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"Rummaging in the government's attic"

Description of document: Department of the Interior (DOI) Emails to and from David Bernhardt, Deputy Secretary of Interior, June 22 - 30, 2017 and March 20 - April 8, 2018, that include certain keywords including ethics

Requested date: 08-April-2018

Release date: 04-January-2023

Posted date: 16-January-2023

Source of document: Freedom of Information Act Request
Office of the Secretary (OS)
William Holzerland
MS-7328, MIB
1849 C Street, NW
Washington, DC 20240
Fax: (202) 219-2374
[FOIAonline](#)

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United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, DC 20240

IN REPLY REFER TO:
7202.4-OS-2018-01007

January 4, 2023

Via email

On April 8, 2018, you filed a Freedom of Information Act (FOIA) request seeking the following:

A copy of each email in the email system of Interior Dept employee David Bernhardt, Deputy Secretary of the Interior (for example: TO, FROM, CC) during these dates: June 22, 2017 to June 30, 2017; and these dates: March 20, 2018 to April 8, 2018; and that contains ANY of these words: Ethics, Complaint, Complaints, Citizen, Waiver, Justice, Problem, Situation, Issue, White, Administration.

Your request was received in the Office of the Secretary FOIA office on April 9, 2018 and assigned control number **OS-2018-01007**. Please cite this number in any future communications with our office regarding your request.

On March 22, 2022, you agreed to remove attachments to emails as well as news articles and news clippings.

We are writing to provide a final response to your request on behalf of the Office of the Secretary. We have attached one file consisting of four hundred twenty-eight (428) pages. Portions of these materials are being withheld under the FOIA Exemptions below.

Exemption 5 allows an agency to withhold “inter-agency or intra-agency memorandums or letters which would not be available by law to a party ... in litigation with the agency.” 5 U.S.C. § 552(b)(5). Exemption 5 therefore incorporates the privileges that protect materials from discovery in litigation, including the deliberative process, attorney work-product, attorney-client, commercial information, and presidential communication privileges. This information is being withheld in part because it qualifies to be withheld both because they meet the Exemption 5 threshold of being inter-agency or intra-agency and under the following privileges:

Deliberative Process Privilege

The deliberative process privilege protects the decision-making process of government agencies

and encourages the frank exchange of ideas on legal or policy matters by ensuring agencies are not forced to operate in a fish bowl. A number of policy purposes have been attributed to the deliberative process privilege, such as: (1) assuring that subordinates will feel free to provide the decisionmaker with their uninhibited opinions and recommendations; (2) protecting against premature disclosure of proposed policies; and (3) protecting against confusing the issues and misleading the public.

The deliberative process privilege protects materials that are both predecisional and deliberative. The privilege covers records that reflect the give-and-take of the consultative process and may include recommendations, draft documents, proposals, suggestions, and other subjective documents which reflect the personal opinions of the writer rather than the policy of the agency. The materials that have been withheld under the deliberative process privilege of Exemption 5 are both predecisional and deliberative. They do not contain or represent formal or informal agency policies or decisions. They are the result of frank and open discussions among employees of the Department of the Interior. Their contents have been held confidential by all parties and public dissemination of this information would have a chilling effect on the agency's deliberative processes.

The deliberative process privilege does not apply to records created 25 years or more before the date on which the records were requested.

Presidential Communications Privilege

The presidential communications privilege, which protects communications among the President and his advisors, preserves the President's ability to obtain candid and informed opinions from his advisers and to make decisions confidentially. The presidential communications privilege covers final and post-decisional materials as well as pre-deliberative ones.

We reasonably foresee that disclosure of this material, which was solicited and retrieved by the President or his immediate White House advisers who have broad and significant responsibility for investigating and formulating the advice to be given to the President, would harm an interest protected by Exemption 5. The materials that have been withheld under the presidential communications privilege of Exemption 5 reflect confidential presidential decision making and deliberations and were solicited and received by White House advisers and their staff in the course of performing their function of advising the President on official government matters. The materials are the result of frank and open discussions and their contents have been held confidential by all parties. Public dissemination of these materials would expose the presidential decision-making process in such a way as to discourage candid discussion, and thereby undermine presidential decision-making.

Attorney Work-Product Privilege

As incorporated into Exemption 5, the attorney work-product privilege protects from disclosure any materials prepared by or for a party or its representative (including their attorney, consultant, surety, indemnitor, insurer, or agent) in anticipation of litigation or for trial. The privilege applies once specific claims have been identified that make litigation probable; the actual beginning of litigation is not required. Its purpose is to protect the adversarial trial process by

insulating litigation preparation from scrutiny, as it is believed that the integrity of our system would suffer if adversaries were entitled to probe each other's thoughts and plans concerning the case. The privilege extends to administrative, as well as judicial proceedings. Once the determination is made that records are protected from disclosure by the attorney work-product privilege, the entire contents of those records are exempt from disclosure under FOIA.

The materials that have been withheld under Exemption 5 under the attorney work-product privilege were prepared by or for a Departmental attorney or Department of Justice attorney in reasonable anticipation of litigation. Thus, we conclude that the withheld materials are protected in full from disclosure by the attorney work-product privilege of Exemption 5.

Attorney-Client Privilege

The attorney-client privilege protects confidential communications between an attorney and his client relating to a legal matter for which the client has sought professional advice and is not limited to the context of litigation. Moreover, although it fundamentally applies to confidential facts divulged by a client to his/her attorney, this privilege also encompasses any opinions given by an attorney to his/her client based upon, and thus reflecting, those facts, as well as communications between attorneys that reflect confidential client-supplied information.

We reasonably foresee that disclosure would harm an interest protected by exemption 5. The portions of these documents that have been withheld pursuant to the attorney-client privilege of Exemption 5 constitute confidential communications between agency attorneys and agency clients, related to legal matters for which the client sought professional legal assistance and services. Public dissemination of them would most certainly have a chilling effect on communications between agency clients and attorneys.

Commercial Information Privilege

When the government enters the marketplace as an ordinary commercial buyer or seller, the government's information is protected under the commercial information privilege if it is sensitive information not otherwise available, and disclosure would significantly harm the government's monetary functions or commercial interests. The theory behind the privilege is that the government may be placed at a competitive disadvantage or the consummation of a contract may be endangered if confidential information generated by the government is disclosed during the process of awarding the contract. For example, the pre-sale disclosure of realty appraisals developed to help the federal government sell or buy property would harm the government's commercial interests significantly.

Pursuant to the confidential commercial information privilege, conference call codes and passcodes have been withheld under Exemption 5. This information constitutes "intra-agency" documents because they are only shared with members of the Department of the Interior for the purpose of conducting official government business. Moreover, this information qualifies as "confidential commercial information" because the government entered the marketplace as an ordinary commercial buyer.

Exemption 6 allows an agency to withhold “personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.” [5 U.S.C. § 552\(b\)\(6\)](#).

The phrase “similar files” covers any agency records containing information about a particular individual that can be identified as applying to that individual. To determine whether releasing records containing information about a particular individual would constitute a clearly unwarranted invasion of personal privacy, we are required to balance the privacy interest that would be affected by disclosure against any public interest in the information.

Under the FOIA, the only relevant public interest to consider under the exemption is the extent to which the information sought would shed light on an agency’s performance of its statutory duties or otherwise let citizens ‘know what their government is up to. The burden is on the requester to establish that disclosure would serve the public interest. When the privacy interest at stake and the public interest in disclosure have been determined, the two competing interests must be weighed against one another to determine which is the greater result of disclosure: the harm to personal privacy or the benefit to the public. The purposes for which the request for information is made do not impact this balancing test, as a release of information requested under the FOIA constitutes a release to the general public.

The information that has been withheld under Exemption 6 consists of non-public email addresses and phone numbers, medical information, and other personal information. Because the harm to personal privacy is greater than whatever public interest may be served by disclosure, release of the information would constitute a clearly unwarranted invasion of the privacy of the individual and we are withholding it under Exemption 6.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of FOIA. See 5 U.S.C. 552(c). This response is limited to those records that are subject to the requirements of FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

Nicholas Banco, FOIA Support Team Lead, is responsible for this decision. Cindy Cafaro, Supervisory Attorney-Advisor in the Office of the Solicitor, was consulted.

Fees

We do not bill requesters for FOIA processing fees when their fees are less than \$50.00, because the cost of collection would be greater than the fee collected. See 43 C.F.R. § 2.37(g). Therefore, there is no billable fee for the processing of this request.

Appeals

You may appeal this decision to the Department’s FOIA/Privacy Act Appeals Officer. If you choose to appeal, the FOIA/Privacy Act Appeals Officer must receive your FOIA appeal **no later than 90 workdays** from the date of this final response. Appeals arriving or delivered

after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday.

Your appeal must be made in writing. You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or email. All communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe this response is in error. You must also include with your appeal copies of all correspondence between you and the Office of the Secretary concerning your FOIA request, including your original FOIA request and this response. Failure to include with your appeal all correspondence between you and the Office of the Secretary will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal.

Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal.

DOI FOIA/Privacy Act Appeals Office Contact Information

Department of the Interior
Office of the Solicitor
1849 C Street, N.W.
MS-6556 MIB
Washington, DC 20240

Attn: FOIA/Privacy Act Appeals Office
Telephone: (202) 208-5339
Fax: (202) 208-6677
Email: FOIA.Appeals@sol.doi.gov

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation.

You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Web: <https://www.archives.gov/ogis>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer.

If you have any questions about our response to this request, you may contact M. Omer Pervaiz by email at doifoiiasupportteam@sol.doi.gov.

Contact information for the Department's FOIA Public Liaison, who you may also seek dispute resolution services from, is available at <https://www.doi.gov/foia/foiacenters>.

Sincerely,

NICHOLAS BANCO  Digitally signed by NICHOLAS BANCO
Date: 2023.01.04 11:09:10 -05'00'

Nicholas Banco
FOIA Support Team Lead

To: david_bernhardt@ios.doi.gov[david_bernhardt@ios.doi.gov]
From: joe.burns@jbmerchant-capital.com
Sent: 2018-03-26T12:11:15-04:00
Importance: Normal
Subject: When banks say no, we say yes!
Received: 2018-03-26T12:12:27-04:00

We can subordinate to your bank line or provide capital if you were denied credit for any of these reasons:

- Line of credit is close to maxed out?
- Need more capital than your bank is willing to provide?
- Tax liens and credit issues? No problem.
- Funding in as little as 24-72 hours

Regardless of low FICO scores, options like JB Merchant Capital's merchant cash advance may be preferable. Instead of relying on credit scores to evaluate eligibility, our option provides funding from 75% to 125% of the monthly gross revenue for your business. This allows business owners to obtain the cash they need and repay it based on future receivable transactions rather than a credit score.

To qualify you must earn \$500,000, or more annually in gross revenue.

Contact us today to explore your options. There is no obligation to get started, no need for collateral, and no need for a down payment.

Sincerely,
Joe

Joe burns — President/CEO
JB Merchant Capital
joe.burns@jbmerchant-capital.com
www.jbmerchant-capital.com

Our address is: 1363 N 31st St Suite 507, Philadelphia, PA 19121
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In order to unsubscribe from this mailing list, please click [here](#).

To: Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Appel, Elizabeth[elizabeth.appel@bia.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Benjamin Cassidy[benjamin_cassidy@ios.doi.gov]; Billy Dove[william_dove@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Cally Younger[cally.younger@sol.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Casey Stemler[casey_stemler@fws.gov]; Catherine Gulac[catherine_gulac@ios.doi.gov]; Christina Summers[christina_summers@ibc.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Debrah McBride[debrah.mcbride@bia.gov]; Doug Domenech[doug_domenech@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Edward Keable[edward.keable@sol.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Gareth Rees[gareth_rees@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Joe Balash[joseph_balash@ios.doi.gov]; John Bockmier[john_bockmier@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Juliette Lillie[juliette_lillie@ios.doi.gov]; Kate MacGregor[kate_macgregor@ios.doi.gov]; Kathleen Benedetto[kbenedetto@blm.gov]; Katie Mills[katie_mills@ios.doi.gov]; Kerry Rae[kerry_rae@ios.doi.gov]; Laura Rigas[Laura_Rigas@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Mariagrazia Caminiti[marigrace.caminiti@sol.doi.gov]; Matthew Dermody[mattthew_dermody@ios.doi.gov]; Maureen Foster[maureen_foster@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Nikolao Pula[nikolao_pula@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Tim Petty[timothy_petty@ios.doi.gov]; Tim Williams[timothy_williams@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Todd Wynn[todd_wynn@ios.doi.gov]; Vincent DeVito[Vincent_DeVito@ios.doi.gov]

From: Dermody, Matthew

Sent: 2018-04-05T16:23:52-04:00

Importance: Normal

Subject: Weekly Report to the Secretary, April 8-14 2018

Received: 2018-04-05T16:30:54-04:00

Weekly Report to the Secretary April 8-14.docx

All,

Attached is the Weekly Report to the Secretary in both Google Doc and Word formats.

Please let me know if you have any questions.

