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10 Attorneys for Plaintiffs

11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE DISTRICT OF ARIZONA  
13 PRESCOTT DIVISION  
14

15 CENTER FOR BIOLOGICAL  
DIVERSITY; SIERRA CLUB; and  
16 GRAND CANYON WILDLANDS  
COUNCIL,

17 Plaintiffs,

18 vs.

19 UNITED STATES FOREST SERVICE,

20 Defendant,

21 and

22 National Rifle Association of America,  
Safari Club International, and National  
23 Shooting Sports Foundation, Inc.,

24 Intervenor-Defendants.

Case No: 3:12-cv-08176-SMM

**DECLARATION OF ALLISON M.  
LAPLANTE IN SUPPORT OF  
PLAINTIFFS' BILL OF COSTS**

25  
26 I, Allison M. LaPlante, do hereby declare:

- 27 1. I am an attorney for Plaintiffs in the above-captioned matter.  
28

1           2.       On March 15, 2017, this Court issued an Order dismissing Plaintiffs' case.  
2       *See* Docket No. 137. The Court issued a Judgment on the same day. *See* Docket No. 138.

3           3.       Plaintiffs filed a Notice of Appeal, and paid the associated \$505 filing fee, on  
4       April 20, 2017. *See* Docket No. 139.

5           4.       On May 30, 2019, the U.S. Court of Appeals for the Ninth Circuit issued an  
6       opinion reversing this Court's March 15, 2017 judgment dismissing Plaintiffs' case.

7           5.       On July 22, 2019, the Mandate of the U.S. Court of Appeals was docketed in  
8       this case. *See* Docket No. 145.

9           6.       Federal Rule of Appellate Procedure 39(e) provides that the filing fee for  
10       appeals is taxable in the district court.

11           7.       Attached as Exhibit 1 to this declaration is a true and correct copy of the  
12       receipt for the \$505 filing fee associated with Plaintiffs' successful appeal in this case and  
13       the associated docket entry noting payment.

14           Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true  
15       and correct.

16           Dated this 5th day of August, 2019.

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*s/ Allison M. LaPlante*  
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*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 5, 2019, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing, which will send notification of such filing to the following:

**Michael Charles Augustini**, United States Department of Justice, Attorney for Defendant United States Forest Service.

**L. John LeSueur**, Attorney for the State of Arizona.

**C.D. Michel**

**William Lee Smith**

**Scott M. Franklin**, Attorneys for Intervener National Rifle Association.

**Douglas S. Burdin**

**Anna M. Seidman**, Attorneys for Intervener Safari Club International.

**Norman D. James**

**Rhett Anthony Billingsley**

**Lawrence G. Keane**, Attorneys for Intervener National Shooting Sports Foundation.

**Kevin Cassidy**, Attorney for Plaintiffs.

*s/ Allison M. LaPlante*

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Allison M. LaPlante



Allison LaPlante <laplante@lclark.edu>

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## Pay.gov Payment Confirmation: AZD CM ECF

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paygovadmin@mail.doc.twai.gov <paygovadmin@mail.doc.twai.gov> Thu, Apr 20, 2017 at 9:03 AM  
To: "valentine-fossum@lclark.edu" <valentine-fossum@lclark.edu>, "laplante@lclark.edu" <laplante@lclark.edu>

Your payment has been submitted to Pay.gov and the details are below. If you have any questions or you wish to cancel this payment, please contact Dana Genger at 602-322-7141.

Application Name: AZD CM ECF  
Pay.gov Tracking ID: 261VRP4T  
Agency Tracking ID: 0970-14145017  
Transaction Type: Sale  
Transaction Date: Apr 20, 2017 12:03:37 PM

Account Holder Name: Allison LaPlante  
Transaction Amount: \$505.00  
Card Type: Visa  
Card Number: \*\*\*\*\*6417

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.



Lia Comerford <comerford@clark.edu>

Activity in Case 3:12-cv-08176-SMM Center for Biological Diversity et al v. United States Forest Service Notice of Appeal

azddb\_responses@azd.uscourts.gov <azddb\_responses@azd.uscourts.gov>  
To: azddb\_nefs@azd.uscourts.gov

Thu, Apr 20, 2017 at 9:03 AM

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.  
\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\* Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court  
DISTRICT OF ARIZONA

Notice of Electronic Filing

The following transaction was entered by LaPlante, Allison on 4/20/2017 at 9:03 AM MST and filed on 4/20/2017

Case Name: Center for Biological Diversity et al v. United States Forest Service  
Case Number: 3:12-cv-08176-SMM  
Filer: Center for Biological Diversity  
Grand Canyon Wildlands Council  
Sierra Club

WARNING: CASE CLOSED on 03/15/2017  
Document Number: 139

Docket Text:  
**NOTICE OF APPEAL to 9th Circuit Court of Appeals re: [138] Clerks Judgment, [137] Order on Motion to Dismiss for Failure to State a Claim, Order on Motion for Judgment on the Pleadings by Center for Biological Diversity, Grand Canyon Wildlands Council, Sierra Club. Filing fee received: \$ 505.00, receipt number 0970-14145017. (LaPlante, Allison)**

3:12-cv-08176-SMM Notice has been electronically mailed to:

- Adam F Keats &nbsp; &nbsp; &nbsp; &nbsp; akeats@centerforfoodsafety.org
- Allison Michelle LaPlante &nbsp; &nbsp; &nbsp; &nbsp; laplante@clark.edu, comerford@clark.edu, ryanshannon@clark.edu
- Anna Margo Seidman &nbsp; &nbsp; &nbsp; &nbsp; aseidman@safariclub.org
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- Scott M Franklin &nbsp; &nbsp; &nbsp; &nbsp; sfranklin@michellawyers.com, csanchez@michellawyers.com
- William Lee Smith &nbsp; &nbsp; &nbsp; &nbsp; lsmith@michelandassociates.com

3:12-cv-08176-SMM Notice will be sent by other means to those listed below if they are affected by this filing:

The following document(s) are associated with this transaction:

Document description: Main Document  
Original filename: n/a  
Electronic document Stamp:  
[STAMP dcecfStamp\_ID=1096393563 [Date=4/20/2017] [FileNumber=16197983-0] [3b8bae6aa9cfd94b841102f082d389403febef80cd3314d957e475ee205825dcf48276786b2c42e56f7bda059737a28c677ccb6cfc48abfc3cab2d9d262015]]