

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

WISCONSIN RESOURCES PROTECTION
COUNCIL, CENTER FOR BIOLOGICAL
DIVERSITY and LAURA GAUGER,

Plaintiffs,

v.

FLAMBEAU MINING COMPANY,

Defendant.

ORDER

11-cv-45-bbc

At the close of plaintiffs' case at trial, defendant moved for judgment as a matter of law, contending that plaintiffs had not met their burden to prove that defendant had violated the Clean Water Act. I reserved a ruling on the motion until after the trial had concluded. At that time I gave plaintiffs a week to respond to defendant's motion; they submitted a timely brief.

Neither side indicated that any additional briefing was necessary so I have assumed that the matter stands ready for decision on the merits. Before proceeding, however, I want to be sure that my assumption is shared by the parties. They may have until July 12, 2012

to respond.

Entered this 3d day of July, 2012.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge