

**US District Court Electronic Case Filing System
District of Utah (Central)
CIVIL DOCKET FOR CASE #: 2:21-cv-00719-TC**

Western Watersheds Project v. National Park Service
Assigned to: Judge Tena Campbell
Case in other court: Idaho, 1:21-cv-00219
Cause: 05:0552 Freedom of Information Act

Date Filed: 12/09/2021
Date Terminated: 06/13/2022
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Western Watersheds Project**

represented by **John S. Persell**
WESTERN WATERSHEDS PROJECT
PO BOX 1770
HAILEY, ID 83333
(503)896-6472
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**National Park Service**

represented by **Amanda A. Berndt**
US ATTORNEY'S OFFICE
111 S MAIN ST STE 1800
SALT LAKE CITY, UT 84111-2176
(801) 325-3267
Email: amanda.berndt@usdoj.gov
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Defendant**United States Department of Interior**

represented by **Amanda A. Berndt**
(See above for address)
LEAD ATTORNEY
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Date Filed	#	Docket Text
05/20/2021	<u>1</u>	COMPLAINT against National Park Service (Filing fee \$ 402 receipt number AIDDC-2218065.), filed by Western Watersheds Project. (Attachments: # <u>1</u> Cover Sheet, # <u>2</u> Summons)(Brooks, Talasi) [Transferred from Idaho on 12/9/2021.] (Entered: 05/20/2021)
05/20/2021	<u>2</u>	Corporate Disclosure Statement by Western Watersheds Project. (Brooks, Talasi) [Transferred from Idaho on 12/9/2021.] (Entered: 05/20/2021)
05/20/2021	<u>3</u>	MOTION FOR PRO HAC VICE APPEARANCE by John Persell. (Filing fee \$ 250 receipt number AIDDC-2218140.)Talasi B Brooks appearing for Plaintiff Western Watersheds Project. Responses due by 6/10/2021 (Brooks, Talasi) [Transferred from Idaho on 12/9/2021.] (Entered: 05/20/2021)
05/21/2021	4	DOCKET ENTRY ORDER approving <u>3</u> Motion for Pro Hac Vice Appearance of attorney John Persell for Western Watersheds Project Per Local Rule 83.4(e), out-of-state counsel shall immediately register for ECF. (Notice sent to CM/ECF Registration Clerk) (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 05/21/2021)

05/21/2021	<u>5</u>	Summons Issued as to National Park Service. (Print attached Summons for service.) (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 05/21/2021)
06/02/2021	<u>6</u>	CERTIFICATE OF SERVICE by Western Watersheds Project re <u>1</u> Complaint, <u>5</u> Summons Issued (Attachments: # <u>1</u> Certified Mail and Postage Receipts)(Persell, John) [Transferred from Idaho on 12/9/2021.] (Entered: 06/02/2021)
06/25/2021	<u>7</u>	MOTION to Transfer Case <i>Under 28 U.S.C. § 1404(a)</i> Robert Burke Firpo appearing for Defendant National Park Service. Responses due by 7/16/2021 (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Firpo, Robert) [Transferred from Idaho on 12/9/2021.] (Entered: 06/25/2021)
07/16/2021	<u>8</u>	RESPONSE to Motion re <u>7</u> MOTION to Transfer Case <i>Under 28 U.S.C. § 1404(a)</i> filed by Western Watersheds Project. Replies due by 7/30/2021. (Attachments: # <u>1</u> Exhibit Declaration of Nancy Linscott, # <u>2</u> Exhibit Email from A. Yamato to J. Ratner 1-15-21, # <u>3</u> Exhibit Declaration of Jonathan B. Ratner, # <u>4</u> Exhibit WWP FOIA Request to GCNRA NPS-2020-00199, # <u>5</u> Exhibit WWP FOIA Request to GCNRA DOI-NPS-2021-001449, # <u>6</u> Exhibit WWP FOIA Request to DNM NPS-2019-00394, # <u>7</u> Exhibit WWP FOIA Request to BCGNP DOI-NPS-2021-000622, # <u>8</u> Exhibit WWP FOIA Request to CRNP NPS-2019-00057, # <u>9</u> Exhibit WWP FOIA Request to CRNP NPS-2019-00750, # <u>10</u> Exhibit WWP FOIA Request to CRNP NPS-2019-00408, # <u>11</u> Exhibit WWP FOIA Request to CRNP NPS-2020-00835, # <u>12</u> Exhibit WWP FOIA Request to CRNP NPS-2019-00409)(Persell, John) [Transferred from Idaho on 12/9/2021.] (Entered: 07/16/2021)
07/28/2021	<u>9</u>	REPLY to Response to Motion re <u>7</u> MOTION to Transfer Case <i>Under 28 U.S.C. § 1404(a)</i> filed by National Park Service.Motion Ripe Deadline set for 7/29/2021.(Firpo, Robert) [Transferred from Idaho on 12/9/2021.] (Entered: 07/28/2021)
08/06/2021	<u>10</u>	Joint MOTION to Expedite <i>Consideration of Defendant's Request to Stay All Deadlines Pending Resolution of Defendant's Motion to Transfer Venue</i> Robert Burke Firpo appearing for Defendant National Park Service. Responses due by 8/27/2021 (Firpo, Robert) [Transferred from Idaho on 12/9/2021.] (Entered: 08/06/2021)
08/11/2021	<u>11</u>	MEMORANDUM DECISION AND ORDER. The Joint Motion to Expedite Consideration of Defendants Request to Stay all Deadlines (Dkt. <u>10</u>) is GRANTED; The Request for a stay all deadlines, particularly to file an Answer, is DENIED; NPS shall file an answer or other responsive pleading on or before August 31, 2021. Signed by Judge David C. Nye. (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 08/11/2021)
08/31/2021	<u>12</u>	ANSWER to <u>1</u> Complaint by National Park Service.(Firpo, Robert) [Transferred from Idaho on 12/9/2021.] (Entered: 08/31/2021)
09/01/2021	<u>13</u>	NOTICE of Availability of Magistrate Judge and Requirement for Consent sent to counsel for National Park Service, Western Watersheds Project re <u>1</u> Complaint, <u>12</u> Answer to Complaint Consent/Objection to Magistrate due by 11/1/2021. (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 09/01/2021)
09/08/2021	<u>14</u>	AMENDED COMPLAINT <i>First Amended Complaint</i> against All Defendants, filed by Western Watersheds Project. (Attachments: # <u>1</u> Summons Summons to National Park Service, # <u>2</u> Summons Summons to U.S. Department of Interior)(Persell, John) [Transferred from Idaho on 12/9/2021.] (Entered: 09/08/2021)
09/09/2021	<u>15</u>	Summons Issued as to All Defendants, U.S. Attorney and U.S. Attorney General (Print attached Summons for service.) (Attachments: # <u>1</u> summons)(alw) [Transferred from Idaho on 12/9/2021.] (Entered: 09/09/2021)
09/22/2021	<u>16</u>	CERTIFICATE OF SERVICE by Western Watersheds Project re <u>15</u> Summons Issued as to USA, <u>14</u> Amended Complaint (Attachments: # <u>1</u> Certified Mail and Postage Receipts)(Persell, John) [Transferred from Idaho on 12/9/2021.] (Entered: 09/22/2021)
09/30/2021	<u>17</u>	ANSWER to <u>14</u> Amended Complaint <i>Answer to First Amended Complaint</i> by National Park Service, U.S. Department of Interior.(Firpo, Robert) [Transferred from Idaho on 12/9/2021.] (Entered: 09/30/2021)

