

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

September 21, 2017

**Elisabeth A. Shumaker
Clerk of Court**

STATE OF WYOMING; STATE OF
COLORADO; INDEPENDENT
PETROLEUM ASSOCIATION OF
AMERICA; WESTERN ENERGY
ALLIANCE,

Petitioners - Appellees,

and

STATE OF NORTH DAKOTA; STATE
OF UTAH; UTE INDIAN TRIBE,

Intervenors Petitioners – Appellees,

RYAN ZINKE, Secretary, United States
Department of Interior; UNITED STATES
BUREAU OF LAND MANAGEMENT;
UNITED STATES DEPARTMENT OF
THE INTERIOR; KRISTIN BAIL,

Respondents - Appellants,

and

SIERRA CLUB; EARTHWORKS;
WESTERN RESOURCE ADVOCATES;
WILDERNESS SOCIETY;
CONSERVATION COLORADO
EDUCATION FUND; SOUTHERN
UTAH WILDERNESS ALLIANCE,

Intervenors Respondents,

No. 16-8068
(D.C. No. 2:15-CV-00043-SWS)
(D. Wyo.)

UNITED STATES CHAMBER OF
COMMERCE; PETROLEUM
ASSOCIATION OF WYOMING,
FORMER OFFICIALS OF THE U.S.
DEPARTMENT OF THE INTERIOR;
INTERESTED PUBLIC LANDS,
NATURAL RESOURCES, ENERGY, and
ADMINISTRATIVE LAW
PROFESSORS; PETROLEUM
ASSOCIATION OF WYOMING,
PACIFIC LEGAL FOUNDATION;
WYOMING LIBERTY GROUP, STATE
OF MONTANA; STATE OF ALASKA;
STATE OF KANSAS; STATE OF
TEXAS,

Amici Curiae.

STATE OF WYOMING; STATE OF
COLORADO; INDEPENDENT
PETROLEUM ASSOCIATION OF
AMERICA; WESTERN ENERGY
ALLIANCE,

Petitioners - Appellees,

and

STATE OF NORTH DAKOTA; STATE
OF UTAH; UTE INDIAN TRIBE,

Intervenors Petitioners - Appellees,

v.

SIERRA CLUB; EARTHWORKS;
WESTERN RESOURCE ADVOCATES;
CONSERVATION COLORADO
EDUCATION FUND; WILDERNESS
SOCIETY; SOUTHERN UTAH
WILDERNESS ALLIANCE,

No. 16-8069
(D.C. No. 2:15-CV-00043-SWS)
(D. Wyo.)

Intervenors Respondents -
Appellants,

and

UNITED STATES DEPARTMENT OF
THE INTERIOR; RYAN ZINKE;
UNITED STATES BUREAU OF LAND
MANAGEMENT; KRISTIN BAIL,

Respondents.

UNITED STATES CHAMBER OF
COMMERCE; PETROLEUM
ASSOCIATION OF WYOMING,
FORMER OFFICIALS OF THE U.S.
DEPARTMENT OF THE INTERIOR;
INTERESTED PUBLIC LANDS,
NATURAL RESOURCES, ENERGY, and
ADMINISTRATIVE LAW
PROFESSORS; PETROLEUM
ASSOCIATION OF WYOMING,
PACIFIC LEGAL FOUNDATION;
WYOMING LIBERTY GROUP, STATE
OF MONTANA; STATE OF ALASKA;
STATE OF KANSAS; STATE OF
TEXAS,

Amici Curiae.

JUDGMENT

Before **BRISCOE, HARTZ**, and **HOLMES**, Circuit Judges.

These cases originated in the District of Wyoming and were argued by counsel.

The judgment of that court is vacated. The appeals are dismissed. These cases are remanded to the United States District Court for the District of Wyoming for further proceedings in accordance with the opinion of this court.

Entered for the Court

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a long horizontal flourish.

ELISABETH A. SHUMAKER, Clerk