

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

SAFARI CLUB INTERNATIONAL,)
)
 Plaintiff,)
)
 v.) Civil No. 11-cv-01564 (BAH)
)
 KEN SALAZAR, Secretary of the Interior, *et al.*,)
)
 Defendants.)

TERRY OWEN, *et al.*,)
)
 Plaintiffs,)
)
 v.) Civil No. 12-cv-00194 (BAH)
)
 UNITED STATES DEPARTMENT OF THE)
 INTERIOR, *et al.*,)
)
 Defendants.)

EXOTIC WILDLIFE ASSOCIATION, *et al.*,)
)
 Plaintiffs,)
)
 v.) Civil No. 12-cv-00340 (BAH)
) (Consolidated Cases)
 UNITED STATES DEPARTMENT OF THE)
 INTERIOR, *et al.*,)
)
 Defendants.)

**JOINT MOTION TO STAY SUMMARY JUDGMENT BRIEFING
ON 90-DAY FINDING CLAIMS**

Plaintiffs Safari Club International (“SCI”) and Terry Owen, *et al.* (“Owen Plaintiffs”), and Federal Defendants hereby jointly move the Court to stay summary judgment briefing for 30 days on these Plaintiffs’ claims that the U.S. Fish and Wildlife Service has failed to make a timely 90-day finding on their petitions to delist the U.S. captive-bred herds of the scimitar-horned oryx, addax, and dama gazelle. ECF No. 1 (in Civil No. 11-cv-1564 (BAH)) at ¶¶ 100-106; ECF No. 1 (in Civil No. 12-cv-00194 (BAH)). SCI and the Owen Plaintiffs moved for summary judgment on these claims on March 23, 2012. ECF No. 45 at 40-42; ECF No. 43-1. The parties are discussing settlement of these claims, and ask the Court to stay further summary judgment briefing on these claims for 30 days to allow settlement discussions to continue. The stay would not impact the summary judgment briefing schedule on SCI’s remaining claims, or the summary judgment briefing schedule in Plaintiffs Exotic Wildlife Association, *et al.*’s other case (12-cv-00340 (BAH)). Defendant-Intervenor Friends of Animals does not oppose this motion and Defendant-Intervenors Humane Society, *et al.* take no position on this motion. Because a stay is in the interest of judicial and party economy, Plaintiffs SCI and the Owen Plaintiffs and Federal Defendants respectfully request that the Court grant their joint motion.

April 27, 2012

Respectfully submitted,

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Defendants.)	
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TERRY OWEN, <i>et al.</i> ,)	
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Plaintiffs,)	
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v.)	Civil No. 12-cv-00194 (BAH)
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UNITED STATES DEPARTMENT OF THE)	
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)	
Defendants.)	
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EXOTIC WILDLIFE ASSOCIATION, <i>et al.</i> ,)	
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**[PROPOSED] ORDER GRANTING THE PARTIES' JOINT MOTION TO STAY
SUMMARY JUDGMENT BRIEFING ON 90-DAY FINDING CLAIMS**

Upon consideration of the parties' Joint Motion to Stay Summary Judgment Briefing on 90-day finding claims, it is hereby ORDERED that the Motion is GRANTED and summary judgment briefing on these claims (Count V in Plaintiff Safari Club International's Complaint and the First and Second Causes of Action in Plaintiffs Owen, *et al.*'s Complaint) is STAYED for 30 days from the date of this Order. In the event that the parties are unable to finalize the settlement within the 30 day period, and have not moved for an extension of the stay, the briefing schedule on these claims will resume, with Defendants' combined opposition to Plaintiffs' motions for summary judgment and cross-motion for summary judgment due one week following the end of the 30-day period.

Dated this ____ day of _____, 2012

BERYL A. HOWELL
United States District Judge