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11 *Attorneys for Plaintiffs*

12 **UNITED STATES DISTRICT COURT**  
13 **DISTRICT OF NEVADA**

14 CENTER FOR BIOLOGICAL DIVERSITY,  
15 et al.,

16 Plaintiffs,

17 vs.

18 DOUG BURGUM, in his official capacity as  
19 Secretary of the Interior, et al.,

20 Defendants,

21 IONEER RHYOLITE RIDGE, LLC

22 Defendant-Intervenor.

Case No: 2:24-cv-02043-CDS-NJK

**NOTICE OF APPEAL**

23  
24 Plaintiffs Center for Biological Diversity, Great Basin Resource Watch, and Western  
25 Shoshone Defense Project, through their counsel of record, hereby file this Notice of Appeal  
26 pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure and 28 U.S.C. § 1291.

1 Plaintiffs appeal from the Order Denying Plaintiffs' Motion for Summary Judgment,  
2 Granting Defendants' Cross-Motion for Summary Judgment, and Granting Plaintiffs' Motion for  
3 Leave to File Supplemental Authority, Docket No. 58, entered by the Court in this matter on March  
4 31, 2026, to the extent that the Court's Order denies Plaintiffs' Motion for Summary Judgment  
5 and grants Defendants' Cross-Motion for Summary Judgment, as well as any or all issues or  
6 rulings adverse to Plaintiffs that are antecedent to, or subsumed within, the foregoing judicial  
7 determinations in the above-captioned action. Appeal is taken to the United States Court of  
8 Appeals for the Ninth Circuit. Pursuant to Federal Rule of Appellate Procedure 12(b), a  
9 representation statement is attached hereto as Exhibit 1.

10  
11 Dated April 8, 2026

Respectfully submitted,

12 */s/ Scott Lake*

13 \_\_\_\_\_  
Scott Lake

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17  
18 */s/ Megan M. Ortiz*

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*/s/ Roger Flynn*

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**EXHIBITS**

**Exhibit 1: FRAP 12(B) and Ninth Circuit Rule 3-2(B) Representation Statement**

**CERTIFICATE OF SERVICE**

I hereby certify that today I electronically filed the foregoing Notice of Appeal with the Clerk of the Court using the CM/ECF system, which will send notification of such upon all attorneys of record.

Dated April 8, 2026

Respectfully submitted,

*/s/ Scott Lake*

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