Thanks,

Matthew Dermody

Special Assistant

Office of the Deputy Secretary

U.S. Department of the Interior

1849 C Street NW

Washington, DC 20240

202-513-7778

Weekly Report to the Secretary April 8-14.docx

To: Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Appel, Elizabeth[elizabeth.appel@bia.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Benjamin Cassidy[benjamin_cassidy@ios.doi.gov]; Billy Dove[william_dove@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Cally Younger[cally.younger@sol.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Casey Stemler[casey_stemler@fws.gov]; Catherine Gulac[catherine_gulac@ios.doi.gov]; Christina Summers[christina_summers@ibc.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Debrah McBride[debrah.mcbride@bia.gov]; Doug Domenech[doug_domenech@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Edward Keable[edward.keable@sol.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Gareth Rees[gareth_rees@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Joe Balash[joseph_balash@ios.doi.gov]; John Bockmier[john_bockmier@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Juliette Lillie[juliette_lillie@ios.doi.gov]; Kate MacGregor[kate_macgregor@ios.doi.gov]; Kathleen Benedetto[kbenedetto@blm.gov]; Katie Mills[katie_mills@ios.doi.gov]; Kerry Rae[kerry_rae@ios.doi.gov]; Kevin Haugrud[jack.haugrud@sol.doi.gov]; Laura Rigas[Laura_Rigas@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Mariagrazia Caminiti[mariagrazia.caminiti@sol.doi.gov]; Matthew Dermody[matthew_dermody@ios.doi.gov]; Maureen Foster[maureen_foster@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Nikolao Pula[nikolao_pula@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Tim Petty[timothy_petty@ios.doi.gov]; Tim Williams[timothy_williams@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Todd Wynn[todd_wynn@ios.doi.gov]; Vincent DeVito[Vincent_DeVito@ios.doi.gov]

From: Dermody, Matthew

Sent: 2018-03-29T17:32:10-04:00

Importance: Normal

Subject: Weekly Report to the Secretary, April 1-7, 2018

Received: 2018-03-29T17:32:26-04:00

Weekly Report to the Secretary April 1-7.docx

All,

Attached is the weekly report to the Secretary, in both Google Doc and Word formats.

Please let me know if you have any questions.

Thanks,

Matthew Dermody

Special Assistant

Office of the Deputy Secretary

U.S. Department of the Interior

1849 C Street NW

Washington, DC 20240

202-513-7778

Weekly Report to the Secretary April 1-7.docx

To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-28T20:04:21-04:00
Importance: Normal
Subject: Weekly Report to the Secretary April 1-7.docx
Received: 2018-03-28T20:04:31-04:00
ATT00001.txt
Weekly Report to the Secretary April 1-7.docx

See my comments in redline.

To: Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Appel, Elizabeth[elizabeth.appel@bia.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Benjamin Cassidy[benjamin_cassidy@ios.doi.gov]; Billy Dove[william_dove@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Cally Younger[cally.younger@sol.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Casey Stemler[casey_stemler@fws.gov]; Catherine Gulac[clatherine_gulac@ios.doi.gov]; Christina Summers[christina_summers@ibc.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Debrah McBride[debrah.mcbride@bia.gov]; Doug Domenech[doug_domenech@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Edward Keable[edward.keable@sol.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Gareth Rees[gareth_rees@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Joe Balash[joseph_balash@ios.doi.gov]; John Bockmier[john_bockmier@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Juliette Lillie[juliette_lillie@ios.doi.gov]; Kate MacGregor[kate_macgregor@ios.doi.gov]; Kathleen Benedetto[kbenedetto@blm.gov]; Katie Mills[katie_mills@ios.doi.gov]; Kerry Rae[kerry_rae@ios.doi.gov]; Kevin Haugrud[jack.haugrud@sol.doi.gov]; Laura Rigas[Laura_Rigas@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Mariagrazia Caminiti[mariagrace.caminiti@sol.doi.gov]; Matthew Dermody[matthew_dermody@ios.doi.gov]; Maureen Foster[maureen_foster@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Nikolao Pula[nikolao_pula@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Tim Petty[timothy_petty@ios.doi.gov]; Tim Williams[timothy_williams@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Todd Wynn[todd_wynn@ios.doi.gov]; Vincent DeVito[Vincent_DeVito@ios.doi.gov]

From: Dermody, Matthew

Sent: 2018-03-23T12:03:26-04:00

Importance: Normal

Subject: Weekly Report to the Secretary

Received: 2018-03-23T12:03:40-04:00

Weekly Report to the Secretary March 25-31.docx

All,

Attached is this week's report to the Secretary in both Word and Google Doc formats. Please let me know if there are any questions.

Thanks,

Matthew Dermody
Special Assistant to the Deputy Secretary
Office of the Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

Weekly Report to the Secretary March 25-31.docx

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Katie Mills[katie_mills@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-04-04T18:16:07-04:00
Importance: Normal
Subject: Weekly Report Draft
Received: 2018-04-04T18:16:16-04:00
Weekly Report to the Secretary April 8-14.docx

All,
Attached is the draft of the Weekly Report. Please let me know if you have any suggested edits or changes.

Thanks,

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
john_bockmier@ios.doi.gov[john_bockmier@ios.doi.gov]
From: Heather Swift
Sent: 2018-04-06T12:48:50-04:00
Importance: Normal
Subject: Urgent. questions about Mr. Sabo
Received: 2018-04-06T12:48:57-04:00

David, see inquiry below. do you have advice on this? There's another underlying issue here. I'm available to discuss 202-897-7111.

Heather Swift
Press Secretary
Department of the Interior

Begin forwarded message:

From: Alice Ollstein <alice@talkingpointsmemo.com>
Date: April 6, 2018 at 11:42:33 AM EDT
To: <Interior_Press@ios.doi.gov>
Subject: [EXTERNAL] questions about Mr. Sabo

Good morning,

I'm reaching out with some questions about one of your employees: Kevin Sabo at the Bureau of Reclamation.

Can you confirm his dates of employment, both in total and for his current position?

Can you confirm that he is serving as Chief of Congressional Affairs in an acting capacity?

We will be writing about content on his publicly viewable Facebook page, particularly posts promoting conspiracies about the Parkland school shooting and comparing the student activists to Nazis: <https://www.facebook.com/kevin.sabo.esq>

Do these violate any agency policy regarding personal social media use? Do you have a response to the content?

We need a response as soon as possible and no later than 5 pm ET today. I would greatly appreciate your input.

Thank you so much,

--

Alice Miranda Ollstein
Reporter, Talking Points Memo
Office: 202-758-3048 Ext. 230
Cell: 310-741-3888

To: Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Appel, Elizabeth[elizabeth.appel@bia.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Benjamin Cassidy[benjamin_cassidy@ios.doi.gov]; Billy Dove[william_dove@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Cally Younger[cally.younger@sol.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Casey Stemler[casey_stemler@fws.gov]; Catherine Gulac[clatherine_gulac@ios.doi.gov]; Christina Summers[christina_summers@ibc.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Debrah McBride[debrah.mcbride@bia.gov]; Doug Domenech[doug_domenech@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Edward Keable[edward.keable@sol.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Gareth Rees[gareth_rees@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Joe Balash[joseph_balash@ios.doi.gov]; John Bockmier[john_bockmier@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Juliette Lillie[juliette_lillie@ios.doi.gov]; Kate MacGregor[kate_macgregor@ios.doi.gov]; Kathleen Benedetto[kbenedetto@blm.gov]; Katie Mills[katie_mills@ios.doi.gov]; Kerry Rae[kerry_rae@ios.doi.gov]; Kevin Haugrud[jack.haugrud@sol.doi.gov]; Laura Rigas[Laura_Rigas@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Mariagrazia Caminiti[mariagrazia.caminiti@sol.doi.gov]; Matthew Dermody[matthew_dermody@ios.doi.gov]; Maureen Foster[maureen_foster@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Nikolao Pula[nikolao_pula@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Tim Petty[timothy_petty@ios.doi.gov]; Tim Williams[timothy_williams@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Todd Wynn[todd_wynn@ios.doi.gov]; Vincent DeVito[Vincent_DeVito@ios.doi.gov]

From: Dermody, Matthew

Sent: 2018-03-30T07:46:08-04:00

Importance: Normal

Subject: UPDATED Weekly Report to the Secretary, April 1-7 2018

Received: 2018-03-30T07:46:53-04:00

Weekly Report to the Secretary April 1-7.docx

All,

Attached is the revised version of the report. Please use this version and disregard the non-revised Word version sent last night.

I apologize for any confusion.

Thanks,

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

Weekly Report to the Secretary April 1-7.docx

To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-02T19:47:09-04:00
Importance: Normal
Subject: Trump administration sues California over state law on federal land transfers - POLITICO
Received: 2018-04-02T21:24:04-04:00

Would you double check if this was in the week ahead.

<https://www.politico.com/story/2018/04/02/trump-administration-sues-california-over-state-law-on-federal-land-transfers-495648>

Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Jennifer Heindl[jennifer.heindl@sol.doi.gov]
From: Murphy, Timothy
Sent: 2018-04-06T10:52:56-04:00
Importance: Normal
Subject: Travel standards
Received: 2018-04-06T10:54:02-04:00
travel checklist - pre trip.gls.docx

Hi David,

Following up on our conversation, here are the basic Federal Travel Regulation (FTR) requirements (standards) that apply to agency travel programs. Generally, there is a reasonableness requirement inherent throughout the FTR, though it is articulated in several different ways/sections of the FTR. It is implemented through both: 1) Specific agency approval requirements relating to the appropriateness of the travel; and 2) standards applicable to the incurring of travel expenses by the traveling employee. Below are the most relevant FTR sections in full (for context), with the applicable standards highlighted:

- **Agency Approval Requirements**

Section on "Internal Policy and Procedure Requirements"

§301-70.1 *How must we administer the authorization and payment of travel expenses?*

When administering the authorization and payment of travel expenses, you

- (a) Must **limit the authorization and payment of travel expenses to travel that is necessary to accomplish your mission in the most economical and effective manner**, under rules stated throughout this chapter;
- (b) **Should give consideration to budget constraints, adherence to travel policies, and reasonableness of expenses;**
- (c) Should always consider alternatives, including teleconferencing, prior to authorizing travel; and
- (d) Must require employees to use the ETS to process travel authorizations and claims for travel expenses once you migrate to the ETS, but no later than September 30, 2006, unless an exception has been granted under §§301-73.102 or 301-73.104 of this chapter.

§301-70.100 *How must we administer the authorization and payment of transportation expenses?*

You must:

- (a) **Limit authorization and payment of transportation expenses to those expenses that result in the greatest advantage to the Government;**
- (b) Ensure that travel is by the most expeditious means practicable.

Section on "Agency Travel Accountability Requirements"

§301-71.101 *What travel may we authorize?*

You may **authorize only travel which is necessary to accomplish the purposes of the Government effectively and economically.**

This must be communicated to any official who has the authority to authorize travel.

§301-71.107 *When authorizing travel, what factors must the authorizing official consider?*

The following factors must be considered:

- (a) The need for the travel;
- (b) The use of travel substitutes (e.g., mail, teleconferencing, etc.);
- (c) The **most cost effective routing and means of accomplishing travel**; and
- (d) The employee's travel plans, including plans to take leave in conjunction with travel.

• **Traveler Requirements**

§301-2.3 *What standard of care must I use in incurring travel expenses?*

You must exercise the same care in incurring expenses that a prudent person would exercise if traveling on personal business.

§301-2.4 *For what travel expenses am I responsible?*

You are responsible for expenses over the reimbursement limits established in this chapter. Your **agency will not pay for excess costs resulting from circuitous routes, delays, or luxury accommodations or services unnecessary or unjustified in the performance of official business.**

Also, attached is the travel checklist that I mentioned. I understand they have begun implementing it.

Please let me if you need anything additional/different on this.

Thanks,

Tim

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Rees, Gareth
Sent: 2018-04-04T15:17:41-04:00
Importance: Normal
Subject: Transport back to DOI
Received: 2018-04-04T15:17:47-04:00

David

Do you need Ivan to give you a ride back? Secretary is going into a 4pm meeting at the White House.

Gareth

--

Gareth C. Rees

Office to the Deputy Secretary

U.S. Department of the Interior

Tel: 202-208-6291

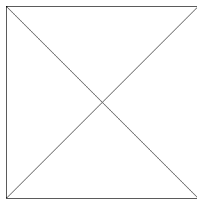
Fax: 202-208-1873

Cell: 202-957-8299

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-05T07:34:35-04:00
Importance: Normal
Subject: Top EPA ethics official says he lacked key facts about Pruitt's condo rental
Received: 2018-04-05T07:34:44-04:00

Samantha resigned.

<https://www.washingtonpost.com/news/energy-environment/wp/2018/04/05/top-epa-ethics-official-says-he-lacked-key-facts-about-pruitts-condo-rental/>



Daniel H. Jorjani
Principal Deputy Solicitor
Department of the Interior
Main Interior Building
' 202-219-3861 (Voice)
202-706-9018 (Cell)
daniel.jorjani@sol.doi.gov

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Sent from my iPhone

To: Bernhardt, David[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]
Cc: Catherine Gulac[Catherine_Gulac@ios.doi.gov]
From: Ferriter, Olivia
Sent: 2018-03-22T10:30:17-04:00
Importance: Normal
Subject: TIBC talking points
Received: 2018-03-22T10:30:25-04:00
TIBC Talking Points on 2018 Omnibus for Deputy Secretary FINAL.docx

Hard copies coming now.

