

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

WAYNE LAND AND
MINERAL GROUP, LLC,

Plaintiff,

V.

DELAWARE RIVER BASIN
COMMISSION,

Defendant,

and

DELAWARE RIVERKEEPER
NETWORK et al.

Intervenors/Defendants.

No. 3:16-cv-00897-RDM

Honorable Robert D. Mariani

(Electronically Filed)

JOINT STATUS REPORT

The parties submit this joint status report in accordance with the Court's May 21, 2021 order (Doc. 225).

On May 20, 2021, the parties submitted a joint stipulation to stay this case pending the outcome of a pending legal challenge to the prohibition of high volume hydraulic fracturing in the Basin in *Yaw v. DRBC*, No. 2:21-cv-00119-JP (E.D. Pa.). *See* Doc. 225. The Court approved the parties’ joint stipulation on May 21, 2021 and ordered the parties to submit a joint status report every six months. *Id.*

The *Yaw* case is currently on appeal to the Court of Appeals from the District Court's orders dated June 11, 2021 and July 2, 2021 granting the Defendants' Motions to Dismiss for lack of standing. *See Yaw v. DRBC*, No. 21-2315 (3d Cir.). The Third Circuit held oral argument on March 31, 2022 and has taken the matter under advisement.

The parties, given the status of the *Yaw* case, respectfully request that the Court continue the stay of this case in accordance with the terms of the May 21, 2021 stipulation and order (Doc. 225).

Counsel for Plaintiff Wayne Land and Mineral Group, LLC and for the Intervenor-Defendants Delaware Riverkeeper Network and Maya K. van Rossum, the Delaware Riverkeeper, consent to the filing of this joint status report by undersigned counsel for Defendant Delaware River Basin Commission.

Respectfully submitted,

May 20, 2022

s/ Kenneth J. Warren
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CERTIFICATE OF SERVICE

I certify that, on May 20, 2022, I filed this document with the Court's ECF system such that parties of record should receive service automatically.

s/ Kenneth J. Warren

Kenneth J. Warren