10/22/2021	18	Docket entry only – CONSENT to Magistrate Judge filed. (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 10/22/2021)
11/02/2021		The 60 day deadline has expired. Case will remain with a District Judge. No more notice of availability or assignment will be sent out. Consent deadline(s) termed. (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 11/02/2021)
12/08/2021	<u>19</u>	MEMORANDUM DECISION AND ORDER. NPSs Motion to Transfer (Dkt. <u>7</u>) is GRANTED; The Clerk of the Court shall take the steps necessary to transfer this case to the United States District Court for the District of Utah. Signed by Judge David C. Nye. (alw) [Transferred from Idaho on 12/9/2021.] (Entered: 12/08/2021)
12/09/2021	<u>20</u>	Case transferred in from USDC of Idaho; Case Number 1:21-cv-00219. Original file, certified copy of transfer order and docket sheet received. USDC District of Utah Case number 2:21-cv-00719-TC; Assigned to Judge Tena Campbell. (Entered: 12/09/2021)
12/09/2021	<u>21</u>	NOTICE OF REQUIREMENTS for appearance phv mailed to attorney Talasi B Brooks, for Plaintiff Western Watersheds Project. (nl) (Entered: 12/09/2021)
12/09/2021	<u>22</u>	NOTICE OF REQUIREMENTS for appearance phv mailed to attorney Robert Burke Firpo, for Defendants National Park Service and United States Department of Interior. (nl) (Entered: 12/09/2021)
12/20/2021	<u>23</u>	NOTICE OF WITHDRAWAL OF COUNSEL of Talasi B. Brooks filed by John S. Persell on behalf of Western Watersheds Project (Persell, John) (Entered: 12/20/2021)
06/10/2022	<u>24</u>	Joint MOTION to Dismiss filed by Defendants National Park Service, United States Department of Interior. (Attachments: # <u>1</u> Exhibit A (Settlement Agreement), # <u>2</u> Text of Proposed Order Proposed Order) Attorney Amanda A. Berndt added to party National Park Service(pty:dft), Attorney Amanda A. Berndt added to party United States Department of Interior(pty:dft)(Berndt, Amanda) (Entered: 06/10/2022)
06/13/2022	<u>25</u>	ORDER granting <u>24</u> Stipulated Motion to Dismiss With Prejudice – CASE CLOSED. Signed by Judge Tena Campbell on 6/13/22 (alt) (Entered: 06/13/2022)