

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Pasqua Yaqui Tribe, et al.,  
Plaintiffs,  
v.  
United States Environmental Protection  
Agency, et al.,  
Defendants.


No. CV-20-00266-TUC-RM  
**ORDER**

Pending before the Court is the parties' Joint Stipulation of Dismissal Without Prejudice. (Doc. 123.) Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the parties stipulate and agree to dismiss without prejudice the remaining claim in this proceeding with each party to bear its own costs and attorney fees. (*Id.*)

Good cause appearing,

**IT IS ORDERED** that the Joint Stipulation of Dismissal Without Prejudice is **approved**. The above-captioned action is **dismissed without prejudice**, with each party to bear its own costs and attorney's fees. The Clerk of Court is directed to close this case.

Dated this 13<sup>th</sup> day of February, 2023.

  
\_\_\_\_\_  
Honorable Rosemary Márquez  
United States District Judge