

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

MONTANA WILDERNESS ASSOCIATION,  
INC.; FRIENDS OF THE BITTERROOT,  
INC.; AMERICAN WILDLANDS, INC.,  
*Plaintiffs-Appellees,*

v.

UNITED STATES FOREST SERVICE, an  
agency of the U.S. Department of  
Agriculture; DAN GLICKMAN,  
Secretary of the U.S. Department of  
Agriculture; HAL SALWASSER,  
Regional Forester for Region One,  
U.S. Forest Service; JACK WARD  
THOMAS, Chief, U.S. Forest Service,  
*Defendants,*

MIDDLEFORK PROPERTY OWNERS  
ASSOCIATION,  
*Defendant-Intervenor,*  
and

BLUE RIBBON COALITION, INC.;  
MONTANA SNOWMOBILE ASSOCIATION;  
MONTANA 4x4 ASSOCIATION; HIGH  
COUNTY TRAIL RIDERS ASSOCIATION;  
MONTANA TRAIL VEHICLE RIDERS  
ASSOCIATION; RIMROCK 4x4, INC.;  
MONTANA HIGH COUNTRY TOURS;  
BITTERROOT ADVENTURES; SNEED'S  
CYCLE AND SLED,  
*Defendants-Intervenors-  
Appellants.*

No. 01-35690

D.C. No.  
CV-96-00152-  
DWM

MONTANA WILDERNESS ASSOCIATION,  
 INC.; FRIENDS OF THE BITTERROOT,  
 INC.; AMERICAN WILDLANDS, INC.,  
*Plaintiffs-Appellees,*

v.

UNITED STATES FOREST SERVICE, an  
 agency of the U.S. Department of  
 Agriculture; DAN GLICKMAN,  
 Secretary of the U.S. Department of  
 Agriculture; HAL SALWASSER,  
 Regional Forester for Region One,  
 U.S. Forest Service; JACK WARD  
 THOMAS, Chief, U.S. Forest Service,  
*Defendants-Appellants,*

and

BLUE RIBBON COALITION, INC.;  
 MONTANA SNOWMOBILE ASSOCIATION;  
 MONTANA 4X4 ASSOCIATION; HIGH  
 COUNTY TRAIL RIDERS ASSOCIATION;  
 MONTANA TRAIL VEHICLE RIDERS  
 ASSOCIATION; RIMROCK 4X4, INC.;  
 MONTANA HIGH COUNTRY TOURS;  
 BITTERROOT ADVENTURES; SNEED'S  
 CYCLE AND SLED; MIDDLEFORK  
 PROPERTY OWNERS ASSOCIATION,  
*Defendants-Intervenors.*

No. 01-35713

D.C. No.  
 CV-96-00152-  
 DWM  
 ORDER

On Remand from the  
 United States Supreme Court

Filed July 26, 2004

Before: Stephen S. Trott, Thomas G. Nelson and  
 Sidney R. Thomas, Circuit Judges.

**ORDER**

On June 14, 2004, the United States Supreme Court vacated our opinion located at 314 F.3d 1146 (9th Cir. 2003) and remanded this matter to us for further consideration in light of *Norton v. Southern Utah Wilderness Alliance*, 542 U.S. \_\_\_; 124 S.Ct. 2373 (2004). Given the facts, the circumstances, and the record in this case, we conclude that the appropriate response is in turn to REMAND it to the originating United States District Court for the District of Montana for further consideration in light of the new United States Supreme Court decision.

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