

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VERMONT

U.S. DISTRICT COURT  
DISTRICT OF VERMONT  
FILED

2014 JUL 21 PM 3:04

GROCERY MANUFACTURERS )  
ASSOCIATION, *et al.*, )

*Plaintiffs,* )

v. )

WILLIAM H. SORRELL, in his official capacity )  
as the Attorney General of Vermont, *et al.*, )

*Defendants,* )

and )

VERMONT PUBLIC INTEREST RESEARCH )  
GROUP and CENTER FOR FOOD SAFETY, )

*Proposed Intervenor-Defendants.* )

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Case No. 5:14-cv-00117-CR

**VERMONT PUBLIC INTEREST RESEARCH GROUP AND CENTER FOR FOOD  
SAFETY'S MOTION TO INTERVENE AS DEFENDANTS**

The Vermont Public Interest Research Group and Center for Food Safety ("Applicants") move to intervene and file the attached Proposed Answer under Rule 24 of the Federal Rules of Civil Procedure, in support of Defendants William H. Sorrell, Peter E. Shumlin, Harry L. Chen, and James B. Reardon ("Defendants"). With this Motion, Applicants submit the following:

1. Memorandum of Law in Support of Vermont Public Interest Research Group and Center for Food Safety's Motion to Intervene as Defendants;
2. Declaration of Paul Burns, Executive Director of Vermont Public Interest Research Group (Attachment 1);
3. Declaration of Jeff Weinstein, Vermont Public Interest Research Group member (Attachment 2);

4. Declaration of Laura B. Murphy, Associate Director of the Environmental and Natural Resources Law Clinic at Vermont Law School (Attachment 3);
5. Declaration of Andrew Kimbrell, Executive Director of Center for Food Safety (Attachment 4);
6. Declaration of Will Allen, Center for Food Safety member (Attachment 5);
7. *Green Mountain Chrysler Plymouth Dodge Jeep v. Torti*, No. 2:05-cv-302 (D. Vt. May 3, 2006) (order granting intervention) (Attachment 6);
8. Vermont Act 120 (Attachment 7);
9. Proposed Answer (Attachment 8); and
10. Proposed Order (Attachment 9).

#### REQUEST

Applicants move to intervene as of right under Rule 24(a) and/or permissively under Rule 24(b). Applicants have worked to secure the labeling of genetically engineered food products for many years, a goal central to their organizational missions; they vigorously supported Act 120 in Vermont on behalf of their members and missions; and they were vital to Act 120's passage, making significant contributions to the legislative process and providing expertise on the issues. For the reasons described in the attached Memorandum, Applicants satisfy all requirements for intervention under Rule 24(a) and (b) of the Federal Rules of Civil Procedure. Though Applicants have filed a Proposed Answer as required by Rule 24(c), we request the right to submit briefing on any Fed. R. Civ. P. 12(b) papers filed by the parties.

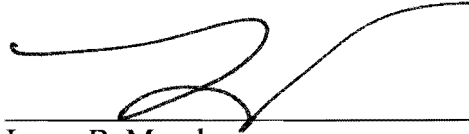
Therefore, Applicants respectfully request that the Court:

- A. Grant Applicants' Motion to Intervene as of right;
- B. Grant Applicants' Motion to Intervene permissively; and/or

C. Order any such other relief as the Court deems just and appropriate.

DATED: July 21, 2014

Respectfully submitted,



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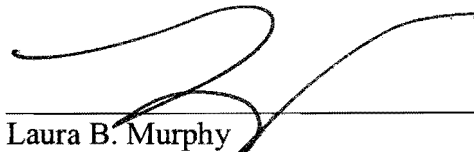
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*Counsel for Proposed Intervenor-Defendants*

CORPORATE DISCLOSURE STATEMENT

Vermont Public Interest Research Group and Center for Food Safety (“Applicants”) submit the following disclosures required by Rule 7.1 of the Federal Rules of Civil Procedure and Rule 7.1 of the Local Rules of the United States District Court for the District of Vermont: (1) there is no parent corporation or publicly held corporation owning 10% or more of stock in Applicants, and (2) Applicants do not have any subsidiary, or any affiliate that has issued shares of ownership to the public.



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LOCAL RULE 7(A)(7) CERTIFICATE

I hereby certify that Applicants made good faith efforts to obtain Plaintiffs' agreement for Applicants' Motion to Intervene as Defendants under Rule 7 of the Local Rules of the United States District Court for the District of Vermont. L.R. 7. Plaintiffs do not consent to this Motion to Intervene, and have stated that they intend to file a response. Defendants do not oppose Applicants' Motion to Intervene.



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CERTIFICATE OF SERVICE

I hereby certify that, on the dates and by the method of service noted below, a true and correct copy of the foregoing was served on the following at their last known addresses:

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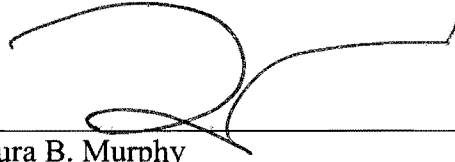
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DATED: South Royalton, VT, July 21, 2014

A handwritten signature in black ink, appearing to read 'Laura B. Murphy', is written above a horizontal line.

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