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**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MONTANA  
MISSOULA DIVISION**

DEFENDERS OF WILDLIFE, et al.,

Plaintiffs,

v.

DIRK KEMPTHORNE, et al.,

Defendants.

Civil No. 05-99-M-DWM

**DEFENDANTS' UNOPPOSED  
MOTION TO MODIFY ORDER**

Pursuant to Fed. R. Civ. P. 60(b) and Local Rule 7.1, Defendants Dirk Kempthorne, Secretary of the Interior, et al. (“Defendants”), hereby respectfully move for a modification of the Court’s September 29, 2006 Order (“Order”) to extend the deadline for Defendants to complete the status review and 12-month finding for the wolverine (*Gulo gulo luscus*) by five months, to and including February 28, 2008. In accordance with Local Rule 7.1(j), Plaintiffs’ counsel has been contacted and has stated that Plaintiffs do not oppose this Motion. In support of this Motion, Defendants rely upon the accompanying supporting memorandum; the accompanying Declaration of Randall Luthi, Deputy Director for the U.S. Fish and Wildlife Service; the accompanying Proposed Order; and the pleadings and other documents on file in this action.

Respectfully submitted this 5th day of April, 2007.

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