

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

**HARRISON COUNTY,
MISSISSIPPI, et al.**

PLAINTIFFS

v.

CAUSE NO. 1:19CV986-LG-RPM

**U.S. ARMY CORPS OF
ENGINEERS**

DEFENDANT

FINAL JUDGMENT

In accordance with the Memorandum Opinion and Order entered herewith, this Court finds,

IT IS THEREFORE ORDERED AND ADJUDGED that the [111] Motion for Summary Judgment filed by Defendant U.S. Army Corps of Engineers is **DENIED**.

IT IS FURTHER ORDERED AND ADJUDGED that the [109] Motion for Summary Judgment filed by Plaintiffs is **GRANTED**. Pursuant to 5 U.S.C. § 706(1) and 16 U.S.C. § 1855(b)(2), the Court orders the Corps to consult with the National Marine Fisheries Service regarding the impact of Spillway openings on Essential Fish Habitats or before September 30, 2023.

IT IS FURTHER ORDERED AND ADJUDGED that, all claims having been resolved by the Court, this case shall be closed. However, the Court will retain jurisdiction for the purpose of ensuring the Corps' compliance with the Court's Memorandum Opinion and Order and Judgment.

SO ORDERED AND ADJUDGED this the 18th day of January, 2023.

s/ Louis Guirola, Jr.

LOUIS GUIROLA, JR.
UNITED STATES DISTRICT JUDGE