

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

UNITED STATES OF AMERICA,	)	Civil Action No. 1:90-cv-00229
	)	
Plaintiff	)	
	)	
v.	)	
	)	
ROBERT BRACE, ROBERT BRACE	)	
FARMS, INC., and ROBERT BRACE and	)	
SONS, Inc.	)	
	)	
Defendants	)	

**ORDER**

AND NOW, this \_\_\_ day of \_\_\_\_\_, 2018, upon consideration of Defendants’ Motion for Relief from Judgment Based on Extraordinary Circumstances, it is hereby ORDERED that the Motion is GRANTED. The Court enters the following relief:

Defendants to prospectively continue and complete, by no later than three (3) years from the entry of judgment, the prior commenced conversion of their Murphy Farm tract previously authorized by the United States Department of Agriculture Agricultural Stabilization and Conservation Service (“USDA-ASCS”) in September 1988, pursuant to Section 1222(a)(1) of the Food Security Act of 1985 (“FSA”), corresponding USDA implementing regulations (7 C.F.R. 12.5(d)(i)), consistent with subsequently issued 1993 joint EPA-Corps regulations retroactively treating their pre-December 23, 1985 prior commenced conversion as excluded from the jurisdiction of Clean Water Act (“CWA”) Section 404.

\_\_\_\_\_  
United States Magistrate Judge