Number 11-35331 assigned. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sd) (Entered: 08/17/2011)
09/12/2011	597	Notice of Attorney Withdrawal: <i>of Dominic M. Carollo</i> Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M

		Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 09/12/2011)
10/17/2011	598	Notice <i>Regarding Case Status</i> Filed by Center for Biological Diversity, Oregon Natural Desert Ass'n, Western Watersheds Project Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/17/2011)
11/18/2011	599	Second Status Report , <i>Quarterly</i> by All Defendants. Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 11/18/2011)
11/22/2011	600	Notice re Status Report(550 in 2:08-cv-00151-HA) of <i>Filing of Exhibit to Second Quarterly Status Report</i> Filed by All Defendants (Related document (s): Status Report(550 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 11/22/2011)
12/09/2011	601	Status Report <i>re: Compliance with Injunction</i> by All Defendants. Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 12/09/2011)
12/19/2011	602	Motion for Extension of Time <i>/Deadline to Issue New Biological Opinion</i> . Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 12/19/2011)
12/19/2011	603	Declaration of Michael Tehan . Filed by All Defendants. (Related document (s): Motion for Extension of Time(557 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 12/19/2011)
12/20/2011	604	ORDER by Judge Ancer L. Haggerty requiring plaintiffs and intervenor-defendants to respond to federal defendants' Motion for Extension of Time 602 by December 28, 2011. The court is requiring an expedited response given the time sensitive nature of federal defendants' Motion. Included in their responses, plaintiffs and intervenor defendants should indicate whether they believe a shorter extension of time is warranted. In the meantime, federal defendants should proceed working as if no extension will be granted. In case number 2:08-cv-151-HA, the parties shall file a further joint status report by December 30, 2011. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 12/20/2011)
12/28/2011	605	Response in Opposition to Motion for Extension of Time <i>/Deadline to Issue New Biological Opinion</i> (602 in 2:07-cv-01871-HA, 557 in 2:08-cv-00151-HA, 479 in 3:03-cv-00381-HA, 557 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/28/2011)

12/28/2011	606	Response to Motion for Extension of Time / <i>Deadline to Issue New Biological Opinion</i> (602 in 2:07-cv-01871-HA, 557 in 2:08-cv-00151-HA, 479 in 3:03-cv-00381-HA). Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Nat'l Marine Fisheries Serv., Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc..Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 12/28/2011)
12/28/2011	607	Declaration of Elizabeth E. Howard <i>in Support of Response to Federal Defendants' Motion for Extension of Deadline to Issue New Biological Opinion</i> . Filed by 4J Ranches, LLC, Harley Allen, Sherrie Allen, Kenneth R. Brooks, Mary Ellen Brooks, Robert L. Brooks, Ron Burnette, Monty Crum, Darrel Holliday Ranch, Inc., Dayville Grazing Association, Durbin Creek Ranch, Elliott Livestock Company, Inc., Chet Hettinga, Holliday Land & Livestock, Inc., J&M Coombs Ranch, LLC, Nancy J. McElligott, Peter G. McElligott, Leland F. McGirr, Jr, Morgrass Grazing Association, Oregon Cattlemen's Association, Russell Ricco, Rocky Bluff Ranch, Loren Stout, Piper Stout, Trini-D, LLC, Vaughan Ranch, Inc., Windy Point Cattle Co. Inc.. (Related document(s): Response to Motion,, (606 in 2:07-cv-01871-HA, 483 in 3:03-cv-00381-HA, 561 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Howard, Elizabeth) (Entered: 12/28/2011)
01/04/2012	608	ORDER by Judge Ancer L. Haggerty granting in part federal defendants' Motion for Extension of Time (602) in case 2:07-cv-01871-HA, (479) in case 3:03-cv-00381-HA and (557) in case 2:08-cv-00151-HA. The National Marine Fisheries Service (NMFS) shall have until April 2, 2012 to issue the Biological Opinion. The NMFS shall provide plaintiff Oregon Natural Desert Association with a copy of the draft opinion at the same time that permittees are provided with the draft opinion. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) Modified on 1/4/2012 (sp). (Entered: 01/04/2012)
02/03/2012	609	Motion to File Excess Pages for Fee Petition Briefing. Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project, Center For Biological Diversity.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) Modified to show original text on 2/7/2012 (sss). (Entered: 02/03/2012)
02/03/2012	610	Interim Motion for Attorney Fees . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	611	Memorandum in Support . Filed by Center for Biological Diversity, Oregon

		Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (610 in 2:07-cv-01871-HA, 487 in 3:03-cv-00381-HA, 566 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	612	Declaration of Brent Fenty . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	613	Declaration of Noah Greenwald . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	614	Declaration of Jon Marvel . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	615	Declaration of Bill Marlett . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	616	Declaration of Craig Miller, M.D. . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	617	Declaration of Peter M.K. Frost . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	618	Declaration of Christopher Winter . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	619	Declaration of Peter M. Lacy . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A, # 2 Exhibit B, Part 1 of 3, # 3 Exhibit B, Part 2 of 3, # 4 Exhibit B, Part 3 of 3, # 5 Exhibit C, # 6

		Exhibit D)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	620	Declaration of David H. Becker . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	621	Declaration of Stephanie M. Parent . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).) (Attachments: # 1 Attachment A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	622	Declaration of Kristin F. Ruether . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit A)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/03/2012	623	Declaration of Daniel J. Rohlf . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/03/2012)
02/06/2012	624	ORDER by Judge Ancer L. Haggerty granting plaintiffs' Motion to File Excess Pages 609 in Case No. 07-1871, 486 in Case No. 03-381 and 565 in case No. 08-151. The court will receive plaintiffs' Memorandum 611 in case No. 07-1871, 488 in Case No. 03-381 and 567 in Case No. 08-151 as filed. Defendants may file a Response not to exceed twenty pages by February 29, 2012. Any extension of time sought by defendants must be filed by February 27, 2012. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 02/06/2012)
02/07/2012		Record on Appeal 11-35331 sent to the USCA / Seattle Divisional Office regarding Notice of Appeal,, 581 , Notice of Appeal, 576 , Notice of Appeal, 583 . (msk) (Entered: 02/07/2012)
02/23/2012	625	Third Status Report (<i>Quarterly</i>) re: <i>Compliance with Injunction</i> by All Defendants. Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/23/2012)
02/27/2012	626	Motion for Extension of Time . Filed by All Defendants.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/27/2012)
02/28/2012	627	Response in Opposition to Motion for Extension of Time (626 in 2:07-cv-

		01871-HA, 582 in 2:08-cv-00151-HA, 503 in 3:03-cv-00381-HA, 582 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 02/28/2012)
02/28/2012	628	ORDER by Judge Ancer L. Haggerty granting Federal Defendants' Motion for Extension of Time (503) in case 3:03-cv-381-HA; (582) in case 2:08-cv-151-HA; and (626) in case 2:07-cv-1871-HA as follows: Defendants shall have until March 19, 2012 to file a Response to plaintiffs' Interim Motion for Attorney Fees (487) in 3:03-cv-381; (566) in 2:08-cv-151 and (610) in 2:07-cv-1871. Absent compelling circumstances, further extensions of time on this motion will not be granted. (sp) (Entered: 02/28/2012)
03/19/2012	629	Motion for Extension of Time (<i>Partially Unopposed</i>). Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/19/2012)
03/20/2012	630	ORDER by Judge Ancer L. Haggerty granting Federal Defendants' Motion for Extension of Time 506 in case 3:03-cv-381-HA; 585 in case 2:08-cv-151-HA; and 629 in case 2:07-cv-1871-HA as follows: In light of the compelling circumstances presented, federal defendants shall have until March 26, 2012 to file a Response to plaintiffs' Interim Motion for Attorney Fees 487 in 3:03-cv-381; [566] in 2:08-cv-151 and 610 in 2:07-cv-1871. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 03/20/2012)
03/26/2012	631	Response in Opposition to Interim Motion for Attorney Fees (610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, 487 in 3:03-cv-00381-HA, 566 in 2:08-cv-00151-HA) Oral Argument requested. Filed by All Defendants. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/26/2012)
03/26/2012	632	Declaration of Suzanne Taylor . Filed by All Defendants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/26/2012)
03/27/2012	633	Declaration of Suzanne Taylor (<i>Notice of Filing of Remainder of Exhibits to Declaration</i>). Filed by All Defendants. (Attachments: # 1 Exhibit 4, # 2 Exhibit 5, # 3 Exhibit 6, # 4 Exhibit 7, # 5 Exhibit 8, # 6 Exhibit 9, # 7 Exhibit 10, # 8 Exhibit 11, # 9 Exhibit 12, # 10 Exhibit 13, # 11 Exhibit 14, # 12 Exhibit 15, # 13 Exhibit 16, # 14 Exhibit 17, # 15 Exhibit 18, # 16 Exhibit 19, # 17 Exhibit 20, # 18 Exhibit 21, # 19 Exhibit 22) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 03/27/2012)
03/28/2012	634	Order for Administrative Correction of the Record pursuant to Fed. R. Civ. P. 60(a) regarding Declaration(632 in 2:07-cv-01871-HA, 588 in 2:08-cv-00151-HA, 509 in 3:03-cv-00381-HA) filed by Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Forest Service, Gary Benes, Doug Gochnour, U.S. Fish and Wildlife Service, United States Forest Serv.,

