

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

NO. 7:17-CV-162-FL

NATIONAL AUDUBON SOCIETY,

Plaintiff,

v.

**Judgment in a Civil Case**

UNITED STATES ARMY CORPS OF  
ENGINEERS, COLONEL ROBERT J.  
CLARK in his official capacity as District  
Commander of the Wilmington District,  
and THE TOWN OF OCEAN ISLE  
BEACH,

Defendants.

**Decision by Court.**

This action came before the Honorable Louise W. Flanagan, United States District Judge, for consideration of the parties' cross motions for summary judgment.

**IT IS ORDERED AND ADJUDGED**, in accordance with the court's order entered this date, that plaintiff's motion for summary judgment is denied, defendants' motions for summary judgment are granted, and this action is hereby dismissed.

This Judgment Filed and Entered on September 25, 2019, with service on:

Kimberley Hunter, Leslie Griffith, Geoffrey Randall      (via CM/ECF Notice of Electronic Filing)  
Gisler

Claudia A. Hadjigeorgiou, Neal Fowler, Andrew S.      (via CM/ECF Notice of Electronic Filing)  
Coghlan, Martin F. McDermott

Chad D. Hansen, Phillip A. Harris, Jr., Todd S.      (via CM/ECF Notice of Electronic Filing)  
Roessler

September 25, 2019

PETER A. MOORE, JR., CLERK  
/s/ M. Castania

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By M. Castania, Deputy Clerk