

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 03-5063**

**September Term, 2002**  
96cv01285

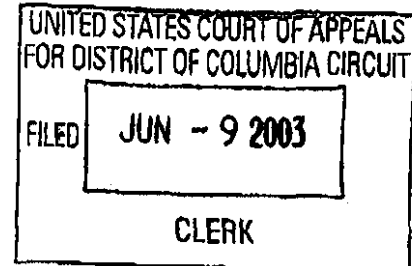
**Filed On:**

Elouise Pepion Cobell, et al.,  
Appellees

v.

Gale A. Norton, as the Secretary of the Interior, et al.,  
Appellants

Joseph S. Kieffer, III, Monitor and Alan Lee Balaran,  
Appellees



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Consolidated with 03-5084, 03-5097

**BEFORE:** Edwards, Randolph, and Rogers, Circuit Judges

**ORDER**

Upon consideration of the motion to dismiss, the oppositions thereto, and the replies; and the motion to expedite, it is

**ORDERED** that the motion to dismiss be referred to the merits panel to which these consolidated appeals are assigned. The parties are directed to address in their briefs the issues presented in the motion to dismiss rather than incorporate those arguments by reference. It is

**FURTHER ORDERED** that the motion to expedite be denied. Appellants have failed to demonstrate that delay will cause irreparable injury and that the decision under review is subject to substantial challenge. D.C. Circuit Handbook of Practice and Internal Procedures 33 (2002).

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:

  
John T. Haley  
Deputy Clerk/LD