

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION
LONDON

SIERRA CLUB,

Plaintiff,

V.

ICG HAZARD, LLC,

Defendant.

Civil No: 11-148-GFVT

JUDGMENT

*** *** *** ***

In accordance with the Order entered contemporaneously herewith and the Memorandum Opinion and Order entered on September 28, 2012, [R. 65] and pursuant to Rule 58 of the Federal Rules of Civil Procedure, it is **ORDERED AND ADJUDGED:**

(1) Defendant ICG's Motion for Summary Judgment [R. 40] is **GRANTED** as to all claims asserted against it;

(2) Plaintiff Sierra Club's Motion for Summary Judgment [R. 41] is **DENIED**;

(3) This is a **FINAL** and **APPEALABLE ORDER** and there is no just cause for delay; and

(4) All issues having been resolved, this case is **STRICKEN** from the active Docket.

This 11th day of January, 2013.



Signed By:

Gregory F. Van Tatenhove 

United States District Judge