

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

AMERICAN FOREST RESOURCE )  
COUNCIL, )  
Plaintiff, )  
v. )  
UNITED STATES OF AMERICA, *et al.*, )  
Defendants, )  
SODA MOUNTAIN WILDERNESS )  
COUNCIL, *et al.*, )  
Defendant-Intervenors. )

Civil Case No. 17-441 (RJL)

**FILED**

NOV 22 2019

Clerk, U.S. District & Bankruptcy  
Courts for the District of Columbia

  
ORDER

(November 22, 2019) [Dkt. ## 60, 61, 66]

For the reasons set forth in the accompanying Memorandum Opinion, it is hereby


**ORDERED** that plaintiff's Motion for Summary Judgment [Dkt. # 61] is  
**GRANTED**; it is further

**DECLARED** that Proclamation 9564, 82 Fed. Reg. 6145 (Jan. 18, 2017), violates  
the Oregon and California Railroad and Coos Bay Wagon Road Grant Lands Act of 1937  
("O&C Act"), 43 U.S.C. § 2601 *et seq.*, by reserving land governed by the O&C Act  
from sustained yield timber production, and that Proclamation 9564 is invalid and  
unenforceable as applied to land subject to the O&C Act; it is further

**ORDERED** that the federal defendants' Cross-Motion for Summary Judgment  
[Dkt. # 60] is **DENIED**; and it is further

**ORDERED** that defendant-intervenors' Cross-Motion for Summary Judgment [Dkt. # 66] is **DENIED**.

**SO ORDERED.**

  
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RICHARD J. LEON  
United States District Judge