Olivia Barton Ferriter
Deputy Assistant Secretary - Budget, Finance, Performance and Acquisition
U.S. Department of the Interior
1849 C St. NW MS 7228, Washington, DC 20240
Desk: 202-208-4881 Cell: 202-251-4139 FAX: 202-208-1067
Olivia_Ferriter@ios.doi.gov

To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-28T13:01:08-04:00
Importance: Normal
Subject: THIS WEEKS REPORT
Received: 2018-03-28T13:01:16-04:00

Matt: Please make sure you have included in the weekly report a statement that we will be transmitting to oira, consistent with our fall agenda revisions of our regulations related to section 4 and 7 of the ESA. Also, make sure we highlight that additional hires in the office ethics this coming week. I do not want anyone saying they were not in the week ahead.

Best,
David

Sent from my iPad

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
greg_j_sheehan@fws.gov[greg_j_sheehan@fws.gov]; Todd Willens
(Todd_Willens@ios.doi.gov)[Todd_Willens@ios.doi.gov]; Benjamin
Cassidy[benjamin_cassidy@ios.doi.gov]
Cc: Eric Siegfried[eric@onxmaps.com]; Whit Fosburgh[wfosburgh@trcp.org]
From: Joel Webster
Sent: 2018-03-21T17:41:39-04:00
Importance: Normal
Subject: Thanks again - follow up
Received: 2018-03-21T17:41:46-04:00
[Access and Public Lands Disposal Recommendations 3 19.pdf](#)

Dear David, Todd, Greg, and Ben:

Thank you for your time last week to meet with Eric Siegfried, Whit and me to discuss how GPS technologies have transformed the way that the public accesses public lands.

We greatly appreciate the access directives in SO 3356. Please let us know how we can help DOI advance sportsmen's access focused easement and acquisition projects.

Also, as we discussed, the BLM is not required to consider public access for isolated parcels when making land disposal recommendations, and high-value hunting and fishing parcels are being identified by the agency as suitable for potential disposal. We appreciate anything you can do to correct this issue. I've attached our recommendations that include a few recent adjustments.

I do not seem to have Katie's email address. It'd be most appreciated if one of you could forward this on to her.

Sincerely,

Joel

Joel Webster
Director, Center for Western Lands
Theodore Roosevelt Conservation Partnership
725 W Alder St Suite 1
Missoula, MT 59802
406.926.3201 Ext. 11 (office)
406.360.3904 (cell)
www.trcp.org

To: keith_oloughlin@fws.giv[keith_oloughlin@fws.giv]
From: David Bernhardt
Sent: 2018-04-03T20:15:57-04:00
Importance: Normal
Subject: Thank you
Received: 2018-04-03T20:15:58-04:00

Keith: Thank you for for your idea regarding intra-agency agreements last month.

I'm actually looking very hard at this issue. I find the 36% number to be nuts.

I wanted you to know I really appreciated your email, and I can commit to you that I'm going to put my shoulder into this one.

Again, thank you!

David Bernhardt

Sent from my iPhone

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; scott_hommel@ios.doi.gov[scott_hommel@ios.doi.gov]; todd_wynn@ios.doi.gov[todd_wynn@ios.doi.gov]; laura_rigas@ios.doi.gov[laura_rigas@ios.doi.gov]; heather_swift@ios.doi.gov[heather_swift@ios.doi.gov]; joseph_balash@ios.doi.gov[joseph_balash@ios.doi.gov]; timothy_petty@ios.doi.gov[timothy_petty@ios.doi.gov]; john.tahsuda@bia.gov[john.tahsuda@bia.gov]; jason_larrabee@ios.doi.gov[jason_larrabee@ios.doi.gov]; todd_willens@ios.doi.gov[todd_willens@ios.doi.gov]; james_cason@ios.doi.gov[james_cason@ios.doi.gov]

From: John Tanner

Sent: 2018-03-21T21:32:34-04:00

Importance: Normal

Subject: Summary of Interior approps in omni

Received: 2018-03-21T21:32:43-04:00

[ATT00001.txt](#)

[FY18-OMNI-INTERIOR-SUM.pdf](#)

<https://www.appropriations.senate.gov/imo/media/doc/FY18-OMNI-INTERIOR-SUM.pdf>

To: Bernhardt, David[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Willens, Todd[todd_willens@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Amanda Kaster[amanda_kaster@ios.doi.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; Foster, Maureen[maureen_foster@ios.doi.gov]; Timothy Petty[timothy_petty@ios.doi.gov]; Kerry Rae[kerry_rae@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Bryan Rice[bryan.rice@bia.gov]; Dearman, Tony[tony.dearman@bie.edu]; Paul (Dan) Smith[paul_smith@nps.gov]; Greg Sheehan[greg_j_sheehan@fws.gov]; Stephen Guertin[Stephen_Guertin@fws.gov]; Jorjani, Daniel[daniel.jorjani@sol.doi.gov]; Mary Kendall[mary_kendall@doioig.gov]; William Werkheiser[whwerkhe@usgs.gov]; Judy Nowakowski[jnowakowski@usgs.gov]; Brenda Burman[bburman@usbr.gov]; Joseph Balash[joseph_balash@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Brian Steed[bsteed@blm.gov]; Walter Cruickshank[walter.cruickshank@boem.gov]; Glenda Owens[gowens@osmre.gov]; Katharine Macgregor[katharine_macgregor@ios.doi.gov]; Scott Angelle[scott.angelle@bsee.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; Jerold Gidner[jerold_gidner@ost.doi.gov]; Reed Murray[RRMurray@usbr.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Pula, Nikolao[nikolao_pula@ios.doi.gov]; Harry Humbert[harry_humbert@ios.doi.gov]; Elena Gonzalez[maria_gonzalez@ios.doi.gov]; Travnicek, Andrea[andrea_travnicek@ios.doi.gov]; Keable, Edward[edward_keable@ios.doi.gov]; Steve Glomb[steve_glomb@ios.doi.gov]; Sylvia Burns[sylvia_burns@ios.doi.gov]; Gould, Greg[greg.gould@onrr.gov]
Cc: Denise Flanagan[denise_flanagan@ios.doi.gov]; Adrienne Moss[adrienne_moss@ios.doi.gov]; Jason Freihage[jfreihage@usgs.gov]; Tricia Hall[tricia_hall@ios.doi.gov]
From: Ferriter, Olivia
Sent: 2018-03-23T17:23:36-04:00
Importance: Normal
Subject: Summary of FY18 Omnibus for DOI
Received: 2018-03-23T17:23:49-04:00
Highlights of the FY 2018 Omnibus Conf.docx
Bureau by Bureau Summary 2018 Omnibus.docx

As you know, Congress has passed and the President has signed the FY2018 Omnibus Bill. Please see attached for highlights of the bill for Interior and a more detailed bureau by bureau breakdown. Please let us know if you have questions. Thanks! Olivia

Olivia Barton Ferriter
Deputy Assistant Secretary - Budget, Finance, Performance and Acquisition
U.S. Department of the Interior
1849 C St. NW MS 7228, Washington, DC 20240
Desk: 202-208-4881 Cell: 202-251-4139 FAX: 202-208-1067
Olivia_Ferriter@ios.doi.gov

To: Joseph Balash[joseph_balash@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Chaudhuri, Jonodev O.[Jonodev_Chaudhuri@nigc.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Secretary Zinke[secretary_zinke@ios.doi.gov]; Timothy Petty[timothy_petty@ios.doi.gov]
From: Barner, Tia
Sent: 2018-04-05T11:05:55-04:00
Importance: Normal
Subject: Stock Act 278T Reminder
Received: 2018-04-05T11:06:05-04:00

Stock Act 278T reminder

Under the STOCK Act, employees who file a public financial disclosure report (OGE 278e) are required to periodically (not just annually) report any purchase, sale, or exchange by you, your spouse, or dependent child of stocks, bonds, commodity futures, and other securities if the amount of the transaction exceeded \$1,000. You do not need to report: (1) mutual funds and other excepted investment funds; (2) certificates of deposit, savings or checking accounts, and money market accounts; (3) U.S. Treasury bills, notes, and bonds; (4) Thrift Savings Plan accounts; (5) real property; and (6) transactions that are solely by and between you, your spouse, or dependent child.

When to File

Periodic transaction reporting is subject to two different deadlines. Under the Ethics in Government Act, you need to file a report within 30 days of receiving notification of a transaction, but not later than 45 days after the transaction. Which deadline applies depends on when you receive notification of the transaction. Normally, you need to disclose a transaction within 30 days of receiving the notification.

To complete the OGE 278-T form, click on the link below to log into Integrity.gov <https://integrity.gov/efeds-login/>

If you have any questions about periodic transaction reporting and other STOCK Act requirements, please contact the Departmental Ethics Office at (202) 208-7960 or see the Ethics Legislation and Legal Advisories sections of OGE's web site at www.oge.gov.

Sincerely,

The Departmental Ethics Office

Tia Barner

Ethics Specialist

U.S. Department of the Interior

Office of the Solicitor

1849 C St., NW MS 7346

Washington, DC 20240

(202) 208 7960

Tia.Barner@sol.doi.gov

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Visit our website at www.doi.gov/ethics.

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-30T11:38:28-04:00
Importance: Normal
Subject: SO 3355
Received: 2018-03-30T11:39:15-04:00
DRAFT NEPA Document Clearance Process (v4).docx
DRAFT NEPA Decision File (v4).docx

David,

Attached are 2 of the 3 NEPA guidance memos. The Additional Direction Memo is not attached as Tim and Matt are both gone this week, but conversations are scheduled with each on Monday and Tuesday.

1 - Clearance Process Memo - Based on your comments, I consulted with SOL, OEPC, and IOS and have incorporated their feedback into the document.

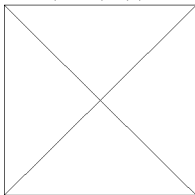
2 - Decision File Memo - I met with SOL again this morning, incorporated their feedback, and called out your 2006 AR guidance and the 2017 DOJ guidance as authorities on the issue.

Happy to review your comments.

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: Dan Jorjani[daniel.jorjani@sol.doi.gov]
From: David Bernhardt
Sent: 2018-03-30T15:13:32-04:00
Importance: Normal
Subject: Rewrite
Received: 2018-03-30T15:13:39-04:00

Where are you in the press release rewrite for the ethics hires? Did I miss the rewrite?

Sent from my iPhone

To: Dan Jorjani[daniel.jorjani@sol.doi.gov]
From: Bernhardt, David
Sent: 2018-04-01T13:24:17-04:00
Importance: Normal
Subject: Revised document for your review
Received: 2018-04-01T13:25:04-04:00
Draft All Employees Ethics Announcement.docx

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-27T10:46:52-04:00
Importance: Normal
Subject: Response for Review Prior to Finalization
Received: 2018-03-27T10:53:12-04:00
ATT00001.txt
DepSec Reply to OIG Report re SES Reassignments (3-23-18).docx

Deliberative Draft Document

Gary: Please make a final read through for nits and nats. Then take it to exec sec. It needs to go to SOL, and Ed Keable if he is back, and then to the front office for situational awareness. I would like to get this to Mary by COB Friday. To do that we may need exec sec to sign it, but I want to see the signed final before that occurs.

David

To: gary.lawkowski@sol.doi.gov[gary.lawkowski@sol.doi.gov]
From: David Bernhardt
Sent: 2018-03-29T19:42:09-04:00
Importance: Normal
Subject: Reply to OIG Report
Received: 2018-03-29T19:42:13-04:00
ATT00001.txt
DepSec Reply to OIG Report re SES Reassignments (3-29-18) (redline).docx

Here's the final with a few edits. It needs to go to Exec Sec and to the front office for review. If they do not have any comments, let me know and we can sig mac it. If they have comments let me know and it may wait until Monday.

Thank you for your assistance here.

David

To: McDonnell, Edward[edward.mcdonnell@sol.doi.gov]
From: Bernhardt, David
Sent: 2018-03-23T08:00:41-04:00
Importance: Normal
Subject: Re: Water Issues
Received: 2018-03-23T08:01:30-04:00

Great please come up.

On Fri, Mar 23, 2018 at 7:34 AM, McDonnell, Edward <edward.mcdonnell@sol.doi.gov> wrote:

Hi David,

I can run up to your office if you'd like to discuss.

Thanks,
Ed

- Stewardship for America with Integrity and Excellence -

--- Please note that a current or former employee who discloses information to an agency ethics official or a Government attorney does not personally enjoy an attorney-client privilege with respect to such communications. Additionally, reliance on the oral or written advice of an agency ethics official cannot ensure that an employee will not be prosecuted for a violation of Title 18 of the United States Code. However, good faith reliance on such advice is a factor that may be taken into account by the Department of Justice in the selection of cases for prosecution. ---

Ed McDonnell

Alternate Designated Agency Ethics Official/Deputy Designated Agency Ethics Official
U.S. Department of the Interior

Departmental Ethics Office

Office of the Solicitor

E-mail: edward.mcdonnell@sol.doi.gov

Fax: (202) 208-5515 *(Please call or e-mail me to let me know you've sent me a fax as the fax machine is in a separate room.)*

Located at:

Main Interior Building
Room 5313
Office: (202) 208-5916
Cell: (202) 510-8427

Mailing Address:

Departmental Ethics Office
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Mail Stop 5311
1849 C Street NW
Washington, DC 20240

*E-mail the Departmental Ethics Office at DOI_Ethics@sol.doi.gov or visit us online
at www.doi.gov/ethics*

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--

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Matthew Dermody
Sent: 2018-04-02T20:52:59-04:00
Importance: Normal
Subject: Re: Trump administration sues California over state law on federal land transfers - POLITICO
Received: 2018-04-02T21:00:13-04:00

Will do.

