

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ENVIRONMENTAL DEFENSE FUND,

Plaintiff,

v.

DEPARTMENT OF THE INTERIOR, et al.,

Defendants.

Civ. A. No. 25-0871 (DLF)

STIPULATION TO DISMISS CASE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Environmental Defense Fund (“EDF”) and Defendants Department of the Interior (“Interior”) and National Oceanic and Atmospheric Administration (“NOAA”) hereby stipulate to dismiss the above-captioned case, and state as follows:

1. EDF filed its Complaint on March 24, 2025, ECF No. 1, regarding its three February 3, 2025 Freedom of Information Act (“FOIA”) requests made to Defendants and the Council on Environmental Quality (“CEQ”). *See id.* ¶¶ 6-16, 52-93.
2. By stipulation, ECF No. 18, and pursuant to this Court’s June 15, 2025 Minute Order approving the stipulation, CEQ was dismissed from this case.
3. Interior completed its search and produced no responsive records. Pursuant to this Court’s August 1, 2025 Order, ECF No. 24, Interior provided EDF with an affidavit describing the parameters of its search. Interior’s final affidavit is attached to this stipulation as Exhibit 1.
4. Pursuant to this Court’s August 1, 2025 Order, ECF No. 24, NOAA released responsive records to EDF on August 29, 2025, accompanied by a *Vaughn* index. NOAA made a

supplemental production to EDF on September 5, 2025, which included an updated *Vaughn* index.

5. EDF is now satisfied that Interior and NOAA have made final determinations as required by FOIA and agrees to dismiss this case. Each party will bear its own costs.

Dated: February 6, 2026

/s/ Samantha R. Caravello
SAMANTHA R. CARAVELLO
(Bar ID CO0080)
NATHANIEL H. HUNT
(Bar ID CO0107)
REBECCA GLENN
(Bar ID CO00134)
Kaplan Kirsch LLP
1675 Broadway, Suite 2300
Denver, CO 80202
Telephone: (303) 825-7000
Email: scaravello@kaplankirsch.com
nhunt@kaplankirsch.com
rglenn@kaplankirsch.com

ERIN MURPHY (Bar ID D00532)*
Environmental Defense Fund
555 12th St NW, Suite 400
Washington, D.C. 20004
Telephone: (202) 572-3525
Email: emurphy@edf.org
*Practicing pursuant to D.C. Ct. App. Rule
49(c)(3)

Attorneys for Environmental Defense Fund

JEANINE FERRIS PIRRO
United States Attorney

By: /s/ Saifuddin Kalolwala
SAIFUDDIN KALOLWALA
D.C. Bar #
Assistant United States Attorney
601 D Street, NW
Washington, D.C. 20530
(202) 252-2550

Email: saifuddin.kalolwala@usdoj.gov

Attorneys for the United States of America