

NEPA Cases - 2004		
Lead Defendant	Cases Filed	Injunctions - Remands
FERC	2	0
Navy	2	2
NRC	2	0
DOI - BLM	19	5
- FWS	5	0
- BuRec	1	0
- NPS	4	2
- BIA/NIGC	0	2
- MMS	0	0
- OSM	0	0
USDA - FS	76	12
- APHIS	3	0
DOC - NOAA	15	1
Army - COE	13	1
Army	1	0
DOT - FHWA	11	2
- FTA	0	0
- FAA	2	1
- MARAD	0	0
- SLSC	0	0
DOE	4	2
EPA	6	0
HUD	0	0
Air Force	0	2
TVA	0	0
NSF	0	0
FCC	0	0
GSA	0	0
FDA	0	0
Total	167	32

NEPA Case Dispositions - 2004			
	pre-2004	2004	All
Judgment for defendant	42	8	50
TRO	2	2	4
Preliminary injunction	9	6	15
Permanent injunction	6	1	7
Remand	17	0	17
Dismissal w/ settlement	23	5	28
Dismissal w/o settlement	26	15	41
Other action	0	0	0
Pending	126	125	251

Plaintiffs	
Public Interest groups	232
Individual/Citizen assoc.	83
State government	11
Local government	21
Business groups	27
Property owners/residents	11
Indian tribes	13
Combination plaintiffs*	9

* i.e. local government AND individuals;
if a plaintiff type was in a combination with other plaintiff types, it was counted in the combination category

Basis for NEPA Dispositions			
	pre-2004	2004	ALL
Jurisdictional issues	21	2	23
Settlements/other	21	5	25
EA/FONSI Adequacy*	24	2	26
EIS Adequacy*	19	6	25
SEIS*	4	0	4
Federal action req. NEPA*	6	0	6
Categorical Exclusion	1	1	2

* More details below

EA/FONSI Adequacy	
adequate	21
incomplete, essential info	6
inadequate indirect effects	1
inadequate cumulative effects	1
alternatives not considered	0

EIS Adequacy	
adequate	15
incomplete, essential info	10
inadequate indirect effects	0
inadequate cumulative effects	2
alternatives: no action	0
alt. excluded/range	3
other	0

SEIS	
need to prepare -new effects info	2
need to prepare - change in action	1
no need to prepare	1

Federal action requiring NEPA	
action not federal	4
NEPA required	2