> On Apr 2, 2018, at 7:47 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:
>
> Would you double check if this was in the week ahead.
> <https://www.politico.com/story/2018/04/02/trump-administration-sues-california-over-state-law-on-federal-land-transfers-495648>
>
>
> Sent from my iPhone

To: McKeown, Matthew[matthew.mckeown@sol.doi.gov]
From: David Bernhardt
Sent: 2018-03-23T20:55:33-04:00
Importance: Normal
Subject: Re: Tried to Call
Received: 2018-03-23T20:55:34-04:00

Let's talk Monday.

Sent from my iPhone

On Mar 23, 2018, at 2:17 PM, McKeown, Matthew <matthew.mckeown@sol.doi.gov> wrote:

Gees! Never mind again. Rick G. wants to cancel this meeting so that some other meeting on Monday can be held first.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

On Fri, Mar 23, 2018 at 12:03 PM, McKeown, Matthew
<matthew.mckeown@sol.doi.gov> wrote:

Never mind. Justice wants to have the meeting regardless. There are other minor things that would benefit from some un-confusing.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

On Fri, Mar 23, 2018 at 11:36 AM, McKeown, Matthew
<matthew.mckeown@sol.doi.gov> wrote:

If we can't connect before 4 EDT, I will move the Interior/Justice meeting we have scheduled. That meeting doesn't need to take place today.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

On Fri, Mar 23, 2018 at 9:05 AM, McKeown, Matthew
<matthew.mckeown@sol.doi.gov> wrote:

I am generally free until 4 EDT.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

To: Bernhardt, David[dwbernhardt@ios.doi.gov]
From: McDonnell, Edward
Sent: 2018-03-21T20:29:19-04:00
Importance: Normal
Subject: Re: Thursday
Received: 2018-03-21T20:30:06-04:00

Thanks, David. I hope to see you in the morning.

Ed

- Stewardship for America with Integrity and Excellence -

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Ed McDonnell

Alternate Designated Agency Ethics Official/Deputy Designated Agency Ethics Official
U.S. Department of the Interior

Departmental Ethics Office

Office of the Solicitor

E-mail: edward.mcdonnell@sol.doi.gov

Fax: (202) 208-5515 *(Please call or e-mail me to let me know you've sent me a fax as the fax machine is in a separate room.)*

Located at:

Main Interior Building
Room 5313
Office: (202) 208-5916
Cell: (202) 510-8427

Mailing Address:

Departmental Ethics Office
Office of the Solicitor
Department of the Interior
Mail Stop 5311
1849 C Street NW
Washington, DC 20240

E-mail the Departmental Ethics Office at DOI_Ethics@sol.doi.gov or visit us online at www.doi.gov/ethics

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On Wed, Mar 21, 2018 at 6:22 PM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

Ed: I hope you are well, safe and warm with the snowstorm. If, we are open tomorrow and you make it to the office, please give me a call. I have a couple items I want to discuss with you. I'll come down to your office.

Best,
David

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-28T13:02:37-04:00
Importance: Normal
Subject: Re: THIS WEEKS REPORT
Received: 2018-03-28T13:03:06-04:00

Understood. I'll take care of it.

Matthew Dermody
Special Assistant to the Deputy Secretary
Office of the Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

On Wed, Mar 28, 2018 at 1:01 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Matt: Please make sure you have included in the weekly report a statement that we will be transmitting to oira, consistent with our fall agenda revisions of our regulations related to section 4 and 7 of the ESA. Also, make sure we highlight that additional hires in the office ethics this coming week. I do not want anyone saying they were not in the week ahead.

Best,
David

Sent from my iPad

To: O'loughlin, Keith[keith_oloughlin@fws.gov]
From: David Bernhardt
Sent: 2018-04-04T10:06:31-04:00
Importance: Normal
Subject: Re: Thank you
Received: 2018-04-04T10:06:37-04:00

Perfect thanks.

Sent from my iPhone

On Apr 4, 2018, at 10:04 AM, O'loughlin, Keith <keith_oloughlin@fws.gov> wrote:

<https://www.fs.fed.us/servicefirst/docs/authority-expansion-mou-iaa-10nov15.pdf>

Keith Ryan O'Loughlin

Budget Analyst Detailee

U.S. Fish & Wildlife Service

5600 American Blvd, West; Suite 990

Bloomington, MN 55437 1458

Office: (612) 713-5106

Cell: (608) 518-1304

Fax: (608) 783-8450

"Many men go fishing all of their lives without knowing that it is not the fish they are after. - Henry David Thoreau"

On Wed, Apr 4, 2018 at 9:01 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Thank you. Do you have a copy of the entire 2015 agreement you're quoting from?

Sent from my iPhone

On Apr 4, 2018, at 9:59 AM, O'loughlin, Keith <keith_oloughlin@fws.gov> wrote:

Thank You Sir, It is greatly appreciated and represents a possible efficiency in DOI operations. In 2015 all DOI agencies signed onto the Service First Authority, which makes it easy to partner with each other and to "play nice with each other". One of the key provisions of the Service First Authority is that: "The Agencies will endeavor not to reimburse each other for indirect costs under IA's or Nonexpenditure Transfer Authorities executed under the Service First authority unless the servicing agency determines that an agreement will pose a financial burden." As a Field Administrative Officer I always look for options that present the best value for my offices, sadly avoiding inflated indirect costs is something that I avoid. If all DOI agencies would operate on a level playing field at a

standard Service First rate it would increase cooperation .
Service First

Thank You,

Keith Ryan O'Loughlin

Budget Analyst Detailee

U.S. Fish & Wildlife Service

5600 American Blvd, West, Suite 990

Bloomington, MN 55437 1458

Office: (612) 713-5106

Cell: (608) 518-1304

Fax: (608) 783-8450

"Many men go fishing all of their lives without knowing that it is not the fish they are after. - Henry David Thoreau"

On Tue, Apr 3, 2018 at 7:18 PM, David Bernhardt <dwbernhardt@ios.doi.gov>
wrote:

Keith: Thank you for submitting your idea regarding intra-agency agreements last month.

I'm actually looking very hard at this issue. I find the 36% number to be nuts.

I wanted you to know that I really appreciated your email, and I can commit to you that I'm going to put my shoulder into this one.

Again, thank you!

David Bernhardt

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: [REDACTED]
Sent: 2018-04-04T17:27:08-04:00
Importance: Normal
Subject: Re: Thank you
Received: 2018-04-04T17:27:58-04:00

Thank You Mr. Bernhardt,
I appreciate you acknowledging the email I sent to you. While I doubt you would have any trouble with examples of how this would be beneficial I want to provide one email exchange you may use to highlight the disconnect.

In the email below Mr Moore acknowledges the quantity of work that goes into posting something to USAjobs. By this time he wants to run the course and get a full list of applicants. However I see this as a lot of work time wasted because I am willing to imagine that I am not the only pathways student in Interior qualified to fill his position. This is just the most recent dialogue I have had like this, and exactly the type of situation that I think can be avoided for future pathways interns if there is better communication across the Department of Interior.

Again Thank You,
[REDACTED]

Moore, Bryan <bmoore@usgs.gov>

to me, Kaci



Hi [REDACTED]

I was contacted by

personnel as a result of your inquiry.

I'm sorry that your 120 day conversion eligibility is running out. That's unsettling and I wish you the best navigating that.

Unfortunately,

there is not enough time for us to make a comfortable decision in pursuing you through the Pathways program.

A lot of work has gone into advertising the vacancies currently posted

on USAjobs, and I plan on seeing the process through at this point. Whether our vacancies are filled through the announcements

,

by

SWAP, or by Pathways,

will

likely

not be determined until after I am made aware of the list of qualified applicants.

With that, I encourage you to apply to the announcement that you are already aware of.

If you have any questions about the application process - please continue to reach out to Kaci (the agency contact listed with the application)

The selecting official is separated from that process - unlike Pathways inquiries.

Thanks
for reaching out.


Bryan Moore
Supervisory Hydrologic Technician
US Geological Survey - Water Resources Discipline
445 West Gunnison Avenue, Suite 130
Grand Junction, CO 81501-5720

Office (970) 628-7153
Mobile (970) 250-1542

Check out surface water and water quality data for the Nation at:
<http://water.usgs.gov/waterwatch/>
<http://water.usgs.gov/waterwatch/wqwatch/>



On Tue, Apr 3, 2018 at 5:51 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

 Thank you for writing in regarding the disconnect between the Pathways program and hiring.

I think the database idea is a good one and I'm going to discuss it with HR and our IT folks.

Thank you for writing in with an idea.

Best,
David Bernhardt

Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-26T17:05:23-04:00
Importance: Normal
Subject: Re: Strategic Plan for Review of WSAs - Invitation to edit
Received: 2018-03-26T17:07:06-04:00
Draft Strategic Plan for Review of WSA.docx

Word file attached.

On Mon, Mar 26, 2018 at 5:02 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

This needs to be sent in a word file, or I can open it on my iPad.

Sent from my iPad

On Mar 26, 2018, at 4:58 PM, James Voyles (via Google Docs) <drive-shares-noreply@google.com> wrote:

james_voyles@ios.doi.gov has invited you to **edit** the following document:

Strategic Plan for Review of WSAs

David,

Jim asked that Tim, Todd, and I send the WSA Review Plan over for your review.

Let me know what else you need here.

James

Google Docs: Create and edit documents online.

Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA

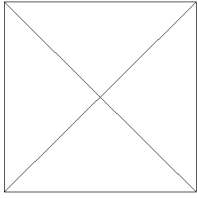
You have received this email because someone shared a document with you from Google Docs.

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary

U.S. Department of the Interior
202 733 7477



To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-30T09:13:44-04:00
Importance: Normal
Subject: Re: Strategic Plan for Review of WSAs - Invitation to edit
Received: 2018-03-30T09:14:34-04:00
Draft Strategic Plan for Review of WSA.docx

Please find the requested updates in the 5th paragraph.

On Fri, Mar 30, 2018 at 7:48 AM, James Voyles <james_voyles@ios.doi.gov> wrote:

Will add and kick back over.

Sent from my iPhone

On Mar 30, 2018, at 7:32 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

That should be included in the doc

Sent from my iPhone

On Mar 30, 2018, at 7:30 AM, James Voyles <james_voyles@ios.doi.gov> wrote:

Daines and Gianforte put bill language out in February that releases Montana's 5 WSAs. They have the support of Bishop and roughly 10 other members at this point.

Sent from my iPhone

On Mar 30, 2018, at 6:34 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

James this is pretty good first,step. However, this is premised on talking to the Sec then the Hill. Are we currently aware of anyone on the Hill who is interested in this concept. The strategy seems premised on their interest, and are we aware of any current interest? If not, are we wasting the secretary's time?

Sent from my iPad

On Mar 26, 2018, at 5:05 PM, Voyles, James <james_voyles@ios.doi.gov> wrote:

Word file attached.

On Mon, Mar 26, 2018 at 5:02 PM, David Bernhardt
<dwbernhardt@ios.doi.gov> wrote:

This needs to be sent in a word file, or I
can open it on my iPad.

Sent from my iPad

On Mar 26, 2018, at 4:58 PM, James Voyles (via Google Docs) <drive-shares-noreply@google.com> wrote:

james_voyles@ios.doi.gov has
invited you to **edit** the following
document:

Strategic Plan for Review of WSAs

David,

Jim asked that Tim, Todd, and I send the WSA Review Plan over for your
review.

Let me know what else you need here.

James

Google Docs: Create and edit documents online.

Google LLC, [1600 Amphitheatre Parkway, Mountain View, CA 94043, USA](#)

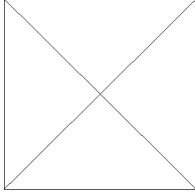
You have received this email because someone shared a document with
you from Google Docs.

--

Best,
James

James Voyles
Senior Counsel

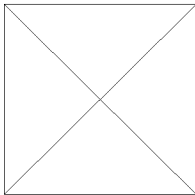
Office of the Secretary
U.S. Department of the Interior
202 733 7477




<Draft_Strategic Plan for Review of
WSA.docx>

--
Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Barner, Tia
Sent: 2018-04-05T13:13:48-04:00
Importance: Normal
Subject: Re: Stock Act 278T Reminder
Received: 2018-04-05T13:20:15-04:00



Tia Barner

Ethics Specialist

U.S. Department of the Interior

Office of the Solicitor

1849 C St., NW MS 7346

Washington, DC 20240

(202) 208 7960

Tia.Barner@sol.doi.gov

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Visit our website at www.doi.gov/ethics.

On Thu, Apr 5, 2018 at 12:55 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Tia: Just be clear if there are 


Sent from my iPhone

On Apr 5, 2018, at 11:05 AM, Barner, Tia <tia.barner@sol.doi.gov> wrote:

Stock Act 278T reminder

Under the STOCK Act, employees who file a public financial disclosure report (OGE 278e) are required to periodically (not just annually) report any purchase, sale, or exchange by you, your spouse, or dependent child of stocks, bonds, commodity futures, and other securities if the amount of the transaction exceeded \$1,000. You do not need to report: (1) mutual funds and other excepted investment funds; (2) certificates of deposit, savings or checking accounts, and money market accounts; (3) U.S. Treasury bills, notes, and bonds; (4) Thrift Savings Plan accounts; (5) real property; and (6) transactions that are solely by and between you, your spouse, or dependent child.

