

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NORTH DAKOTA

ENERGY TRANSFER EQUITY, LP, *ET AL.*

PLAINTIFFS

VS.

1:17-CV-00173-BRW

GREENPEACE INTERNATIONAL, *ET AL.*

DEFENDANTS

ORDER

On August 22, 2017, Plaintiffs filed this action against “Earth First!” (“EF”) and other Defendants.¹ On November 20, 2017, Plaintiffs requested a declaration of effective service on EF.² Plaintiffs also filed a certificate of service claiming effective service through mailings to a post office box and counsel.³

Earth First! Journal (“Journal”) then filed an amicus brief opposing Plaintiffs’ assertion of service,⁴ since the service was on Journal, not EF. Journal claims EF is a movement not affiliated with Journal.

Journal then filed a motion for sanctions.⁵ Plaintiffs responded with a motion to strike Journal’s motion for sanctions.⁶ Journal responded and Plaintiffs replied.⁷ All of the motions

¹Doc. No. 1.

²Doc. Nos. 33, 34, and 35.

³Doc. No. 44.

⁴Doc. No. 51.

⁵Doc. No. 64.

⁶Doc. No. 66.

⁷Doc. Nos. 70, 72.

were denied, but I requested additional information from Journal.⁸ After Journal provided the additional information, Plaintiffs were reminded of their responsibility to serve EF.⁹

It appears Plaintiffs have failed to serve EF and the time to do so has passed. Accordingly, 5 p.m., Wednesday, August 1, 2018, Plaintiffs must show cause as to why EF should not be dismissed as a party to this action.

IT IS SO ORDERED this 23rd day of July, 2018.

/s/ Billy Roy Wilson _____
UNITED STATES DISTRICT JUDGE

⁸Doc. No. 74.

⁹Doc. No. 81.