

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

NUCLEAR WATCH NEW MEXICO,

Plaintiff,

v.

No. 1:16-cv-00433-JCH-SCY

UNITED STATES DEPARTMENT  
OF ENERGY and LOS ALAMOS  
NATIONAL SECURITY, LLC.,

Defendants,

and

NEW MEXICO ENVIRONMENTAL  
DEPARTMENT,

Intervenor.

**PARTIAL FINAL JUDGMENT**

Pursuant to the Court's Memorandum Opinion and Order (ECF No. 145), Federal Rules of Civil Procedure 54(b) and 58, and Los Alamos National Security, LLC's Motion for Entry of a Partial Final Judgment:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Los Alamos National Security, LLC's Motion for Summary Judgment (ECF No. 96) is GRANTED and that Plaintiff Nuclear Watch New Mexico's Motion for Partial Summary Judgment against Los Alamos National Security, LLC (ECF No. 94) is DENIED, and that Plaintiff's claims against Los Alamos National Security, LLC are hereby dismissed in their entirety;

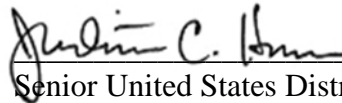
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that dismissal of Plaintiff's claims against Defendant Los Alamos National Security, LLC are final and separable from the remaining claims in this action because they resolve all claims against LANS and the

dismissal is based on mootness grounds that are unique as to LANS because LANS has ceased any role as the management and operations contractor, remediation contractor, or co-holder of the Resource Conservation and Recovery Act permit for Los Alamos National Laboratory, and is in the process of winding down its business;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there is no just reason for delay of entry of partial final judgment as to the claims against Defendant Los Alamos National Security, LLC because the prejudice to LANS in waiting for this litigation to be concluded outweighs the concern of piecemeal appeals.

IT IS ORDERED, ADJUDGED AND DECREED that Defendant Los Alamos National Security, LLC's Motion for Entry of a Partial Final Judgment is hereby GRANTED and that Plaintiff's claims against Los Alamos National Security, LLC are hereby dismissed in their entirety.

**IT IS SO ORDERED.**

  
Senior United States District Judge