

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**
Senior Judge Wiley Y. Daniel

Civil Action No. 18-cv-03258-WYD

SAVE THE COLORADO, a Colorado nonprofit corporation;
THE ENVIRONMENTAL GROUP, a Colorado nonprofit corporation;
WILDEARTH GUARDIANS, a nonprofit corporation;
LIVING RIVERS, a nonprofit corporation;
WATERKEEPER ALLIANCE, INC., a nonprofit corporation; and
SIERRA CLUB, a nonprofit corporation.

Petitioners,

v.

LIEUTENANT GENERAL TODD T. SEMONITE, in his official capacity as the Chief of the U.S. Army Corps of Engineers;
DAVID L. BERNHARDT, in his official capacity as Acting Secretary of the Interior; and
MARGARET EVERSON, in her official capacity as Acting Director of the U.S. Fish and Wildlife Service.

Respondents,

and

CITY AND COUNTY OF DENVER, ACTING BY AND THROUGH ITS BOARD OF WATER COMMISSIONERS,

Proposed Respondent-Intervenor.

ORDER GRANTING MOTION TO INTERVENE

Daniel, J.

This matter comes before the Court on the Motion of the City and County of Denver, acting by and through its Board of Water Commissioners (“Denver Water”) for Leave to Intervene as a Respondent. (ECF No. 7). Denver Water seeks to intervene either under Fed. R. Civ. P. 24(a)(2), as a matter of right, or under Fed. R. Civ. P. 24(b)(1)(B), permissively. Denver Water represents that no party opposes the motion to

intervene. (ECF No. 7 at 2).

After carefully reviewing Denver Water's motion and the relevant authority, I find that it has satisfied the requirements of Fed. R. Civ. P. 24(a)(2), and the pending motion to Intervene (ECF No. 7) is **GRANTED**. Denver Water is permitted to intervene as a Respondent because it satisfies the requirements for intervention under Fed. R. Civ. P. 24. It is

FURTHER ORDERED that Denver Water shall have up to and including **April 26, 2019**, to answer or otherwise respond to the Petition for Review of Agency Action (ECF No. 1). It is

FURTHER ORDERED that the clerk of the court shall amend the case caption to add Denver Water as a Respondent in this action.

Dated: February 8, 2019

BY THE COURT:

/s/ Wiley Y. Daniel

WILEY Y. DANIEL,
SENIOR UNITED STATES DISTRICT JUDGE