

FILED: October 10, 2018

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 17-2399 (L)

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SIERRA CLUB, INC.; APPALACHIAN VOICES; WILD VIRGINIA, INC.

Petitioners

v.

UNITED STATES FOREST SERVICE; UNITED STATES DEPARTMENT OF  
AGRICULTURE

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

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CHEROKEE FOREST VOICES; THE CLINCH COALITION; GEORGIA  
FORESTWATCH; MOUNTAINTRUE

Amici Supporting Petitioner

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No. 18-1012

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THE WILDERNESS SOCIETY; PRESERVE CRAIG, INC.; SAVE MONROE, INC.

Petitioners

v.

UNITED STATES FOREST SERVICE; UNITED STATES DEPARTMENT OF AGRICULTURE

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

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No. 18-1019

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SIERRA CLUB, INC.; APPALACHIAN VOICES; WILD VIRGINIA, INC.

Petitioners

v.

UNITED STATES DEPARTMENT OF THE INTERIOR; UNITED STATES BUREAU OF LAND MANAGEMENT; UNITED STATES FOREST SERVICE; UNITED STATES DEPARTMENT OF AGRICULTURE

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

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CHEROKEE FOREST VOICES; THE CLINCH COALITION; GEORGIA  
FORESTWATCH; MOUNTAINTRUE

Amici Supporting Petitioner

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No. 18-1036

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THE WILDERNESS SOCIETY; PRESERVE CRAIG, INC.; SAVE MONROE,  
INC.

Petitioners

v.

UNITED STATES DEPARTMENT OF THE INTERIOR; UNITED STATES  
BUREAU OF LAND MANAGEMENT; UNITED STATES FOREST SERVICE;  
UNITED STATES DEPARTMENT OF AGRICULTURE

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

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ORDER

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Intervenor Mountain Valley Pipeline (“MVP”) has filed a petition for rehearing in this case. Pursuant to Fed. R. App. Proc. 40(a)(4)(A) and (C), we grant rehearing for the limited purpose of clarifying that our prior opinion in *Sierra Club v. United States Forest Service*, 897 F.3d 582 (4th Cir. 2018), does not vacate

the portion of the Bureau of Land Management's Record of Decision authorizing a right of way and temporary use permits for MVP to cross the Weston and Gauley Bridge Turnpike Trail. The opinion otherwise remains in effect, and reargument is not necessary.

Entered at the direction of Judge Thacker with the concurrence of Chief Judge Gregory and Senior Judge Traxler.

For the Court

/s/ Patricia S. Connor, Clerk