

**IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF COLUMBIA**

STANDING ROCK SIOUX TRIBE,

Plaintiff,

and

CHEYENNE RIVER SIOUX TRIBE,

Plaintiff-Intervenor,

V.

UNITED STATES ARMY CORPS OF
ENGINEERS,

Defendant,

and

DAKOTA ACCESS, LLC,

Defendant-Intervenor.

Case No. 1:16-cv-01534 (JEB)
(consolidated with Cases No.
1:16-cv-01796 & 1:17-cv-00267)

UNITED STATES ARMY CORPS OF ENGINEERS' STATUS REPORT REGARDING REMAND

On June 8, 2018, the U.S. Army Corps of Engineers (Corps) advised the Court and all parties that it expected to complete the remand process by August 10, 2018. ECF 357. As set forth in more detail below, the Corps received new information from both Energy Transfer Partners and the Standing Rock Sioux Tribe on August 1, 2018 and July 23, 2018 respectively. The Corps is currently evaluating that information as part of the remand process and therefore requires additional time—to and including August 31, 2018—to complete the remand process.

As previously reported, the Corps sought remand information from the Plaintiff Tribes beginning in September 2017 and is reviewing the information submitted by the Tribes. Each

Tribe had also requested meetings with Corps and the Corps has now met with representatives of each tribe. The Corps reviewed information from those meetings and on July 23, 2018, received additional information from the Standing Rock Sioux Tribe, which it is now reviewing.

Also as previously reported, the Corps has reviewed various submittals from Energy Transfer Partners including a spill risk analysis, Geographic Response Plan, Integrity Management Plan, and has worked with Energy Transfer Partners to develop environmental justice data, and an analysis regarding potential impacts to hunting and fishing. The Corps has also continued its ongoing discussions with Energy Transfer Partners regarding the information Energy Transfer provided. Throughout the past several months, the Corps has continued to request and receive information from Energy Transfer. For example, the Corps sought updated information on several issues from Energy Transfer on August 1, 2018 and received responses to most of those requests that same day. Also on August 1, 2018, Energy Transfer provided additional information on environmental justice matters in response to the Corps' requests.

The Corps has almost completed its evaluation of the remand issues. However, the Corps needs additional time to consider this latest information. The Corps now expects to issue its decision on the remand issues no later than August 31, 2018.

Dated: August 7, 2018

Respectfully submitted,

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