

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT

GROCERY MANUFACTURERS)	
ASSOCIATION, <i>et al.</i> ,)	
)	
<i>Plaintiffs,</i>)	
)	
v.)	
)	Case No. 5:14-cv-00117-CR
WILLIAM H. SORRELL, in his official capacity))	
as the Attorney General of Vermont, <i>et al.</i> ,)	
)	
<i>Defendants,</i>)	
and)	
)	
VERMONT PUBLIC INTEREST RESEARCH))	
GROUP and CENTER FOR FOOD SAFETY,))	
)	
<u><i>Proposed Intervenor-Defendants.</i></u>)	

**VERMONT PUBLIC INTEREST RESEARCH GROUP AND CENTER FOR FOOD
SAFETY’S MOTION FOR LEAVE TO FILE MOTION TO JOIN DEFENDANTS’
MOTION TO DISMISS**

The Vermont Public Interest Research Group and the Center for Food Safety (“Movants”) hereby move for leave to file a Motion to Join Defendants’ Motion to Dismiss (Doc. 24).

MEMORANDUM OF LAW

Pursuant to Federal Rule of Civil Procedure 7(b) and Local Rule 7, Movants seek leave from the Court to file the attached Motion to Join. Because Movants hope to participate in this case going forward, it is important that Movants be allowed to reserve the ability to participate in the Motion to Dismiss phase of this case (e.g., Reply briefing), which Movants request by filing the attached Motion to Join.

Therefore, Movants respectfully request that the Court grant this Motion for Leave to File the attached Motion to Join.

DATED: August 28, 2014

Respectfully submitted,

By: /s/ Laura B. Murphy
Laura B. Murphy
Environmental & Natural Resources Law Clinic
Vermont Law School
P.O. Box 96, 164 Chelsea Street
South Royalton, VT 05068
Telephone: (802) 831-1123
Fax: (802) 831-1631
Email: lmurphy@vermontlaw.edu

George Kimbrell (*Pro Hac Vice Pending*)
Aurora Paulsen (*Pro Hac Vice Pending*)
Center for Food Safety
917 SW Oak Street, Suite 300
Portland, OR 97205
Telephone: (971) 271-7372
Fax: (971) 271-7374
Email: gkimbrell@centerforfoodsafety.org
apaulsen@centerforfoodsafety.org

Counsel for Proposed Intervenor-Defendants

LOCAL RULE 7(A)(7) CERTIFICATE

I hereby certify that Movants made good faith efforts to obtain the parties' agreement to this motion for leave. Defendants consent to this motion. Plaintiffs do not consent to this motion.¹

By: /s/ Laura B. Murphy
Laura B. Murphy
Environmental & Natural Resources Law Clinic
Vermont Law School
P.O. Box 96, 164 Chelsea Street
South Royalton, VT 05068
Telephone: (802) 831-1123
Fax: (802) 831-1631
Email: lmurphy@vermontlaw.edu

¹ Plaintiffs were willing to consent upon conditions that were unacceptable to Movants. Plaintiffs would consent if: 1) Proposed Intervenor-Defendants receive intervenor status and 2) Proposed Intervenor-Defendants agree not to file additional papers on the motion to dismiss.

CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2014, I electronically filed with the Clerk of Court the following document:

Vermont Public Interest Research Group and Center for Food Safety's Motion for Leave to File Motion to Join Defendants' Motion to Dismiss

using the CM/ECF system. The CM/ECF system will provide service of such filing via Notice of Electronic Filing (NEF) to the following NEF parties:

For Plaintiffs:

Matthew B. Byrne
Judith E. Coleman
Catherine E. Stetson

For Defendants:

Jon T. Alexander
Lee Turner Friedman
Kyle H. Landis-Marinello
Daniel N. Lerman
Lawrence S. Robbins
Megan J. Shafritz
Naomi Sheffield

And I also caused to be served, by United States Postal Service, the following non-NEF parties:

E. Desmond Hogan
Hogan Lovells US LLP
555 Thirteenth Street, N.W.
Washington, DC 20004

Alan D. Strasser
Robbins, Russell, Englert, Orseck,
Untereiner & Sauber LLP
1801 K Street N.W., Suite 411 L
Washington, DC 20006

DATED: South Royalton, VT, August 28, 2014

By: /s/ Laura B. Murphy
Laura B. Murphy
Environmental & Natural Resources Law Clinic
Vermont Law School
P.O. Box 96, 164 Chelsea Street
South Royalton, VT 05068
Telephone: (802) 831-1123
Fax: (802) 831-1631
Email: lmurphy@vermontlaw.edu