

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

GRAND CANYON TOURS, INC.,
MARTIN LITTON, AND GANS, INC.,

Plaintiffs,

vs.

RONALD H. WALKER, Director,
National Park Service, PHILIP R.
IVERSEN, Utah Director, National
Park Service, HELEN E. SMITH,
Superintendent, Grand Canyon
National Park, GILBERT R. SHAMM,
Commissioner, Bureau of Reclamation,
DAVID L. CRANDALL, Director of
Region Four, Bureau of Reclamation,
and ROBERTS C. B. MORTON, Secretary
of the Interior,

Defendants.

Civil Action No. C-242-73

ORDER OF DISMISSAL

Filed in United States District
Court, District of Utah

Time: AUG 1 1973

Clerk

Complaint in this matter was filed with the United States District Court on Tuesday, July 31, 1973, with a Motion for Temporary Injunction and Affidavit in support thereof. The matter was heard briefly in chambers at approximately 5:30 p.m. that day with the plaintiffs being represented by Owen Olpin, Esq., and Constance K. Lundberg, Esq. The defendants were represented by C. Nelson Day, United States Attorney and Thomas G. Parker, Regional Solicitor for the Department of Interior. After brief arguments by counsel, the matter was continued until 10 a.m., Wednesday, August 1, 1973, at which time plaintiffs were represented by Owen Olpin, Esq., Constance K. Lundberg, Esq., and Chris Mangesgard, Esq., and the defendants were represented by C. Nelson Day, United States Attorney, and Thomas G. Parker, Regional Solicitor for the Department of Interior.

Plaintiffs,

vs.

RONALD H. WALKER, Director,
National Park Service, PHILLIP R.
IVERSEN, Utah Director, National
Park Service, MERLE E. STITE,
Superintendent, Grand Canyon
National Park, CHESTER E. SEAMAN,
Commissioner, Bureau of Reclamation,
DAVID L. CRANFALL, Director of
Region Four, Bureau of Reclamation,
and MORTON C. B. MORTON, Secretary
of the Interior,

Defendants.

Civil Action No. C-242-73

ORDER OF DISMISSAL

Filed in United States District
Court, District of Utah.

AUG 1 1973

Clerk

Complaint in this matter was filed with the United States District Court on Tuesday, July 31, 1973, with a Motion for Temporary Injunction and Affidavit in support thereof. The matter was heard briefly in chambers at approximately 5:30 p.m. that day with the plaintiffs being represented by Owen Olpin, Esq., and Constance K. Lundberg, Esq. The defendants were represented by C. Nelson Day, United States Attorney and Thomas O. Parker, Regional Solicitor for the Department of Interior. After brief arguments by counsel, the matter was continued until 10 a.m., Wednesday, August 1, 1973, at which time plaintiffs were represented by Owen Olpin, Esq., Constance K. Lundberg, Esq., and Chris Wangsgard, Esq., and the defendants were represented by C. Nelson Day, United States Attorney, and Thomas O. Parker, Regional Solicitor for the Department of Interior. Testimony was given by witnesses called by the plaintiffs and the matter was argued by counsel.

The Court being fully advised in the matter and good cause appearing,

IT IS HEREBY ORDERED, upon motion of the United States Attorney, that no evidence has been produced or shown to the Court warranting a temporary injunction or other relief prayed for by the plaintiffs and the complaint itself fails to state a claim upon which relief can be granted and accordingly, the Motion for Temporary Injunction is overruled and denied and the complaint is dismissed.

DATED this 1st day of August, 1973.

/s/ Alden J. Anderson
ALDEN J. ANDERSON, District Judge
United States District Court

Copy of the above and foregoing Order of Dismissal mailed Owen Olpin, Esq., College of Law, University of Utah, Salt Lake City, Utah, 84112, to Constance R. Lundberg, Esq., 79 South State Street, Salt Lake City, Utah, 84111, and to Chris Wauggard, 141 East First South, Salt Lake City, Utah, 84111, this 1st day of August, 1973.

/s/ Mary Brockmeier
Secretary