		National Marine Fisheries Service, Roger W. Williams. A Clerical error has been discovered in the case record. The Clerk is directed to make the following administrative corrections to the record: The Declaration of Suzanne Taylor 632 was filed without the necessary signature, Counsel is instructed to refile the corrected Declaration including the signature. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sss) (Entered: 03/28/2012)
04/06/2012	635	Reply to Interim Motion for Attorney Fees (566 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 04/06/2012)
04/06/2012	636	Reply (<i>Corrected</i>) to Interim Motion for Attorney Fees (566 in 2:08-cv-00151-HA). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 04/06/2012)
04/06/2012	637	Second Declaration of Peter M. Lacy . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (566 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit E)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 04/06/2012)
04/10/2012		Appeal Record Returned11-35331 returned from the USCA / Seattle Divisional Office regarding Notice of Appeal, 581 , Notice of Appeal, 583 , Notice of Appeal 576 . (msk) (Entered: 04/10/2012)
04/18/2012	638	Status Report <i>Final Injunction Compliance Status Report</i> by All Defendants, <i>Satisfaction of Terms of Injunction</i> by All Defendants. Filed by All Defendants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 04/18/2012)
05/16/2012	639	ORDER by Judge Ancer L. Haggerty requiring the parties to file a joint status report regarding issues related to potential judgments and petitions for attorney fees in these consolidated cases. The court will not enter a final judgment in Allen v. NMFS, Case No. 2:08-cv-00151-HA until any stipulation has been filed and has been reviewed by all parties. Nevertheless, the court is concerned about the time it has taken for Federal Defendants to approve and submit a final stipulation in that case. The parties shall address the timing of and any conflicts regarding the stipulation and judgment in the joint status report. In all three consolidated cases, an Interim Motion for Attorney Fees is pending. The parties shall address whether that motion is affected by the issuance of the new Biological Opinion and how the parties expect to proceed with respect to judgments and final motions for attorney fees. The joint status report is due May 23, 2012.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/16/2012)

05/23/2012	640	Joint Motion for Extension of Time <i>to File Status Report</i> . Filed by All Parties. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 05/23/2012)
05/24/2012	641	ORDER by Judge Ancer L. Haggerty granting the parties' Joint Motion for Extension of Time. (517) in case 3:03-cv-00381-HA; (601) in case 2:08-cv-00151-HA; (640) in case 2:07-cv-01871-HA. A joint status report is due June 1, 2012. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 05/24/2012)
06/01/2012	642	Joint Status Report . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 06/01/2012)
06/06/2012	643	Order by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 06/06/2012)
06/26/2012	644	Joint Status Report by All Parties. Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 06/26/2012)
06/27/2012	645	ORDER by Judge Ancer L. Haggerty requiring the parties to file a joint status report on July 27, 2012 regarding attorney fee issues and final judgments.Associated Cases: 2:07-cv-01871-HA, 3:03-cv-00381-HA (sp) (Entered: 06/27/2012)
07/27/2012	646	Joint Status Report . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 07/27/2012)
07/30/2012	647	ORDER by Judge Ancer L. Haggerty notifying the parties that the court will take plaintiffs' Interim Motions for Attorney Fees [610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, 487 in 3:03-cv-00381-HA) under advisement on August 17, 2012, unless the parties stipulate otherwise. Given the large sums at issue, the court strongly encourages the parties to negotiate in good faith and to maintain consistent contact with one another in an effort to settle this matter prior to August 17, 2012.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 07/30/2012)
07/31/2012	648	ORDER: Stipulation as to Attorney Fees and Costs in Allen v. NMFS, 2:08-cv-00151-HA. (Granting Motion for Attorney Fees (615) in case 2:08-cv-00151-HA) Signed on 7/31/2012 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (ecp) (Entered: 07/31/2012)
08/28/2012	649	Order from USCA for the 9th Circuit, re Notice of Appeal, (458 in 3:03-cv-00381-HA, 581 in 2:07-cv-01871-HA, 521 in 2:08-cv-00151-HA). Plaintiffs-Appellees' Motion to Dismiss and Remand is GRANTED. This appeal is DISMISSED as moot, and the case REMANDED to the district court for whatever further proceedings, if any, may be necessary. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sm) (Entered: 08/29/2012)

