

FILED

05/23/2022

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 22-0064

Exhibit A

KATHERINE M. BIDEGARAY
District Judge, Department 2
Seventh Judicial District
300 12th Avenue, N.W., Suite #2
Sidney, Montana 59270

DATE May 16, 2022
CLERK OF DISTRICT COURT
By: [Signature]

MONTANA SIXTEENTH JUDICIAL DISTRICT COURT, ROSEBUD COUNTY

MONTANA ENVIRONMENTAL
INFORMATION CENTER, and SIERRA
CLUB,

Petitioners,

vs.

MONTANA DEPARTMENT OF
ENVIRONMENTAL QUALITY, et al.,

Respondents.

Case No. DV 19-34

JUDGMENT

This action came before the Court for determination as a petition for judicial review of administrative action under the Montana Strip and Underground Mine Reclamation Act (MSUMRA) and the Montana Administrative Procedure Act (MAPA). A decision has been rendered.

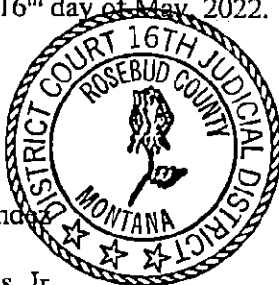
IT IS ORDERED AND ADJUDGED that Judgment is entered as follows:

1. Pursuant to this Court's October 28, 2021, Order on Petition, Judgment is granted to Petitioners and against Respondents under MSUMRA and MAPA and this matter is remanded to Respondent Montana Department of Environmental Quality (DEQ);
2. Pursuant to this Court's January 28, 2022, Order on Remedy and Stay, the challenged AM4 Permit is vacated and vacatur is deferred as provided in that Order (though

vacatur is presently stayed by the Montana Supreme Court, pending briefing on Respondents' requests for a stay);

3. Pursuant to this Court's April 21, 2022, Order on Petitioners' Motion for Fees and Costs, Petitioners are entitled to an award of reasonable fees and costs from DEQ under MSUMRA;
4. Pursuant to this Court's May 13, 2022, Order Awarding Reasonable Attorney Fees and Costs, Petitioners are entitled to an award of fees and costs of \$896,030.25.

DATED this 16th day of May, 2022.



Katherine M. Bidegaray
Hon. Katherine M. Bidegaray
District Court Judge

cc: ✓ Shiloh Hernandez
✓ Derf Johnson
✓ Walton Morris, Jr.
✓ Roger Sullivan
✓ Jeremiah Langston
✓ Nicholas Whitaker
✓ John Martin
✓ Samuel Yemington
✓ Victoria Marquis
✓ Amy Christensen

af 5.16.22