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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

CASCADIA WILDLANDS PROJECT,  
LEAGUE OF WILDERNESS DEFENDERS -  
BLUE MOUNTAINS BIODIVERSITY  
PROJECT, OREGON CHAPTER OF THE  
SIERRA CLUB,

Plaintiffs,

vs.

WILLIAM ANTHONY, in his capacity as  
District Ranger for the Sisters Ranger District  
of the Deschutes National Forest; UNITED  
STATES FOREST SERVICE, an  
administrative agency of the United States  
Department of Agriculture,

Defendants.

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Civ. Case No. 07-6147-AA

PLAINTIFFS' MOTION FOR  
TEMPORARY RESTRAINING ORDER  
AND PRELIMINARY INJUNCTION ON  
PLAINTIFFS' CLAIMS 1-4

**EXPEDITED HEARING REQUESTED**

**REQUEST FOR ORAL ARGUMENT**

Plaintiffs, through undersigned counsel, hereby request a Temporary Restraining Order and Preliminary Injunction on Plaintiffs' Complaint Counts 1-4 in the above captioned case. Plaintiffs have been informed that logging activities may commence in the near term, as an auction for the project is anticipated on July 3, 2007.

Counsel for Plaintiffs has contacted Jocelyn Somers, counsel for the Defendants, in a good faith effort to resolve the dispute. See LR 7.1.a.1.A. Plaintiffs anticipate that the Forest Service may begin logging as soon as the auction and award of the Black Crater Project contract takes place. The questions to be decided by this motion are as follows:

1. Did the Forest Service violate the National Forest Management Act by authorizing the logging of burned trees from the Cache-Trout Late-Successional Reserve that currently provide key resources to a diversity of wildlife?
2. Did the Forest Service violate the National Forest Management Act by authorizing logging in the Cache-Trout Late-Successional Reserve to meet narrow short-term timber sale program goals?
3. Did the Forest Service ignore extraordinary circumstances and significance factors and violate the National Environmental Policy Act by authorizing the logging project without preparing a basic environmental assessment?
4. Did the Forest Service violate the National Environmental Policy Act by failing to protect diverse populations of wildlife and ensure the scientific integrity of the Black Crater logging project Decision Memo when it relied upon a spotted owl study to reach a conclusion directly at odds with the key findings of the study?

Plaintiffs seek an immediate injunction on the auction and award of the Defendants' Black Crater Project on the Deschutes National Forest, pending a resolution of the merits of this

case. This motion is supported by Plaintiffs' Memorandum in Support of Motion for Temporary Restraining Order and Preliminary Injunction and Plaintiffs' Exhibits 1-17 filed herewith.

Respectfully submitted this 27th day of June, 2007.

/s/ Daniel Kruse  
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