08/30/2012	650	ORDER by Judge Ancer L. Haggerty requiring the parties to file a Joint Status Report regarding plaintiffs' Interim Motion for Attorney Fees [610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, 487 in 3:03-cv-00381-HA] and final judgments in these matters. In light of the fact that the Ninth Circuit has dismissed the appeals pending in these matters and has returned jurisdiction to this court for final resolution of these cases, the court is requiring the parties to confer and file a joint status report regarding the following issues: (1) whether the parties request that the court rule on the pending Interim Motion for Attorney Fees or rule on only one global motion for attorney fees; (2) assuming the parties would like to resolve attorney fees through either settlement or through one motion, what time line do the parties propose; (3) whether the parties expect to agree upon a final stipulated judgments; and (4) when the parties expect to submit stipulated judgments or what briefing schedule the parties propose to resolve any conflicts. Although the court acknowledges some additional briefing may be necessary regarding those fee entries for which plaintiffs have already sought payment in light of the Ninth Circuit's remand, the court would like to curtail, to the extent possible, any duplicative briefing regarding those time entries. In particular, new argument regarding excessive billing such as block billing and clerical tasks will not be considered with respect to those fees for which plaintiffs have already sought compensation. The Joint Status Report is due September 13, 2012. (sp) (Entered: 08/30/2012)
09/13/2012	651	Joint Status Report . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 09/13/2012)
09/18/2012	652	ORDER by Judge Ancer L. Haggerty notifying the parties that the court will take plaintiffs' Interim Motion for Attorney Fees 610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, 487 in 3:03-cv-00381-HA under advisement on October 5, 2012 unless the parties have submitted stipulated judgments in the above matters that are not subject to appeal. If the parties are able to stipulate to final judgments, the court will defer ruling on the Interim Motion for Attorney Fees and will instead consider a global motion for attorney fees. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 09/18/2012)
10/11/2012	653	Scheduling Order by Judge Ancer L. Haggerty. ORDER setting a TELEPHONE Conference for 10/12/2012 at 10:00 AM before Judge Ancer L. Haggerty. The Court will initiate the call. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 10/11/2012)
10/12/2012	654	MINUTES of TELEPHONE Conference before Judge Ancer L. Haggerty regarding final judgments and plaintiffs' Interim Motion for Attorney Fees 610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, and 487 in 3:03-cv-00381-HA. The court recommends that the parties confer regarding a final judgment not subject to appeal in the above matters and that the parties submit the final judgment to the office of the Solicitor General for approval. If the parties are able to stipulate to the entry of a final judgment before the end of the month, the court will resolve all remaining attorney fee issues

