

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

DINÉ CITIZENS AGAINST RUINING OUR ENVIRONMENT, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
v.	)	Case No. 1:15-cv-00209-JB-LF
	)	
RYAN ZINKE, <i>et al.</i> ,	)	
	)	
Federal Defendants,	)	
	)	
and	)	
	)	
ENDURING RESOURCE, LLC, <i>et al.</i> ,	)	
	)	
Defendant-Intervenors,	)	
	)	
	)	

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**PLAINTIFFS’ NOTICE OF APPEAL**

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Notice is hereby given that Plaintiffs Diné Citizens Against Ruining Our Environment, San Juan Citizens Alliance, WildEarth Guardians, and Natural Resources Defense Council hereby appeal to the United States Court of Appeals for the Tenth Circuit this Court’s Final Judgment (Doc. 130) and Memorandum Opinion and Amended Order (Doc. 129), both filed by this Court on April 23, 1018, dismissing all of Plaintiffs’ claims with prejudice. In particular, Plaintiffs appeal: (1) whether Federal Defendants violated the National Environmental Policy Act (NEPA), 42 U.S.C. §§ 4321 *et seq*, and its implementing regulations, when they failed to analyze the cumulative impacts of the challenged Mancos Shale drilling permits on environmental resources in the project area; and (2) whether Federal Defendants violated the National Historic Preservation Act (NHPA), 54 U.S.C. §§ 300101 *et seq*, its implementing

regulations, and the New Mexico State Protocol Agreement, when they failed to analyze the indirect and cumulative impacts of the challenged Mancos Shale drilling permits on cultural sites in the project area. Plaintiffs appeal pursuant to 28 U.S.C. § 1291.

RESPECTFULLY SUBMITTED this 15th day of June, 2018.

/s/ Kyle J. Tisdel  
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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO  
CERTIFICATE OF SERVICE (CM/ECF)**

I hereby certify that on June 15, 2018, I electronically filed the foregoing PLAINTIFFS' NOTICE OF APPEAL with the Clerk of the Court via the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Kyle Tisdel  
Western Environmental Law Center  
Counsel for Plaintiffs