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Counsel for Plaintiff

MONTANA EIGHTEENTH JUDICIAL DISTRICT COURT

GALLATIN COUNTY

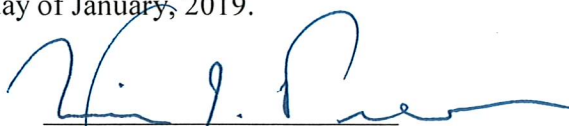
_____)	
SAVE OUR GALLATIN FRONT,)	Case No. DV-19-75B
)	
Plaintiff,)	Judge: Rienne H. McElyea
)	
v.)	
)	PLAINTIFF'S MOTION FOR
MONTANA BOARD OF LAND)	TEMPORARY RESTRAINING ORDER
COMMISSIONERS and MONTANA)	AND PRELIMINARY INJUNCTION
DEPARTMENT OF NATURAL RESOURCES)	
AND CONSERVATION,)	
)	
Defendants.)	
)	
)	
_____)	

Pursuant to MCA § 27-19-201, Plaintiff Save Our Gallatin Front hereby requests that this Court issue a preliminary injunction to prohibit the Defendant Montana Department of Natural Resources and Conservation (“DNRC”) from completing the ongoing auction for the Limestone West Timber Sale Project pending a final judgment in this case.

Further, Plaintiff requests a temporary restraining order pursuant to MCA § 27-19-314 if necessary to provide the Court with an adequate opportunity to rule on Plaintiff’s request for a preliminary injunction before the Limestone West timber sale auction closes on March 5, 2019. In this regard, Plaintiff has provided notice to DNRC of the filing of this motion, as described in the accompanying affidavit of Timothy J. Preso.

The reasons this motion should be granted are set forth in the accompanying Memorandum and supporting affidavits and exhibits. As those materials demonstrate, Plaintiff is likely to succeed on the merits of its challenges to the DNRC’s authorization of the Limestone West timber sale, and completion of the ongoing timber sale auction prior to a final judgment in this case threatens Plaintiff with irreparable harm. Accordingly, Plaintiff respectfully requests that this Court grant the injunctive relief requested in this motion.

Respectfully submitted this 31st day of January, 2019.



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Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that I caused true and accurate copies of the foregoing motion, memorandum, and supporting affidavits and exhibits to be sent by First Class mail to:

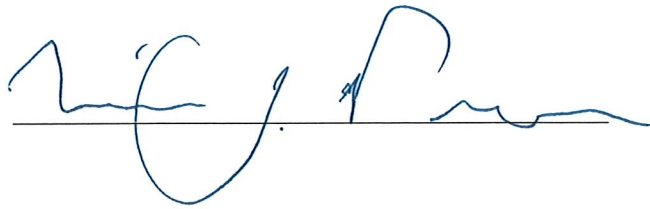
Attorney General Tim Fox
On behalf of the Montana Board of Land Commissioners
Justice Building, Third Floor
215 N. Sanders
P.O. Box 201401
Helena, MT 59620-1401

Attorney General Tim Fox
On behalf of the Montana Department of Natural Resources and Conservation
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Helena, MT 59620-1401

I further certify that I caused a true and accurate copy of the foregoing motion, memorandum, and supporting affidavits and exhibits to be sent by overnight FedEx to:

Mark Phares
Ada Montague
Special Assistant Attorneys General
Montana Department of Natural Resources and Conservation
Forestry and Trust Land Management Divisions
2705 Spurgin Road
Missoula, MT 59804

Dated: January 31, 2019

A handwritten signature in blue ink is written over a horizontal line. The signature is stylized and appears to be the name of the person who signed the certificate.