When to File

Periodic transaction reporting is subject to two different deadlines. Under the Ethics in Government Act, you need to file a report within 30 days of receiving notification of a transaction, but not later than 45 days after the transaction. Which deadline applies depends on when you receive notification of the transaction. Normally, you need to disclose a transaction within 30 days of receiving the notification.

To complete the OGE 278-T form, click on the link below to log into [Integrity.gov](https://integrity.gov/efeds-login/) <https://integrity.gov/efeds-login/>

If you have any questions about periodic transaction reporting and other STOCK Act requirements, please contact the Departmental Ethics Office at (202) 208-7960 or see the Ethics Legislation and Legal Advisories sections of OGE's web site at www.oge.gov.

Sincerely,

The Departmental Ethics Office

Tia Barner

Ethics Specialist

U.S. Department of the Interior

Office of the Solicitor

1849 C St., NW MS 7346

Washington, DC 20240

(202) 208 7960

Tia.Barner@sol.doi.gov

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-30T11:54:42-04:00
Importance: Normal
Subject: Re: SO 3355
Received: 2018-03-30T11:55:29-04:00

Sounds good.

On Fri, Mar 30, 2018 at 11:54 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

I'll comment on Monday

Sent from my iPhone

On Mar 30, 2018, at 11:38 AM, Voyles, James <james_voyles@ios.doi.gov> wrote:

David,

Attached are 2 of the 3 NEPA guidance memos. The Additional Direction Memo is not attached as Tim and Matt are both gone this week, but conversations are scheduled with each on Monday and Tuesday.

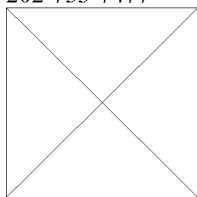
- 1 - Clearance Process Memo - Based on your comments, I consulted with SOL, OEPC, and IOS and have incorporated their feedback into the document.
- 2 - Decision File Memo - I met with SOL again this morning, incorporated their feedback, and called out your 2006 AR guidance and the 2017 DOJ guidance as authorities on the issue.

Happy to review your comments.

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



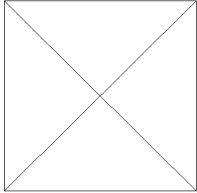
<DRAFT_NEPA Document Clearance Process (v4).docx>

<DRAFT_NEPA_Decision File (v4).docx>

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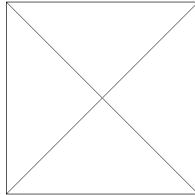
Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-30T15:16:54-04:00
Importance: Normal
Subject: Re: Rewrite
Received: 2018-03-30T15:17:44-04:00

Nope, you didn't miss it. I'm working on it right now. As I explained to John Tanner when he opened my door and walked in, everyone minute I'm talking to you makes me late on sending something to David.



Daniel H. Jorjani
Principal Deputy Solicitor
U.S. Department of the Interior
Main Interior Building, Suite 6356
☎ •202-219-3861 (Voice)
•202-706-9018 (Cell)
•daniel.jorjani@sol.doi.gov

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On Fri, Mar 30, 2018 at 3:13 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Where are you in the press release rewrite for the ethics hires? Did I miss the rewrite?

Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-03-27T08:23:13-04:00
Importance: Normal
Subject: Re: Revised erb draft
Received: 2018-03-27T08:23:15-04:00
DepSec Reply to OIG Report re SES Reassignments (3-23-18).docx

It should be attached.

Sincerely,

Gary Lawkowski

On Tue, Mar 27, 2018 at 7:44 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Please send me the revised erb response draft as a word doc.

Sent from my iPad

--

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary_Lawkowski@ios.doi.gov
202 208 7340

To: Bernhardt, David[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-01T14:10:19-04:00
Importance: Normal
Subject: Re: Revised document for your review
Received: 2018-04-01T14:10:29-04:00

Excellent. Will start in Exec Sec and Comms process.

Sent from my iPhone

On Apr 1, 2018, at 1:24 PM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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<Draft All Employees Ethics Announcement.docx>

To: Bernhardt, David[dwbernhardt@ios.doi.gov]
From: Goeken, Richard
Sent: 2018-03-20T12:24:33-04:00
Importance: Normal
Subject: Re: Rescinding 2003 FWS Region ! and 8 memorandum with NOAA re: ESA Section 10
Received: 2018-03-20T12:25:23-04:00

Thanks, Jason had the final.

On Tue, Mar 20, 2018 at 11:46 AM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

----- Forwarded message -----

From: **Thorson, Robyn** <robyn_thorson@fws.gov>
Date: Thu, Feb 15, 2018 at 5:13 PM
Subject: Re: Rescinding 2003 FWS Region ! and 8 memorandum with NOAA re: ESA Section 10
To: "Larrabee, Jason" <jason_larrabee@ios.doi.gov>
Cc: David Bernhardt <dwbernhardt@ios.doi.gov>, Todd Willens <todd_willens@ios.doi.gov>, Greg Sheehan <greg_j_sheehan@fws.gov>, Theresa Rabot <theresa_rabot@fws.gov>, Gary Frazer <Gary_Frazer@fws.gov>, "Romanik, Peg" <peg.romanik@sol.doi.gov>, Paul Souza <Paul_Souza@fws.gov>

I (too) am trying to check this off my list of things to do!

FWS Region One drafted the memo rescinding the prior agreement, in consultation (and full support) of FWS Region 8 (California/Nevada) and with NOAA Western Region. The final is now being routed for signature. I will forward it to you shortly, as soon as signatures are obtained (next week?). I can assure you there will not be in glitches (the discussion and draft had full concurrence).

If this presents problems, let me know.

Robyn

Robyn Thorson
Regional Director, Pacific Region One
Idaho, Oregon, Washington, Hawaii & Pacific Islands
U.S. Fish & Wildlife Service
911 NE 11th Avenue
Portland, OR 97232
503.231.6119

On Thu, Feb 15, 2018 at 1:44 PM, Larrabee, Jason <jason_larrabee@ios.doi.gov> wrote:

Hi Robyn,
I hope the west is treating you well.
I'm following up on this issue and wanted to see if you could send a copy of the final

memorandum of cancellation that was signed by the FWS and NOAA regional leaders. i'd like to check this item off my list.
Thank you!
Jason

Jason Larrabee
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks
U.S. Department of the Interior
1849 C Street, NW -- MIB Room 3154
Washington, DC 20240
office: 202-208-4416

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

On Tue, Jan 16, 2018 at 12:11 PM, Thorson, Robyn <robyn_thorson@fws.gov> wrote:

Thank you again for allowing us a few weeks to look into this Memorandum: its origin, its purpose, its continuing efficacy (or not).
Based on December discussions about policy and law, FWS Region One is moving forward to rescind/cancel the 2003 guidance. We coordinated this with Region Eight (Paul Souza, RD) and with NOAA Western Region, and all are in agreement. Henceforth HCPs and Incidental Take will be addressed in accordance with the HCP handbook.

I am copying Gary Frazer (FWS Ecological Services) and Peg Romanik because their questions and counsel supported this decision.

As a courtesy I'll send you a copy of the final memorandum of cancellation when signed by the FWS and NOAA regional leaders.

If you would like additional information or a briefing, please let me know.

Thank you.

Robyn

Robyn Thorson
Regional Director, Pacific Region One
Idaho, Oregon, Washington, Hawaii & Pacific Islands
U.S. Fish & Wildlife Service
911 NE 11th Avenue
Portland, OR 97232
503.231.6119

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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Richard W. Goeken
Deputy Solicitor, Parks and Wildlife
Department of Interior Solicitor's Office, MS 6345
1849 C Street, N.W.
Washington, D.C. 20240
Richard.Goeken@sol.doi.gov
office - 202-208-3142
mobile - 202-507-1862

To: Werner, Elinor[elinor_werner@ios.doi.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Cason James[james_cason@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; David Mihalic[david_mihalic@ios.doi.gov]; Vincent Devito[vincent_devito@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Joseph Balash[joseph_balash@ios.doi.gov]; Katharine MacGregor[kate_macgregor@ios.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Timothy Petty[timothy_petty@ios.doi.gov]; Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Austin Ewell[austin_ewell@ios.doi.gov]; Larrabee, Jason[jason_larrabee@ios.doi.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Douglas Domenech[doug_domenech@ios.doi.gov]; Scott Angelle[scott.angelle@bsee.gov]; Greg Sheehan[greg_j_sheehan@fws.gov]; Alan Mikkelsen[amikkelsen@usbr.gov]; Brenda Burman[bburman@usbr.gov]; Brian Steed[bsteed@blm.gov]; Lewis, Estle[estle_r_lewis@ios.doi.gov]
From: Combs, Susan
Sent: 2018-03-21T14:18:53-04:00
Importance: Normal
Subject: Re: Required Annual COOP Team Training Sessions
Received: 2018-03-21T14:19:40-04:00

29th sounds fine- please send invite

On Wed, Mar 21, 2018 at 2:07 PM, Werner, Elinor <elinor_werner@ios.doi.gov> wrote:

Good Afternoon Everyone,

I've scheduled a politicals coop training session especially for those of us who haven't had the training yet. As the email below says, everyone on the COOP team is required to do this training every year. If you would prefer, you're welcome to join the Politicals COOP Training on Thursday, March 29th from 2:00 3:00. Please let me know, and I will send you the calendar invite.

Warmly,
Elinor

----- Forwarded message -----

From: Trojnar, Kerry <kerry_trojnar@ios.doi.gov>
Date: Mon, Mar 12, 2018 at 4:29 PM
Subject: Required Annual COOP Team Training Sessions
To: Jonathan Rosen <jonathan_rosen@ios.doi.gov>, "Lewis, Estle R" <Estle_R_Lewis@ios.doi.gov>
Cc: "Branum, Lisa A" <Lisa_A_Branum@ios.doi.gov>

ACTION: COOP Team Members and Alternates
INFORMATION: Emergency Coordinators and Alternates

Each Departmental Continuity of Operations (COOP) team member is required to have annual training relating to the COOP program and be prepared to deploy to alternate work locations to perform duties. In addition, the Department of the Interior will participate in the annual interagency Continuity of Operations (COOP) exercise Eagle Horizon 2018, as part of the larger National Level Exercise (NLE 2018), on May 7-8 at Site Charlie.

The Office of Emergency Management has scheduled five training sessions that will each satisfy the annual COOP Team Member Training requirement, as well as providing an overview of the NLE 2018 and

Eagle Horizon exercises. These sessions will be conducted in March and April to provide you with information to prepare for any potential continuity situation as well as prepare for the exercises. If you attended the training sessions offered in January you do not need to attend these upcoming sessions. Those of you who have already attended or will attend an Assistant Secretary/Bureau Director level training and briefing this year also do not need to attend one of these sessions.

Training sessions are scheduled as follows:

March 13, 1:00-2:30PM, USGS Headquarters (Director's Conference Room, 7th floor [Director's suite])

March 22, 1:30-3:00PM, Interior Operations Center conference Room, MIB Room 3447

April 3, 1:30-3:00PM, Interior Operations Center conference Room , MIB Room 3447

April 12, 10:00AM-11:30AM, Interior Operations Center conference Room , MIB Room 3447

April 20, 10:00AM-11:30AM, Interior Operations Center conference Room , MIB Room 3447

The USGS HQ session is capped at 15 people; the remainder are capped at 25 people. Please sign up with Jonathan Rosen (jonathan_rosen@ios.doi.gov, 202-208-5778) to attend one of the sessions.

Respectfully,
-Kerry

Kerry A. Trojnar
Continuity Planner
U.S. Department of the Interior
(202) 208-2471

--

Elinor Werner
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
Office: 202.208.6087
Cell: 202.706.9242

--

Susan Combs
U.S. Department of the Interior
1 202 208 4482

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Rees, Gareth
Sent: 2018-03-30T10:32:04-04:00
Importance: Normal
Subject: Re: Request for a meeting
Received: 2018-03-30T10:32:11-04:00

Looking at the week of April 9 for the meeting. They are also having a conference in DC on April 16 and have requested the Secretary give a lunchtime keynote and you participate in an afternoon panel.

On Fri, Mar 30, 2018 at 10:28 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

When are they in town?

Sent from my iPhone

On Mar 30, 2018, at 9:53 AM, Rees, Gareth <gareth_rees@ios.doi.gov> wrote:

David,
Ethics have cleared this request. Are you happy for me to schedule?
Gareth

On Thu, Mar 22, 2018 at 8:28 AM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

Julie: Gareth Rees who is ccd here has a form I request everyone to fill out for a meeting. It will only take a few minutes. We then send it to the ethics office for clearance.

Best,
David

On Thu, Mar 22, 2018 at 12:09 AM, Julie Kitka <[REDACTED]> wrote:

Good evening! We just heard from Senator Murkowski's staff that they were unable to get the Sturgeon fix in the Omnibus bill.

This creates a real potential crisis. I respectfully request a meeting to discuss affirmative action that Interior can do.

Please advise if this is possible. If a time is open I will ensure we get a written briefing in for your review.

Thank you very much.

Sincerely,

Julie Kitka, President
Alaska Federation of Natives
Cell 907-227-6642

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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--

Gareth C. Rees

Office to the Deputy Secretary
U.S. Department of the Interior
Tel: 202-208-6291

Fax: 202-208-1873

Cell: 202-957-8299

--

Gareth C. Rees

Office to the Deputy Secretary
U.S. Department of the Interior

Tel: 202-208-6291

Fax: 202-208-1873

Cell: 202-957-8299

To: Swift, Heather[heather_swift@ios.doi.gov]
Cc: Magallanes, Downey[downey_magallanes@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]
From: Scott Hommel
Sent: 2018-03-21T14:34:06-04:00
Importance: Normal
Subject: Re: Politico - Zinke brought security team to vacation in Turkey and Greece, records show
Received: 2018-03-21T14:34:13-04:00

Will assess threat level with Security Detail and adjust accordingly. Thanks.

Scott C. Hommel
Chief of Staff
Department of the Interior

On Mar 21, 2018, at 1:31 PM, Swift, Heather <heather_swift@ios.doi.gov> wrote:

Our information in yellow.

Politico

Zinke brought security team to vacation in Turkey and Greece, records show

By BEN LEFEBVRE

03/21/2018 12:07 PM EDT

U

Updated 03/21/2018 01:10 PM EDT

Interior Secretary Ryan Zinke and his wife took security detail on their vacation to Greece and Turkey last year, official documents show, in what one watchdog group said could be a "questionable" use of taxpayer resources.

Zinke has faced questions for months over his travel expenses and use of official resources, as have other members of President Donald Trump's administration such as EPA leader Scott Pruitt, who was revealed Tuesday to have spent \$30,000 on security for an official trip to Italy last year.

Unlike Pruitt, Zinke was not conducting government business during his two-week vacation, which included stops in Istanbul and the Greek Isles. The documents do not reveal exactly how many security personnel accompanied the couple, who paid for them, how much they cost or whether they traveled with Zinke and his wife, Lola, for the entire trip.

Interior provided U.S. Park Poli

ce officers for Zinke's security because of worries of violence in the region, department spokeswoman Heather Swift said.

“The United States secretary of the Interior is in the presidential line of succession and has access to sensitive and classified information, which makes his protection a matter of national security,” Swift said. “In 2016 there were at least 5 terrorist attacks in Istanbul where the secretary traveled. During the period of travel there were several security incidents and threats in the region. Both of these considerations further merited a prudent security presence.”

Only two agencies — the State Department and the Secret Service — have specific authority allowing them to provide security to executive branch officials, according to a Government Accountability Office report. Despite that, Cabinet members in the 1990s came under scrutiny for traveling with security teams, a matter the GAO reported on in 1994.

“It's not necessarily an abuse of authority or a waste of taxpayer dollars if there's a credible threat, but it can be questionable if an agency chief just wants a big entourage and the trappings of power,” said Nick Schwellenbach, director of investigations at the government watchdog group Project On Government Oversight. “Security personnel are not errand boys or girls and agency leaders are not royalty.”

He added: “When it's a private vacation, there must be even more scrutiny given to these security arrangements than usual.”

Obama administration Interior Secretary Sally Jewell abstained from traveling with security teams, particularly on private travel, said Kate Kelly, who served as senior adviser to Jewell and is now director of the public lands program at the Center for American Progress.

“I think, in her mind, it would have defeated the point of ‘getting away’ and would have amounted to a totally unnecessary expense to taxpayers,” Kelly said.

Jewell, who was born in London, was not eligible to be in the line of succession.

Traveling with security staff even on official business is “incredibly expensive,” although the actual cost would depend on the nature of the trip and which department supplied the detail, said Chris Lu, a senior fellow at the University of Virginia's Miller Center who was a White House Cabinet administrator during the Obama administration.

Cabinet secretaries who required security for official travel would generally take two security personnel, one a “body man” who would stay close to the secretary and one “advance” who would arrange things at the destination, Lu said. The advance person would help a Cabinet secretary bypass the regular airport security lines and customs, pick the secretary up at the airport and drive him or her to the hotel and other destinations, said one source familiar with the process.

If safety was an issue in a foreign country, the department in question would have been expected to rely on the U.S. embassy in that country to provide security, Lu said.

"Unless there's a compelling national security justification, a Cabinet member should not bring a security detail on a personal vacation," Lu said. "We would not have allowed this practice during the Obama administration. The U.S. Treasury should not be your personal piggy bank."

The emails from Interior Special Assistant to the Secretary Caroline Boulton show that multiple members of a security team, one of whom was sent to the region in advance, were given temporary cell phones through which Zinke could contact them while there. One security team member was flagged in the email to be in Turkey in advance.

"For contacting your detail when they're with you in Europe, these will be their temporary numbers," Boulton wrote to Zinke on Aug. 3, the day before he was scheduled to leave. (The numbers themselves were redacted before Interior made the emails public as part of a batch of records it recently released under the Freedom of Information Act.)

According to an itinerary, Zinke arrived in Istanbul on Aug. 5 following an overnight flight from Washington and met his wife, Lola, who had been visiting Italy for the previous three weeks. The trip included "courtesy" visits with U.S. diplomats stationed in Istanbul and Athens, but the couple spent most of their time vacationing before returning to Washington on Aug. 19.

Lola Zinke shared photos of their vacation on her Twitter page and wrote that the couple was celebrating 25 years of marriage.

At the time of the trip, Interior would say only that Zinke was out of the country and provided no indication of when he left or would return. The vacation coincided with the tail end of the period Zinke had set aside to review national monument borders for a report he submitted to Trump on whether some of the protected areas should be shrunk. He supplied a draft to the White House later in the month, missing the deadline for a final report.

Zinke has already come under fire for mixing personal and official Interior business. Interior's inspector general is scheduled to release its findings on his attendance at political events while on official travel around the middle of next month.

-

Heather Swift

Department of the Interior

@DOIPressSec

Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

To: Gilham, Lloyd[lgilham@blm.gov]
From: russell_newell@ios.doi.gov
Sent: 2018-04-03T13:54:34-04:00
Importance: Normal
Subject: Re: Planning for Potential Lapse in Funding
Received: 2018-04-03T13:55:29-04:00

yes

On Fri, Jan 19, 2018 at 12:11 PM, Gilham, Lloyd <lgilham@blm.gov> wrote:

Deputy Secretary,

If we are furloughed, are we still bound by the Hatch Acts prohibitions on political activities?

Thank you,

Lloyd Gilham

On Fri, Jan 19, 2018 at 8:28 AM, Secretary, Deputy <deputy_secretary@ios.doi.gov> wrote:



U.S. Department of the Interior

As many of you are aware, annual funding for the government expires at midnight today, January 19, 2018. The Administration does not believe it is necessary for a lapse in funding to occur, and looks forward to working with Congress to finalize appropriations for this year.

However, prudent management requires that we be prepared for all contingencies, including the possibility that a lapse could occur. A lapse would mean that a number of government activities would cease due to a lack of appropriated funding, and that a number of employees would be temporarily furloughed. To prepare for this possibility, we are working to update our contingency plans for executing an orderly shutdown of activities that would be affected by a lapse in appropriations.

Thank you for your hard work, dedication, and patience through this process, and for all that you do for the Department of the Interior and the American people. We will update you with any new information as appropriate.

Sincerely,

Deputy Secretary David Bernhardt

--

Lloyd E Gilham
BLM Mobility Lead
W (503) 808-6063
C (503) 913-4207

To: Daniel Jorjani[daniel.jorjani@sol.doi.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]
From: [REDACTED]
Sent: 2018-04-07T12:49:38-04:00
Importance: Normal
Subject: Re: Photo
Received: 2018-04-07T12:49:40-04:00

Thank you David and Dan. I love my job and wanted to share some insight in to it on social media. That being said, I totally understand and agree. I'll be taking it down now because no post is worth a problem. Thank you for the advice and guidance!

[REDACTED]

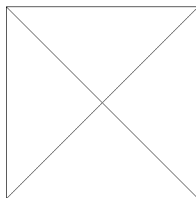
Please note all emails sent and received are subject to the Freedom of Information Act

Sent from my iPhone

On Apr 7, 2018, at 9:18 AM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

David - Agreed.

[REDACTED] Ana Marone (Head of OSC's Hatch Act Unit) will be giving a small group briefing in a couple of weeks. Will make sure that you're invited. Again, you are creating real value. We just want to protect you from making any inadvertent mistakes.



Daniel H. Jorjani
Principal Deputy Solicitor
Department of the Interior
Main Interior Building
' 202-219-3861 (Voice)
202-706-9018 (Cell)
daniel.jorjani@sol.doi.gov

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Sent from my iPhone

On Apr 7, 2018, at 9:14 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

[REDACTED] saw a photo from a Doi meeting on LinkedIn this am posted

by you.

As a result I want to give you a constructive advice.

I think the linked in account is a personal page. I don't think it's prudent to be merging official events with posting on personal social media accounts.

You can talk to Dan and Ethics, but I don't want you to inadvertently stub your toe.

You're doing a great job, we just need to always be in our right lane.

David

Sent from my iPhone

To: Bernhardt, David[dwbernhardt@ios.doi.gov]
From: Burns, Sylvia
Sent: 2018-04-06T16:50:34-04:00
Importance: Normal
Subject: Re: News Article about OIG report
Received: 2018-04-06T16:51:01-04:00

David - I wanted to close the loop with you to let you know that I talked w/ Steve Hardgrove this afternoon about the article and the OIG statements to the reporter. Steve told me they came from their external affairs person who was not well informed about the OIG's report or where the Department is on IT. He said her statements misrepresented the OIG's position on the situation and he apologized to me. We agreed that we should talk with each other as much as needed and avoid bring the media into our business.

I'm looking forward to meeting with you on Monday at 4:30. I'll have a list of things we can do temporarily or partially as you requested.

Sylvia

On Thu, Apr 5, 2018 at 4:36 PM, Burns, Sylvia <sylvia_burns@ios.doi.gov> wrote:

When cyber issues come up, I routinely touch base with Mary and Steve to reduce the possibility that we're debating cybersecurity in the media. This has been beneficial in the past when these types of news articles have come up. I have a strong working relationship with them. Happy to discuss if you have any concerns.

Sylvia

On Thu, Apr 5, 2018 at 4:31 PM, Bernhardt, David <dwbernhardt@ios.doi.gov> wrote:

Can you explain what you intend to discuss with Mary?

On Thu, Apr 5, 2018 at 4:14 PM, Burns, Sylvia <sylvia_burns@ios.doi.gov> wrote:

David - I wanted to alert you to this negative Fox News article that came out today. It was related to the OIG's recent report about deficiencies in DOI's incident response program. I am working on this with the press office to develop our response to this particular article and other media inquiries that could arise from it. Also, I am engaging OCL in case any inquiries surface from the Hill about what the article says. I will also discuss with Mary Kendall in the OIG.

<http://www.foxnews.com/politics/2018/04/05/cybersecurity-fiasco-interior-department-computers-trying-to-talk-to-russia-inspectors-say.print.html#>

I am available to discuss this with you as needed. Just let me know if you want to talk.

Sylvia

--

Sylvia Burns, CIO

Office of the Chief Information Officer | US Department of the Interior
sylvia_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202 501 2360
www.doi.gov/ocio

Our mission is your mission

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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--

Sylvia Burns, CIO

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sylvia_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202 501 2360
www.doi.gov/ocio

Our mission is your mission

--

Sylvia Burns, CIO

Office of the Chief Information Officer | US Department of the Interior
sylvia_burns@ios.doi.gov | Office: 202.208.6194 | Fax: 202 501 2360
www.doi.gov/ocio

Our mission is your mission

To: Voyles, James[james_voyles@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-26T15:56:55-04:00
Importance: Normal
Subject: Re: NEPA Memo
Received: 2018-03-26T15:57:02-04:00

James: On the decision file document. Please speak to SOL because I believe we put together an entire set of administrative record guidance when I led sol and I want to make sure that this guidance and that guidance are consistent.

After you review the SOL guidance you might find we just need to refresh people's memory that the sol guidance is to be followed, but I haven't seen it in 10 years.

Sent from my iPhone

On Mar 26, 2018, at 3:40 PM, Voyles, James <james_voyles@ios.doi.gov> wrote:

David,

The original NEPA memo is broken out into 3 separate memos and they are attached.

They include:

- Additional direction,
- Document clearance procedures, and
- Decision file guidance.

The spreadsheet is Attachment 4 in the Additional Direction memo. OEPC has the original file and I am working with them to shrink it down so that it fits into a word doc.

Let me know what else you need here.

On Mon, Mar 26, 2018 at 9:10 AM, Voyles, James <james_voyles@ios.doi.gov> wrote:

Starting it now.

On Mon, Mar 26, 2018 at 8:49 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

James: I think the 3355 memo needs a lot of work.

I think it should be revised into three separate memos.

The first memo, should be further direction related to 3355 (largely sub-sections 1-7 however subsections 1 and two must be better organized, perhaps as schedule and waiver paragraphs. Subsection 3 should be a subset of 4.

Subsections 6 and 7 seem like new direction and we can frame them as such.

Finally subsections 8 and 9 are big enough deals that they each should be stand alone memos.

Once you have restructured the documents we can start redline edits.

Put this ahead of the other NEPA memo and get it done ASAP!

Sent from my iPhone

> On Mar 26, 2018, at 8:32 AM, James Voyles <james_voyles@ios.doi.gov> wrote:

>

> On it.

>

> Sent from my iPhone

>

>> On Mar 26, 2018, at 7:09 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

>>

>> James: Last week, you said you had pulled all of the prior 150/300

>> page statements in handbooks. Can you assemble a memo based on what

>> you found that makes the case that these are not novel ideas?

>>

>> For example, the CEQ regs have had that expectation for a long time,

>> its in interior's regs as a goal and its in other handbooks. I'm

>> thinking I will turn the memo either into an oped or letter to the

>> hill to accompany the other memo you've been working on when we roll

>> it out.

