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14 IN THE UNITED STATES DISTRICT COURT  
15 FOR THE DISTRICT OF ARIZONA  
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17 Center for Biological Diversity, *et al.*, )

Case No. 3:09-cv-08207-DGC

18 Plaintiffs, )

NOTICE OF APPEAL

19 v. )

20 Salazar, *et al.*, )

21 Defendants, )

22 and )

23 Denison Arizona Strip, LLC, *et al.*, )

24 Intervenor-Defendants. )  
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1 Notice is hereby given that Plaintiffs Center for Biological Diversity, Grand  
2 Canyon Trust, Sierra Club, Kaibab Band of Paiute Indians, and Havasupai Tribe appeal  
3 to the United States Court of Appeals for the Ninth Circuit: (1) the Order of the United  
4 States District Court for the District of Arizona, entered May 27, 2011, denying  
5 Plaintiffs' motion for summary judgment as to four out of Plaintiffs' five claims; (2) the  
6 District Court's Order entered June 27, 2011, denying reconsideration of the District  
7 Court's May 27, 2011 Order; and (3) and the Order of the District Court, entered  
8 October 7, 2011, denying Plaintiffs' motion for summary judgment as to their fifth of  
9 five claims. Final judgment was entered by the District Court on October 7, 2011.

10 DATED this 28th day of November, 2011.

Respectfully submitted,

/s/ Amy Atwood

Amy Atwood

Center for Biological Diversity

Neil Levine

Grand Canyon Trust

Roger Flynn

Western Mining Action Project

Attorneys for Plaintiffs

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 28, 2011, I electronically transmitted Plaintiffs' Notice of Appeal to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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