

THE HONORABLE JOHN C. COUGHENOUR

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WASHINGTON CATTLEMEN’S  
ASSOCIATION,

Plaintiff,

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, *et al.*,

Defendants.

CASE NO. C19-0569-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court on the parties’ stipulated motion to further stay the proceedings (Dkt. No. 112). In this action, Plaintiff Washington Cattlemen’s Association brings claims against the Environmental Protection Agency and the Army Corps of Engineers challenging three successive rules defining “waters of the United States” in the Clean Water Act. (*See generally* Dkt. No. 72.) Plaintiff’s claims concerning two earlier rules have been stayed pending the Court’s ruling on the merits of Plaintiff’s claims concerning the 2020 Rule, (Dkt. No. 86), Plaintiff’s motion for a preliminary injunction concerning the 2020 Rule, (Dkt. No. 77), and Defendants’ motion to consolidate (Dkt. No. 87) this action with *Puget Soundkeeper Alliance v. United States Environmental Protection Agency*, C20-0950-JCC (W.D. Wash. 2020).

1 On February 2, 2021, the Parties filed a stipulated motion to stay the proceeding for 90  
2 days to accommodate the Agencies' review of the 2020 Rule. (Dkt. No. 94.) The Court granted  
3 the motion on February 8, 2021, staying the case until May 1, 2021. (Dkt. No. 95.) The Parties  
4 filed four additional motions to stay the proceeding, which were all granted by this Court. (Dkt.  
5 Nos. 99, 101, 107, 111).

6 After a subsequent proposal and comment making period, the parties now ask the Court  
7 to stay the proceedings because the Agencies currently expect to issue a final regulation by the  
8 end of the year. (Dkt. No. 113 at 5). Accordingly, the parties wish to stay the proceeding until  
9 January 20, 2023. (*Id.*)

10 Having thoroughly considered the motion and the relevant record, and finding good  
11 cause, the Court GRANTS the motion (Dkt. No. 112) and ORDERS:

- 12 1. This matter, including but not limited to all pending motions, is STAYED until  
13 January 20, 2023.
- 14 2. The parties must file a joint status report on or before January 31, 2023, to update the  
15 Court on the status of the case.

16 DATED this 31st day of August 2022.

17 Ravi Subramanian  
18 Clerk of Court

19 s/Sandra Rawski  
20 Deputy Clerk