>>

>> Ideally, I'd have the memo Wednesday.

>>

>> Thanks,

>> David

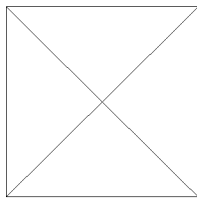
>>

>> Sent from my iPad

--

Best,
James

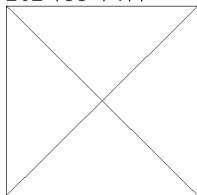
James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



<DRAFT_SO 335_Additional Direction.docx>

<DRAFT_NEPA Document Clearance Process.docx>

<DRAFT_NEPA_Decision File.docx>

<DOI Environmental Review Process One Year Timeframe 2-22-18 version
3.xlsx>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-25T16:45:35-04:00
Importance: Normal
Subject: Re: NEPA Memo
Received: 2018-03-25T16:46:18-04:00
DRAFT NEPA Instruction Memo CASON-EDITS.docx

David,
Please find the most current NEPA draft attached.

On Sun, Mar 25, 2018 at 2:58 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Ok.

Sent from my iPhone

On Mar 25, 2018, at 2:45 PM, James Voyles <james_voyles@ios.doi.gov> wrote:

David,
The NEPA memo is attached. This approximates the final but is not its most recent form as edits went into this week. I can get into the office to send the current version by 430 and will send to you then.

Sent from my iPhone

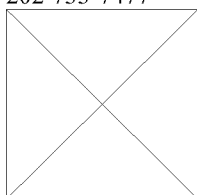
Begin forwarded message:

From: "Voyles, James" <james_voyles@ios.doi.gov>
Date: March 19, 2018 at 5:30:37 PM EDT

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



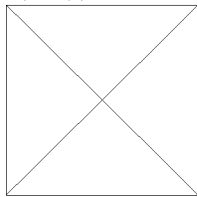
<mime-attachment.html>

<DRAFT_NEPA_Instruction Memo_GROUP-EDITS.docx>

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-01T14:50:27-04:00
Importance: Normal
Subject: Re: My Future in SOL
Received: 2018-04-01T14:50:37-04:00

I brought it home. His are the among the last ones I'm reviewing this evening when I get back to the house.

Sent from my iPhone

On Apr 1, 2018, at 2:45 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Please read the removable disk I gave you and Ed McDonnell's transcribed interview.

Sent from my iPhone

On Apr 1, 2018, at 2:12 PM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

FYI from [REDACTED]

Sent from my iPhone

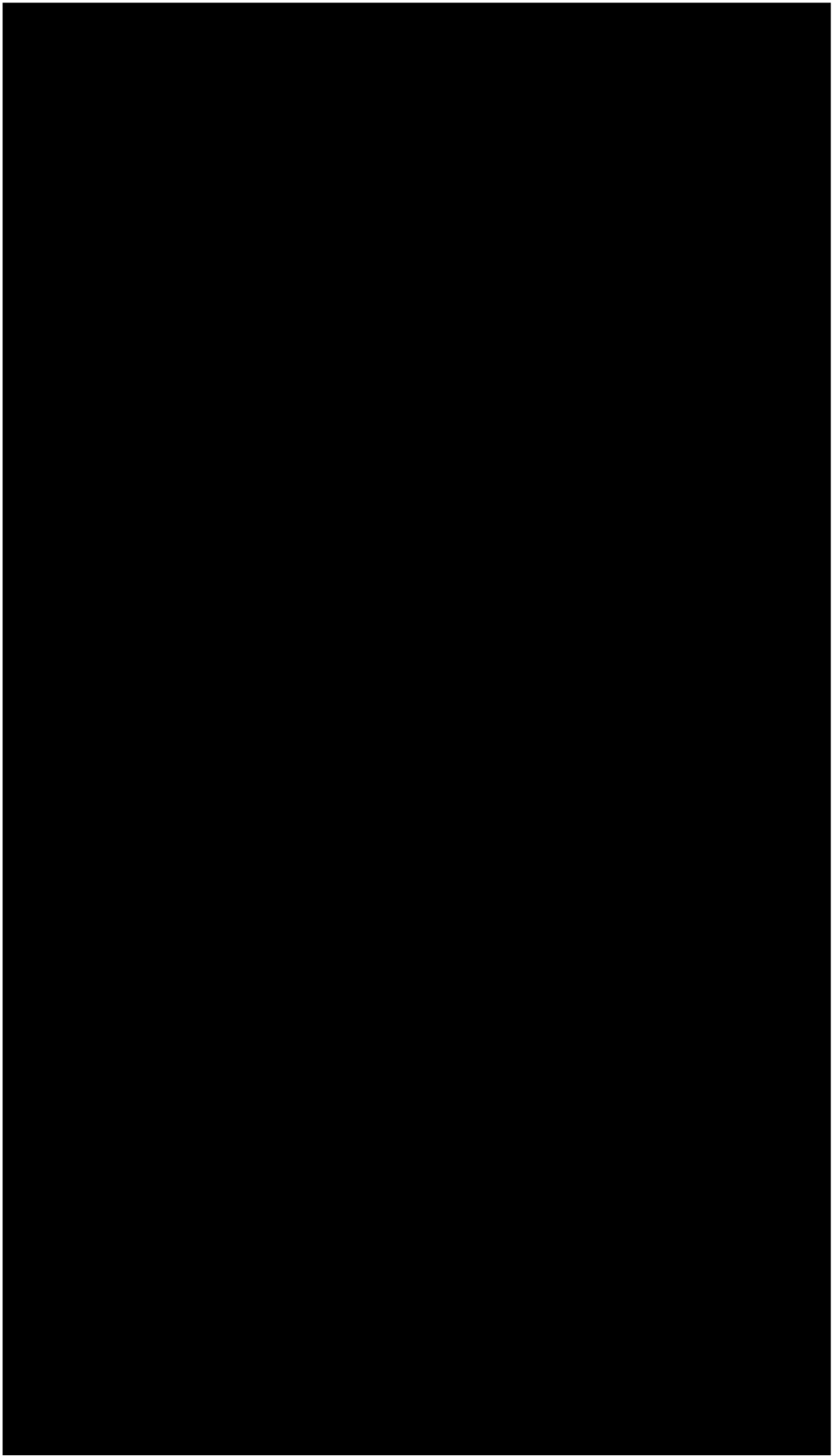
Begin forwarded message:

From [REDACTED]
Date: March 31, 2018 at 10:57:00 AM EDT
To: daniel.jorjani@sol.doi.gov
Subject: My Future in SOL

Dan,

[REDACTED]

[REDACTED]





Thanks,



Sent from my iPad

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Gareth Rees[gareth_rees@ios.doi.gov]
From: Elena Gonzalez
Sent: 2018-04-06T08:46:05-04:00
Importance: Normal
Subject: Re: Meeting
Received: 2018-04-06T08:46:11-04:00

Called Gareth earlier this morning. Will get on your calendar.
Elena

Elena Gonzalez
Deputy Assistant Secretary - Technology, Information and Business Services
US Department of the Interior
202-208-7966

> On Apr 5, 2018, at 7:48 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:
>
> Elena: I need to visit with you tomorrow regarding a facilities issue.
> Gareth will schedule.
>
> Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Mikkelsen, Alan[amikkelsen@usbr.gov]; Caroline Boulton[caroline_boulton@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]
From: Timothy Petty
Sent: 2018-03-30T09:55:22-04:00
Importance: Normal
Subject: Re: Mansfield Water Summit
Received: 2018-03-30T09:55:29-04:00

FYI - I submitted back to Leila (the yellow cover sheet form) recommending the Secretary to attend and speak.

Tim.

Sent from my iPhone

> On Mar 30, 2018, at 6:44 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

>

> Thanks Allan. Tim and I will discuss.

>

> Sent from my iPad

>

>> On Mar 29, 2018, at 9:45 AM, Mikkelsen, Alan <amikkelsen@usbr.gov> wrote:

>>

>> While I think this would be a good event for the Secretary, I understand
>> his schedule may preclude it. I know the organizers would be grateful if
>> the Deputy Secretary or ASWS could attend and speak. This is only a short
>> distance [REDACTED] and I will be in Montana on these dates, I will also
>> [REDACTED] Thus, I am somewhat
>> reluctant to accept this event. There are a lot of heavy hitters in the
>> world of public policy that attend this and would enjoy hearing from you.

>>

>>

>> Alan Mikkelsen
>> Senior Advisor to the Secretary
>> Water and Western Resource Issues
>>

>> Denver Federal Center
>> West 6th Ave and Kipling Street
>> PO Box 25007 (92-00000)
>> Building 67, Rm 1480
>> Denver, CO 80225-0007
>>

>> Phone: 303.445.2583
>> Mobile: 406-240-0703
>>

>> ----- Forwarded message -----
>> From: Ryan Rusche <Ryan.Rusche@cslk.org>
>> Date: Wed, Mar 14, 2018 at 4:55 PM
>> Subject: Mansfield Water Summit
>> To: "Mikkelsen, Alan" <amikkelsen@usbr.gov>
>>

>>

>>

>> Alan,

>>

>>

>>

>> I met with the Mansfield Center today about participating in their upcoming
>> Global Water Summit planned for May 16-19 in Whitefish. They mentioned
>> that they had invited Secretary Zinke to attend, but weren't sure he would
>> be able to do so. After meeting with these folks and going over the
>> agenda, this seems to be a very good opportunity for brainstorming and
>> discussion on private-public partnerships in the water arena, which I know
>> is a priority of the Administration. I hope the Secretary will be able to
>> attend, but if his schedule doesn't allow, perhaps you could take his
>> place. Given the number of water issues you're managing across the West, I
>> think your perspective would be very welcome at this conference. There are
>> opportunities for breakouts, presentations, and keynotes.

>>

>>

>>

>> Thanks,

>>

>>

>>

>> Ryan C. Rusche

>>

>> Attorney

>>

>> Confederated Salish and Kootenai Tribes

>> <01_Mansfield Water Summit Brochure (2018.01.23).pdf>

>> <02_Mansfield Fourth Asia Montana Energy Forum (2018.01.23).pdf>

>> <03_Water Summit_FAMES Agenda_v01242018.pdf>

>> <04_Mansfield Water Summit Sponsorship Levels (2018.01.23).pdf>

>> <05_IBM GIO Water Report.pdf>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-22T17:58:55-04:00
Importance: Normal
Subject: Re: IMPORTANT MESSAGE: Fwd: Court Order in SUWA v DOI
Received: 2018-03-22T17:59:40-04:00

Yep. I have FOIA meetings tomorrow from 1030 to 12 and from 2 to 3.

On Thu, Mar 22, 2018 at 5:48 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

we need to discuss.

Sent from my iPhone

On Mar 22, 2018, at 5:11 PM, Jorjani, Daniel <daniel.jorjani@sol.doi.gov> wrote:

1500 pages of potentially responsive records per month.

----- Forwarded message -----

From: **Murphy, Timothy** <timothy.murphy@sol.doi.gov>
Date: Thu, Mar 22, 2018 at 11:59 AM
Subject: Fwd: IMPORTANT MESSAGE: Fwd: Court Order in SUWA v DOI
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>

Here is the info.

----- Forwarded message -----

From: **Rachel Spector** <rachel.spector@sol.doi.gov>
Date: Wed, Mar 21, 2018 at 10:14 AM
Subject: Re: IMPORTANT MESSAGE: Fwd: Court Order in SUWA v DOI
To: "Lurie, Maria" <maria.lurie@sol.doi.gov>
Cc: timothy.murphy@sol.doi.gov

That is too bad, but thanks for letting me know. FYI - I'm going to send an email to the branch tomorrow morning asking for a list of voluntary and court ordered deadlines for production and court filings in all of your cases. It is an overdue step in getting a handle on our cases and now David Bernhardt has directed us to do it.

Thanks,

Rachel

Sent from my iPad

On Mar 21, 2018, at 9:13 AM, Lurie, Maria <maria.lurie@sol.doi.gov> wrote:

Dear Colleagues:

The court in our Southern Utah Wilderness Alliance lawsuit (one of the national monument cases) did not accept our proposed production schedule. The full court order appears in the email below, but here is what's expected of us:

It is FURTHER ORDERED that defendants Department of Interior (DOI) and Bureau of Land Management (BLM) shall review 1,500 pages of potentially responsive records per month and release the responsive documents. DOI and BLM may make these releases available on the Interior website, but BLM and DOI MUST identify within each release the documents that are responsive to plaintiffs' six particular FOIA requests. It is FURTHER ORDERED that parties shall jointly file another status report by May 16, 2018. The status report should present additional proposed deadlines and recommendations for further proceedings.

Regards,

Maria Lurie
Attorney-Advisor
Office of the Solicitor
U.S. Department of the Interior
(202) 208-7272

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----- Forwarded message -----

From: **Seabrook, April (USADC)** <April.Seabrook@usdoj.gov>
Date: Wed, Mar 21, 2018 at 8:14 AM
Subject: Court Order in SUWA v DOI
To: "maria.lurie@sol.doi.gov" <maria.lurie@sol.doi.gov>

Maria:

Please see the Court's Order, below.

Among other things, the Court is requiring the agency to review 1500 pages per month... and "BLM and DOI MUST identify within each release the documents that are responsive to plaintiffs' six particular FOIA requests".

