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*Attorneys for Defendants Environmental Protection Agency and
Administrator Gina McCarthy*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

PEBBLE LIMITED PARTNERSHIP,

Plaintiff,

v.

ENVIRONMENTAL PROTECTION
AGENCY and GINA MCCARTHY,

Defendants.

Case No. 3:14-cv-00171-HRH

**JOINT MOTION TO STAY
PROCEEDINGS**

1. For the reasons stated in this motion, the parties jointly move to stay proceedings in this action until March 20, 2017, and to provide a joint submission on that date proposing how the parties would intend to move forward in this case.

2. The parties have conferred since early August on ways to resolve this case. *See, e.g.*, ECF No. 266 ¶ 3. The parties jointly submit that a brief stay of any further litigation in this Court would serve judicial efficiency and economy so that the parties may continue to pursue ways to resolve this case without the press of litigation, including through the continued exploration of mediation. In the meantime, this Court's preliminary injunction of November 25, 2014, would remain in effect for the duration of any stay.

3. This Court has the authority to issue a stay of proceedings: "[T]he power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes of its docket with economy of time and effort for itself, for counsel, and for litigants." *Landis v. N. Am. Co.*, 299 U.S. 248, 254-55 (1936). Accordingly, the parties respectfully submit that further proceedings on the merits of this case, including the submission of a schedule for resolving the merits, should be stayed until March 20, 2017.

December 30, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on December 30, 2016, I caused to be filed electronically the foregoing JOINT MOTION TO STAY PROCEEDINGS with the Clerk of Court using the Court's CM/ECF system, which sends a Notice of Electronic Filing to counsel of record.

/s/ Brad P. Rosenberg
BRAD P. ROSENBERG