

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

CENTER FOR BIOLOGICAL DIVERSITY,

Plaintiff,

v.

WILBUR ROSS,
in his official capacity as Secretary of the
United States Department of Commerce, et
al.,

Defendants.

Civil Action No. 1:19-cv-02526 (CJN)

ORDER

Upon review of the Parties' Joint Stipulation Requesting Modification of Settlement Agreement, ECF No. 14, which the Court construes as a Joint Motion, it is hereby

ORDERED that the Motion is **GRANTED**. It is further

ORDERED that the Court's Order Approving and Ratifying the Stipulated Settlement Agreement, ECF No. 13, is hereby **MODIFIED** as follows:

On or before October 6, 2020, the National Marine Fisheries Service (NMFS) shall submit to the Federal Register for publication proposed determinations concerning the designation of critical habitat for twelve listed species of coral found in U.S. waters: *Dendrogyra cylindrus*, *Orbicella annularis*, *Orbicella faveolata*, *Orbicella frankski*, *Mycetophyllia ferox*, *Acropora globiceps*, *Acropora jacquelineae*, *Acropora retusa*, *Acropora speciose*, *Euphyllia paradivisa*, *Isopora crateriformis*, and *Seriatopora aculeate*. If NMFS determines to propose critical habitat, NMFS shall submit for publication in the Federal Register a proposed critical habitat rule (or rules) on that same date.

All other operative terms and conditions of the Stipulated Settlement Agreement remain in effect.

DATE: August 2, 2020



CARL J. NICHOLS
United States District Judge