

PLAINTIFFS' EXHIBIT 1
To Plaintiffs' Motion for Reconsideration
Or Alternatively Partial Reconsideration
Civ. No. 03-2006 (EGS/JMF)

FILED
IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

2006 JAN 20 PM 3:32
U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO, FLORIDA

05-13683-HH

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

JAN 18 2006

THOMAS K. KAHN
CLERK

ATLANTIC GREEN SEA TURTLE,
(Chelonia mydas),
LEATHERBACK SEA TURTLE,
(Dermochelys coriacea),
ET AL.,

Plaintiffs-Appellants,

versus

6:04cv1576

COUNTY COUNCIL OF VOLUSIA COUNTY FLORIDA,
a political subdivision of the State of Florida,
U.S. FISH AND WILDLIFE SERVICE,
ET AL.,

Defendants-Appellees.

On Appeal from the United States District Court for the
Southern District of Florida

BEFORE: TJOFLAT, BIRCH, and DUBINA, Circuit Judges.

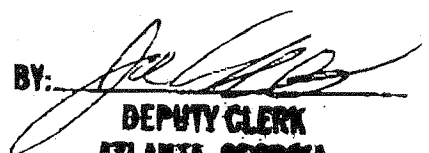
BY THE COURT:

The "Motion to Dismiss Appeal as Moot," also construed as a motion to vacate

the district court's judgment and to remand with instructions to dismiss the action below as moot, is GRANTED. The judgment is hereby VACATED, and this matter is REMANDED with instructions to dismiss the action as moot.

The Clerk is directed to close the file on this appeal.

A TRUE COPY - ATTESTED:
CLERK U.S. COURT OF APPEALS
ELEVENTH CIRCUIT

BY: 
DEPUTY CLERK
ATLANTA, GEORGIA