Harriet M. Hageman (Wyo. Bar. # 5-2656) New Civil Liberties Alliance 1225 19<sup>th</sup> Street NW, Suite 450 Washington, DC 20036 Telephone: 202-869-5210 Harriet.Hageman@ncla.legal

222 East 21<sup>st</sup> Street Cheyenne, Wyoming 82001 Telephone: 307-635-4888

## ATTORNEYS FOR PETITIONERS/PLAINTIFFS

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF WYOMING

RANCHERS CATTLEMEN ACTION	)
LEGAL FUND UNITED	)
STOCKGROWERS OF AMERICA;	)
TRACY and DONNA HUNT, d/b/a THE MW	)
CATTLE COMPANY, LLC; and KENNY and	)
ROXY FOX,	) No. 19-CV-205-F
	)
Petitioners/Plaintiffs,	)
	)
vs.	)
	)
UNITED STATES DEPARTMENT OF	)
AGRICULTURE; ANIMAL AND PLANT	)
HEALTH INSPECTION SERVICE;	)
SONNY PERDUE, in his official	)
capacity as the Secretary of Agriculture;	)
and KEVIN SHEA, in his official	)
capacity as Administrator of the Animal	)
and Plant Health Inspection Service,	)
-	)
Respondents/Defendants.	)

# PETITIONERS <u>SUPPLEMENTAL</u> RULE 60 MOTION SEEKING RELIEF FROM ORDER DISMISSING CASE FOR LACK OF JURISDICTION

#### Case 1:19-cv-00205-NDF Document 23 Filed 02/27/20 Page 2 of 2

Ranchers Cattlemen Action Legal Fund United Stockgrowers of America ("R-CALF USA"); Tracy and Donna Hunt, d/b/a The MW Cattle Company, LLC ("Hunt); and Kenny and Roxy Fox ("Fox"), by and through their attorneys, Harriet M. Hageman and New Civil Liberties Alliance, and pursuant to Federal Rule of Civil Procedure 60(b) hereby move this honorable Court for relief from its "Order Dismissing Case for Lack of Jurisdiction." Petitioners have filed contemporaneously herewith a Brief in support setting forth the factual and legal basis for this Motion.

WHEREFORE, Petitioners respectfully request that this Court enter an Order Pursuant to Rule 60(b) reversing its previous decision, reinstating this case to its docket, and for such other relief as is just under the circumstances.

Dated this 27th day of February 2020

Attorneys for Petitioners/Plaintiffs

<u>/s/ Harriet M. Hageman</u> Harriet M. Hageman (Wyo. Bar # 2656) Senior Litigation Counsel New Civil Liberties Alliance 1225 19<sup>th</sup> Street NW, Suite 450 Washington, DC 20036 <u>Harriet.Hageman@NCLA.legal</u> (202) 869-5210

#### CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that on February 27, 2020, a copy of the foregoing document was filed with the Court's ECF system, which will send a notice of electronic filing to counsel of record.

### <u>/s/ Harriet M. Hageman</u>

Harriet M. Hageman