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*Attorneys for Petitioners Western Energy Alliance and  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING**

STATE OF WYOMING, et al.,	)	
	)	
Petitioners,	)	Civil Case No. 2:16-cv-00285-SWS [Lead]
v.	)	
	)	Consolidated with:
	)	
UNITED STATES DEPARTMENT OF THE	)	Case No. 2:16-cv-00280-SWS
INTERIOR, et al.	)	
	)	Assigned: Hon. Scott W. Skavdahl
Respondents.	)	
	)	

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**NOTICE OF WITHDRAWAL OF MOTION FOR PRELIMINARY INJUNCTION**

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In light of the Bureau of Land Management’s (“BLM”) final rule delaying and suspending certain requirements of the Waste Prevention, Production Subject to Royalties, and Resource Conservation Rule, *see* 82 Fed. Reg. 58,050 (Dec. 8, 2017) (“Delay Rule”), Petitioners Western Energy Alliance and the Independent Petroleum Association of America (collectively,

“Industry Petitioners”) respectfully submit this Notice of Withdrawal of their Motion for Preliminary Injunction and the associated Memorandum in Support, *see* ECF Nos. 160 and 161.

Industry Petitioners reserve their rights to renew their request to preliminarily enjoin the BLM from applying the Waste Prevention, Production Subject to Royalties, and Resource Conservation Rule (81 Fed. Reg. 83,008 (Nov. 18, 2016)) (“Venting and Flaring Rule”) should they again face irreparable harm from its application, such as if the status of the Delay Rule changes, the Delay Rule fails to take effect on January 8, 2018 as scheduled, or some or all of the delayed and suspended provisions of the Venting and Flaring Rule take effect on or before January 17, 2019. In addition, by withdrawing their motion for preliminary injunction and associated memorandum in support, Industry Petitioners do not withdraw or otherwise limit any claims or arguments made in their merits brief filed October 2, 2017. *See* ECF No. 130.

Respectfully submitted this 12th day of December, 2017.

HOLLAND & HART LLP

By: *s/ Eric P. Waeckerlin*

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America*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of December, 2017, the foregoing **NOTICE OF WITHDRAWAL OF PRELIMINARY INJUNCTION** was filed electronically with the Court, using the CM/ECF system, which caused automatic electronic notice of such filing to be served upon all counsel of record.

*s/ Eric P. Waeckerlin* \_\_\_\_\_