IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF ARKANSAS WESTERN DIVISION

)) Civil Action No. 4:13-CV-450 DPM
) CIVII ACUOII NO. 4.13-C V -430 DI WI
)))

PLAINTIFFS' MOTION FOR LEAVE TO RESPOND TO DEFENDANTS' SUPPLEMENTAL BRIEFING ON THE SCOPE OF INJUNCTIVE RELIEF

On November 6, 2014, the parties in the above-captioned proceeding filed briefing addressing the scope of injunctive relief to be ordered in this case. *See* ECF Nos. 52, 53. In Federal Defendants' Supplemental Briefing on the Scope of Injunctive Relief, ECF No. 52, Defendants claim that "substantial justification" is necessary for this Court to impose a deadline on remand, and introduce new evidence to suggest that a deadline is unwarranted because the Buffalo National River will suffer no "appreciable risk of harm" during the pendency of a remand. Plaintiffs respectfully seek the Court's leave to file the attached response (Exhibit 1), which addresses this limited issue and the new evidence raised in Defendants' briefing.

Respectfully submitted this 12th day of November, 2014,

/s/ Hannah Chang Admitted *Pro Hac Vice* Attorney for Plaintiffs

¹ On November 7, 2014, Defendants filed a motion for leave to respond to Plaintiffs' briefing. *See* ECF No. 54. This Court granted the motion on November 10, 2014. *See* ECF No. 55.

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CERTIFICATE OF SERVICE

I hereby certify that on November 12, 2014, I electronically filed the foregoing Plaintiffs' Motion for Leave to Respond to Defendants' Supplemental Briefing on the Scope of Injunctive Relief, along with Plaintiffs' Proposed Response which is attached thereto, with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all listed counsel of record.

/s/ Hannah Chang

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