

United States District Court

MAR 16 3 14 PM '01

District of Vermont

OMYA, INC.,

Plaintiff,

v.

STATE OF VERMONT, VERMONT
ENVIRONMENTAL BOARD, and John T. Ewing, :
John Drake, Samuel Lloyd, Rebecca M. Nawrath, :
Alice N. Olenick, W. William Martinez, and :
Arthur Gibb, in their official capacities as :
Members of State of Vermont Environmental :
Board, :

Defendants.

CLERK
BY LB
DEPUTY CLERK

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2:99-CV-180

 Jury Verdict. This action came before the Court for trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that pursuant to the Opinion and Order (Paper No. 31) filed March 15, 2001, defendants' Motion to Dismiss the Complaint for lack of subject matter jurisdiction and for failure to state a claim upon which relief can be granted (Paper No. 26) is **GRANTED**. Plaintiff OMYA's Complaint is **DISMISSED**. **JUDGMENT** is hereby entered for defendants State of Vermont, Vermont Environmental Board, John T. Ewing, John Drake, Samuel Lloyd, Rebecca M. Nawrath, Alice N. Olenick, W. William Martinez, and Arthur Gibb against plaintiff OMYA, Inc.

Date: March 16, 2001

RICHARD PAUL WASKO
Clerk
Risa Bushey
(By) Deputy Clerk

JUDGMENT ENTERED ON DOCKET
DATE: 03-16-2001