

FOR PUBLICATION

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

INSTITUTE OF CETACEAN RESEARCH,
a Japanese research foundation;
KYODO SENPAKU KAISHA, LTD., a
Japanese corporation; TOMOYUKI
OGAWA, an individual; TOSHIYUKI
MIURA, an individual,

Plaintiffs-Appellants,

v.

SEA SHEPHERD CONSERVATION
SOCIETY, an Oregon nonprofit
corporation; PAUL WATSON, an
individual,

Defendants-Appellees.

No. 12-35266

D.C. No.
2:11-cv-02043-
RAJ

ORDER

Appeal from the United States District Court
for the Western District of Washington
Richard A. Jones, District Judge, Presiding

Argued and Submitted
October 9, 2012—Seattle, Washington

Filed December 17, 2012

Before: Alex Kozinski, Chief Judge, A. Wallace Tashima,
and Milan D. Smith, Jr., Circuit Judges.

Order

ORDER

Defendants Sea Shepherd Conservation Society and Paul Watson, and any party acting in concert with them (collectively “defendants”), are enjoined from physically attacking any vessel engaged by Plaintiffs the Institute of Cetacean Research, Kyodo Senpaku Kaisha, Ltd., Tomoyuki Ogawa or Toshiyuki Miura in the Southern Ocean or any person on any such vessel (collectively “plaintiffs”), or from navigating in a manner that is likely to endanger the safe navigation of any such vessel. In no event shall defendants approach plaintiffs any closer than 500 yards when defendants are navigating on the open sea. This injunction pending appeal is issued pursuant to Fed. R. App. P. 8 and Fed. R. Civ. P. 62(g), and shall remain in place until we issue an opinion on the merits of this appeal.