

On March 19, 2009, this Court granted Plaintiff's Motion for a Preliminary Injunction and enjoined a regulation promulgated by the Department of the Interior ("Interior") that permitted possession of concealed, loaded and operable firearms in national parks and wildlife refuges in accordance with the laws of the state in which the national park or wildlife refuge is located. See Court's March 19, 2009 Order, Docket No. 43. As part of its Order, the Court required the Defendants to "file a notice with the Court indicating whether Defendants intend to conduct an Environmental Assessment or prepare an Environmental Impact Statement pursuant to the National Environmental Policy Act, or advise the Court with respect to any other intended course of action." Id. at 2. In accordance with the Court's Order, Defendants, through the undersigned counsel, hereby advise the Court that they intend to prepare an environmental impact statement (EIS) analyzing the environmental effects of the enjoined regulation and a range of alternatives, and to reconsider what regulation is appropriate in light of the agency's analysis.

In order to proceed with this course of action, Defendants intend to file a motion seeking to stay this proceeding while Interior prepares an EIS and determines what regulation is appropriate in light of its analysis. Defendants intend to file this motion within thirty days of this Notice.

Respectfully submitted this 17th day of April 2009,

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