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18 **UNITED STATES DISTRICT COURT**
19 **EASTERN DISTRICT OF WASHINGTON**

20 STATE OF WASHINGTON,

Plaintiff,

21 v.
22

NO. CV-08-5085-FVS

JOINT NOTICE OF LODGING OF
CONSENT DECREE

1 STEVEN CHU, Secretary of the
2 United States Department of
3 Energy, and the UNITED STATES
4 DEPARTMENT OF ENERGY,

Defendants.

5 PLEASE TAKE NOTICE that Plaintiff State of Washington (Washington),
6 and Defendants Secretary of Energy Steven Chu and the United States Department
7 of Energy (collectively “DOE”), hereby lodge with the Court a proposed Consent
8 Decree in this case, which is attached to this notice. Washington and DOE request
9 that the Court withhold consideration of this Decree while Washington and DOE
10 provide an opportunity for public comment. Washington and DOE will provide
11 public notice that the Decree has been lodged with the Court and will solicit public
12 comment. During this public comment period, no action is required of the Court as

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1 to the proposed Consent Decree. After the comment period has closed, Washington
2 and DOE will advise the Court as to whether they request that the Court enter the
3 proposed Consent Decree.

4 Respectfully submitted this 11th day of August 2009.

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8 s/ David Kaplan
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1 **PROOF OF SERVICE**

2 I certify that I electronically filed the foregoing document with the Clerk of
3 the U.S. District Court using the CM/ECF system which will send notification of
4 such filing to all parties of record.

5 DATED this 11th day of August 2009.

6 s/ Andrew A. Fitz
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