

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

**CENTER FOR BIOLOGICAL
DIVERSITY, *et al.*,**

Plaintiffs,

v.

**WILBUR ROSS, in his official capacity as
Secretary of Commerce, *et al.*,**

Defendants,

and

**MASSACHUSETTS LOBSTERMEN'S
ASSOCIATION, INC., *et al.*,**

Defendant-Intervenors.

Civil Action No. 18-112 (JEB)

ORDER

For the reasons set forth in the accompanying Memorandum Opinion, the Court
ORDERS that:

1. The portion of the 2014 Biological Opinion on the American lobster fishery pertaining to the North Atlantic right whale is hereby VACATED and REMANDED to the agency;
2. Vacatur is STAYED until May 31, 2021;
3. Plaintiffs' request for an injunction prohibiting the National Marine Fisheries Service from authorizing the use of static vertical lines in the proposed Southern New England Restricted Area is DENIED; and

4. Defendants shall submit status reports updating the Court on their progress toward new rules and a new BiOp beginning September 30, 2020, and every sixty days thereafter.

SO ORDERED.

/s/ James E. Boasberg
JAMES E. BOASBERG
United States District Judge

Date: August 19, 2020