		through a global motion for attorney fees. If the parties are not able to so stipulate, the court will resolve the pending Interim Motion for Attorney Fees before entry of judgment. ORDER requiring the parties to file a joint status report by October 26, 2012 regarding the above issues. David H. Becker present as counsel for plaintiff(s). Stephen J. O'Dell and Elizabeth E. Howard present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 10/12/2012)
10/23/2012	655	MANDATE of USCA for the 9th Circuit, USCA # 11-35331 re Notice of Appeal(458 in 3:03-cv-00381-HA, 581 in 2:07-cv-01871-HA, 521 in 2:08-cv-00151-HA). The judgment entered August 28, 2012, takes effect this date. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (cp) (Entered: 10/25/2012)
10/26/2012	656	Joint Status Report . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 10/26/2012)
10/29/2012	657	ORDER by Judge Ancer L. Haggerty requiring the parties to file a proposed final judgment or a joint status report by November 9, 2012. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 10/29/2012)
11/09/2012	658	Joint Status Report . Filed by All Parties. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/09/2012)
11/19/2012	659	Joint Motion <i>to Enter Stipulation not to Appeal and Order in Cases No. 07-1871-HA and 03-381-HA</i> . Filed by All Parties. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/19/2012)
11/19/2012	660	ORDER ON STIPULATION NOT TO APPEAL: Signed on November 19th, 2012 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (eo) (Entered: 11/21/2012)
11/21/2012	661	Joint Motion <i>to Enter Judgment in Cases No. 3:03-cv-00381-HA and 2:07-cv-01871-HA</i> . Filed by All Parties. (Attachments: # 1 Exhibit 1) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Becker, David) (Entered: 11/21/2012)
11/26/2012	662	Judgment. Signed on 11/26/2012 by Judge Ancer L. Haggerty. Associated Cases: 2:07-cv-01871-HA, 3:03-cv-00381-HA (ecp) (Entered: 11/27/2012)
12/19/2012	663	ORDER by Judge Ancer L. Haggerty denying as moot plaintiffs' Interim Motion for Attorney Fees (610 in 2:07-cv-01871-HA, 566 in 2:08-cv-00151-HA, 487 in 3:03-cv-00381-HA). In light of the fact that the parties have stipulated to the resolution of attorney fees issues in these cases through a global motion, the Interim Motion is denied as moot. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 12/19/2012)

12/20/2012	664	Motion for Attorney Fees (<i>Global</i>). Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	665	Memorandum in Support . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	666	Third Declaration of Peter M. Lacy . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (631 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit F, # 2 Exhibit G) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	667	Declaration of David H. Becker . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (631 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit B) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	668	Second Declaration of Kristin F. Ruether . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA).) (Attachments: # 1 Exhibit B) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	669	Second Declaration of Brent Fenty . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	670	Second Declaration of Peter M.K. Frost . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA).) Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	671	Second Declaration of Christopher Winter . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-

		00151-HA.)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
12/20/2012	672	Second Declaration of Daniel J. Rohlf . Filed by Center for Biological Diversity, Oregon Natural Desert Association, Oregon Natural Desert Ass'n, Western Watersheds Project. (Related document(s): Motion for Attorney Fees, (541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA.)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Lacy, Peter) (Entered: 12/20/2012)
02/05/2013	673	ORDER by Judge Ancer L. Haggerty notifying federal defendants that the court has received a communication from plaintiff in which plaintiff asserts that it does not oppose an extension of time for the government to respond to the Motion for Attorney Fees. Plaintiff's Motion for Attorney Fees will be taken under advisement on February 19, 2013 if the government has not filed a response by that date.Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (sp) (Entered: 02/05/2013)
02/19/2013	674	Response in Opposition to Motion for Attorney Fees (<i>Global</i>)(664 in 2:07-cv-01871-HA, 631 in 2:08-cv-00151-HA, 541 in 3:03-cv-00381-HA, 631 in 2:08-cv-00151-HA, 541 in 3:03-cv-00381-HA, 664 in 2:07-cv-01871-HA) Oral Argument requested. Filed by Gary Benes, Doug Gochnour, U.S. Forest Service, Roger W. Williams, Malheur National Forest, Nat'l Marine Fisheries Serv., U.S. Fish and Wildlife Service, U.S. Forest Service, United States Forest Serv., Malheur National Forest, National Marine Fisheries Service, U.S. Forest Service. (Attachments: # 1 Exhibit 1)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/19/2013)
02/19/2013	675	Second Declaration of Suzanne Taylor . Filed by All Defendants. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6)Associated Cases: 2:07-cv-01871-HA, 2:08-cv-00151-HA, 3:03-cv-00381-HA (Odell, Stephen) (Entered: 02/20/2013)

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