IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

THE LOS ALAMOS STUDY GROUP,

Plaintiff,

٧.

Case No. 1:11-CV-0946-JB-LAM

UNITED STATES DEPARTMENT OF ENERGY; et al.,

Defendants.

STIPULATION OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41 (a)(1)(A)(ii), the Parties hereby stipulate that the captioned action shall be and hereby is dismissed without prejudice. The Parties further agree and stipulate that each Party will bear its own attorneys' fees and costs for this litigation.

> Respectfully submitted, [Electronically Filed]

HINKLE HENSLEY, SHANOR & MARTIN, L.L.P.

For Plaintiff

/s/ Thomas M. Hnasko THOMAS M. HNASKO P.O. Box 2068 Santa Fe, NM 87504 Phone: (505) 982-4554/Fax: (505) 982-8623 thnasko@hinklelawfirm.com

LINDSAY A. LOVEJOY, JR. Law Office of Lindsay A. Lovejoy, Jr. 3600 Cerrillos Road #1001A Santa Fe, NM 87507 Phone: (505) 983-1800/Fax: (505) 983-4508

lindsay@lindsaylovejoy.com

For Federal Defendants

ROBERT G. DREHER
Acting Assistant Attorney General
United States Department of Justice
Environment and Natural Resources Division

/s/ John P. Tustin
JOHN P. TUSTIN, Trial Attorney
Natural Resources Section
P.O. Box 663
Washington, D.C. 20044-0663
Phone: (202) 305-3022/Fax: (202) 305-0506
john.tustin@usdoj.gov

ANDREW A. SMITH, Trial Attorney Natural Resources Section c/o U.S. Attorney's Office P.O. Box 607 Albuquerque, NM 87103 Phone: (505) 224-1468/Fax: (505) 346-7205 andrew.smith6@usdoj.gov

Certificate of Service

I hereby certify that on this 4th day of April 2014, I filed the foregoing *Stipulation of Dismissal* electronically through the CM/ECF System, which caused the following parties or counsel of record to be served by electronic means as more fully reflected in the Notice of Electronic Filing.

John P. Tustin

Andrew A. Smith

/s/ Thomas M. Hnasko______
Thomas M. Hnasko