

The Honorable John C. Coughenour
The Honorable David W. Christel

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

COALITION TO PROTECT PUGET SOUND)
HABITAT, *et al.*,)

Plaintiffs,)

v.)

UNITED STATES ARMY CORPS OF)
ENGINEERS, *et al.*,)

Defendants.)

Case No. 2:21-cv-1685-JCC-DWC

~~PROPOSED~~ ORDER

Having reviewed the UNOPPOSED MOTION FOR VOLUNTARY REMAND filed by Defendants United States Army Corps of Engineers, *et al.*, and for good cause shown, that unopposed motion is GRANTED.

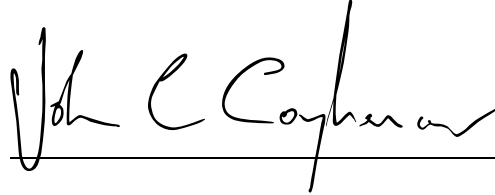
By this ORDER the Court HERBY:

(a) Remands to the Corps, without vacatur, the decision by the Corps' Northwestern Division that imposed conditions on, without suspending or revoking, the use of the 2021 NWP 48 in Washington State;

(b) Dismisses Claims 1-4 and 6 without prejudice; and

1 (c) Gives the Plaintiffs leave within the 14-day period after the date of this Order
2 to file a motion that seeks leave to file an amended complaint to add a claim or claims pertaining
3 to Letters of Permission.

4 Entered this 5th day of October 2023.

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8 UNITED STATES ~~MAGISTRATE~~ DISTRICT JUDGE

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10 Presented By:

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