

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

MARILYN VANN, et al.,

Plaintiffs,

v.

**DIRK KEMPTHORNE, Secretary of the
United States Department of the Interior,
et al.,**

Defendants.

Civil Action 03-01711 (HHK)

ORDER

Before the court is defendants' motion to dismiss plaintiffs' amended complaint or, in the alternative, for a stay of the case pending resolution of defendants' interlocutory appeal to the United States Court of Appeals for the District of Columbia Circuit [#76, #93, #95]. Upon consideration of the motion, the opposition thereto, and the record of this case, the court concludes that this case should be stayed pending resolution of the defendants' interlocutory appeal.

Accordingly, it is this 7th day of February 2008, hereby

ORDERED that this case is stayed pending resolution of defendants' interlocutory appeal.

Henry H. Kennedy, Jr.
United States District Judge