- April DS

Sent from my iPhone

Begin forwarded message:

From:

DCD_ECFNotice@dcd.uscourts.gov <mailto:DCD_ECFNotice@dcd.uscourts.gov>>

Date: March 20, 2018 at 7:20:51 PM EDT

To:

DCD_ECFNotice@dcd.uscourts.gov <mailto:DCD_ECFNotice@dcd.uscourts.gov>>

Subject: Activity in Case 1:17-cv-02314-EGS SOUTHERN UTAH
WILDERNESS ALLIANCE et al v. U.S. DEPARTMENT OF THE
INTERIOR et al Order

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered on 3/20/2018 at 7:20 PM and filed on 3/20/2018

Case Name: SOUTHERN UTAH WILDERNESS ALLIANCE et al v. U.S. DEPARTMENT OF THE INTERIOR et al

Case Number: 1:17-cv-02314-EGS <<https://ecf.dcd.uscourts.gov/cgi-bin/DktRpt.pl?190779>>

Filer:

Document Number: No document attached

Docket Text:

MINUTE ORDER in view of [22] joint status report, in which the parties note their disagreements concerning document production deadlines, it is hereby ORDERED that the parties shall adhere to the following production schedule with respect to the plaintiffs' FOIA request: (1) CEQ shall finish processing 67% of all responsive electronic records and issue a FOIA response to plaintiffs with any additional records by April 2, 2018; (2) CEQ shall finish processing 100% of all responsive electronic records and issue a FOIA response to plaintiffs with any additional records by May 1, 2018; (3) CEQ shall begin processing responsive paper records by May 2, 2018; and (4) CEQ shall confer with plaintiffs regarding the number of potentially responsive paper records and the anticipated dates for release of those records by May 11, 2018. It is FURTHER ORDERED that defendants Department of Interior (DOI) and Bureau of Land Management (BLM) shall review 1,500 pages of potentially responsive records per month and release the responsive documents. DOI and BLM may make these releases available on the Interior website, but BLM and DOI MUST identify within each release the documents that are responsive to plaintiffs' six particular FOIA requests. It is FURTHER ORDERED that parties shall jointly file another status report by May 16, 2018. The status report should present additional proposed deadlines and recommendations for further proceedings. Signed by Judge Emmet G. Sullivan on 3/20/2018. (lcegs3)

1:17-cv-02314-EGS Notice has been electronically mailed to:

Damon William Taaffe

damon.taaffe@usdoj.gov<mailto:damon.taaffe@usdoj.gov>, CaseView.ECF@usdoj.gov<mailto:CaseView.ECF@usdoj.gov>

Heidi Joy McIntosh

hmcintosh@earthjustice.org<mailto:hmcintosh@earthjustice.org>, eajusco@earthjustice.org<mailto:eajusco@earthjustice.org>, egreer@earthjustice.org<mailto:egreer@earthjustice.org>

April Denise Seabrook

april.seabrook@usdoj.gov<mailto:april.seabrook@usdoj.gov>

Laura Marie Colangelo Dumais

ldumais@earthjustice.org<mailto:ldumais@earthjustice.org>, lfuhrmann@earthjustice.org<mailto:lfuhrmann@earthjustice.org>, rwinz@earthjustice.org<mailto:rwinz@earthjustice.org>

Yuting Chi ychi@earthjustice.org<mailto:ychi@earthjustice.org>,
eajusco@earthjustice.org<mailto:eajusco@earthjustice.org>,
egreer@earthjustice.org<mailto:egreer@earthjustice.org>

1:17-cv-02314-EGS Notice will be delivered by other means to::

To: Pimentel, Elliott[elliott_pimentel@doioig.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: [REDACTED]
Sent: 2018-03-26T09:16:42-04:00
Importance: Normal
Subject: Re: IG contact
Received: 2018-03-26T09:16:52-04:00

Elliott,

I've been on vacation this past week and unable to access this email. Did you receive the form yet? I'd like to talk with you about recent events concerning my coworker's continuing disregard for safety and their belittlement of me when I point out obvious defects in our heavy machinery that could result in serious injury.

[REDACTED]

On Mon, Mar 19, 2018 at 12:37 PM, Pimentel, Elliott <elliott_pimentel@doioig.gov> wrote:

[REDACTED]

I'm checking my mail, and I don't have your signed copy of this Form OI-14. Could you please send that to us as soon as possible.

Thanks,

Elliott Pimentel

Elliott Pimentel
Special Agent
Office of Inspector General
U.S. Department of Interior
Program Integrity Division
(703)487-5354

On Mon, Mar 5, 2018 at 6:40 PM, Elliott Pimentel <elliott_pimentel@doioig.gov> wrote:

[REDACTED]

Thanks for your email. Here is my address:

DOI/OIG
Attn: SA Elliott Pimentel
381 Elden St.
Suite 3000
Herndon, VA 20170

Thanks,
Elliott Pimentel

Sent from my iPhone

On Mar 5, 2018, at 6:29 PM, [REDACTED] wrote:

Hi Elliott,

Here is the second email that I sent to David Bernhardt. Lots of people here would come forward as I have if the threat of retaliation was reduced or eliminated by a show of force by senior officials or the IG.

Say, I don't have the physical address of where to send the signed form that you need back. I printed it out this morning at work but have no way to scan it.

Also, [REDACTED] welcomes a call from you and can confirm some of what we discussed on Friday as well as many more stories of gross mismanagement, discrimination, fraud, waste and abuse of power, esp by [REDACTED]. I'd be willing to sign the release of identity form to further the case against [REDACTED] management if I were relocated to another position first, or [REDACTED] and [REDACTED] were removed from their positions and officially reprimanded. As I mentioned, there are numerous ways to convict these guys of crimes if the truth of their misdeeds were known. Selling used power poles as new is fraud...talk to [REDACTED]. He's seen much more than I have.

[REDACTED]

----- Forwarded message -----

From [REDACTED]
Date: Mon, Jan 8, 2018 at 7:36 AM
Subject: Fwd: IG contact
To: [REDACTED]

----- Forwarded message -----

From [REDACTED]
Date: Mon, Jan 8, 2018 at 7:29 AM
Subject: IG contact
To: David Bernhardt <dwbernhardt@ios.doi.gov>

Mr Bernhardt,

I need to reiterate that normal procedures used by the IG's office will probably Not produce the desired result of lessening the harassment I endure at work for the [REDACTED] and may well further endanger my well being given that my life has twice been threatened for far less than what I'm now undertaking.

[REDACTED] is the [REDACTED] located at the main office in [REDACTED]

and he is good friends with [REDACTED] who works in the same small unit as [REDACTED] that I do. [REDACTED] has blatantly suspended a heavy load over my head without warning and also violated approach distance by dangerously bringing a 7200 volt powerline under his control within @ 18 inches of the boom on the derrick truck that I was operating, again with no warning and in plain view of witnesses. Normal approach distance with that voltage is about 3 feet. Both times I believe that [REDACTED] was letting me and the rest of the witnesses know that he could easily kill me and have it look like an accident, and that he was acting in collusion with [REDACTED] who had told him about my comments to outside officials about safety issues. The day before he violated the approach distance, [REDACTED] told me that my concerns about the lack of working company two-way radios in the trucks I was operating were "none of my business", and to "shut up about it". These statements were witnessed by my immediate supervisor [REDACTED] who is a very nice guy but a mere pawn in this micro-managed organization. I had expressed the lack of working radio concerns to an IBEW union official who had in turn contacted [REDACTED] about the issue, which is evidence that [REDACTED] wrongly communicated this to [REDACTED]. The fact that a lawyer working for the Office of Special counsel couldn't find enough evidence about the collusion between [REDACTED] and [REDACTED] should be taken into consideration that normal procedures are futile, and that out of the ordinary tactics such as recording the phone conversations between [REDACTED] and others may be needed. Even the [REDACTED] here [REDACTED] lied about numerous details to various parties. [REDACTED] also serves as [REDACTED] which is a conflict of interest.

It is difficult to file reports about safety concerns/incidents here, which is just the way management wants it, given that safety is not a priority here.

PLEASE have the IG contact me or others at [REDACTED] before contacting management here.

An excellent source of pertinent info can be obtained from [REDACTED] who has been with [REDACTED] multiple yrs serving as it's [REDACTED] and who was recently dared by [REDACTED] to "go ahead and file a complaint with the IG", as he [REDACTED] could "easily squash it". [REDACTED] cellphone number is [REDACTED]. There are others here who would co-operate if they knew that [REDACTED] couldn't retaliate against them also, so perhaps [REDACTED] should be put on administrative leave during any investigation.

sincerely [REDACTED]

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-28T06:16:32-04:00
Importance: Normal
Subject: Re: I want a briefing on our vulnerability next week
Received: 2018-03-28T06:16:37-04:00

Will set it up.

Sent from my iPhone

On Mar 28, 2018, at 6:11 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Lawsuit Demands Protections For Eight California Rivers.

The Palm Springs (CA) Desert Sun(3/27, James) reports that a conservation group is suing the Trump Administration “to demand officials present plans to protect California rivers and streams that Congress designated years ago as ‘wild and scenic’ rivers.” The Center for Biological Diversity “filed the lawsuit in federal court on Tuesday” against the U.S. Bureau of Land Management and U.S. Forest Service “focusing on eight rivers in Southern California and accusing the federal government of failing to develop management plans to protect them.” The group “pointed out that those plans were supposed to have been completed within three years for each of the rivers.”

Additional coverage was provided by Law360 (3/27, Powell).
Sent from my iPhone

To: Swift, Heather[heather_swift@ios.doi.gov]
From: Bernhardt, David
Sent: 2018-04-05T17:12:06-04:00
Importance: Normal
Subject: Re: fyi - Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
Received: 2018-04-05T17:13:48-04:00

see when this test took place

On Thu, Apr 5, 2018 at 3:11 PM, Swift, Heather <heather_swift@ios.doi.gov> wrote:

Fox News: Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
George Russell

Three years after Chinese hackers stole security clearance files and other sensitive personal information of some 22 million U.S. federal employees, cyber-defenses at the Department of Interior, which hosted White House Office of Personnel Management (OPM) servers targeted in the theft, were still unable to detect “some of the most basic threats” inside Interior’s computer networks — including malware actively trying to make contact with Russia.

In a 16-month examination of Interior’s ability to detect and respond to cyber-threats, evaluators from the department’s Office of Inspector General (OIG) also discovered that Interior’s technicians simply did not implement a sweeping array of mandatory, government-wide defensive measures ordered up after the disastrous OPM hack, didn’t investigate blocked intrusion attempts, and left “multiple” compromised computers on their network “for months at a time,” according to a redacted OIG report issued in March.

Ultra-sensitive security clearance files have since been moved to the Defense Department, but, among other things, the OIG report noted that:

- sensitive data at Interior could be taken out of the department’s networks “without detection.”
- network logs showed that a computer at the U.S. Geological Survey, an Interior bureau, was regularly trying to communicate with computers in Russia. The messages were blocked, but “the USGS facilities staff did not analyze the alerts.”
- dangerous or inappropriate behavior by network users — including the downloading of pornography and watching pirated videos on Russian and Ukrainian websites — was not investigated.
- computers discovered to be infected with malware were scrubbed as soon as possible and put back into use—meaning little or no effort went into examining the scope and nature of any such threats to the broader network. This happened, the OIG team noted, with one intruder they discovered themselves.
- simulated intrusions or ransomware attacks created by the examiners were carried out with increasing blatancy without a response—in the case of ransomware, for nearly a month
- After the devastating OPM hack, which was discovered in April 2015, the department didn’t even publish a lessons-learned plan for its staffers based on the disaster. The OIG inspectors reported that Interior started to draft an “incident response plan” that month to deal with future intrusions, but “did not publish it until August 2017”— two months after the OIG team had finished their lengthy fieldwork.
- Distressingly, the report also notes that the department’s cybersecurity operations team was not privy to a list of Interior’s so-called “high-value IT assets” prepared by the Chief Information Officer, “due to its sensitive nature.”

In other words, the people tasked with protecting Interior’s most important information sites were not told what they were.

The report notes that such assets include “IT systems, facilities and data that are of particular interest to nation-state adversaries, such as foreign military and intelligence services.” They also often “contain sensitive data or support mission-critical Federal operations.”

In short, “there hasn’t been a lot done” in the wake of the devastating OPM hack, an official in the Inspector General’s office told Fox News. And, to make matters even worse, the OIG official said, “It’s likely that the same tests at other [federal] agencies would yield the same results.”

When OIG staffers presented 23 recommendations to fix the huge gaps in Interior’s digital defenses, the department’s top IT officials agreed — but said some of the most important fixes would take as many as five years, due to budgetary constraints.

“This is totally unacceptable and absurd,” says Jason Chaffetz, former head of the House Committee on Oversight and Government Reform, which in 2016 issued a scathing report on the lapses surrounding the earlier OPM security breach. (Chaffetz has left Congress and is now a Fox News contributor.)

“With one good trip to Best Buy we might be better off,” he added.

A top cybersecurity expert consulted by Fox News concurred, called the report “pretty damning” and evidence of “gross negligence” on the part of Interior’s top cyber-officials. The expert has a deep knowledge of federal information systems and experience with national security issues.

The long-term neglect, inertia and disarray concerning information security at Interior and other parts of the federal bureaucracy dates back to the Obama administration and beyond. But now they offer a steep challenge to the Trump administration, which is trying to impose its own cybersecurity agenda along with a sustained program of information technology-driven management modernization on the shambolic federal bureaucracy.

It is further complicated by previous federal efforts to centralize and rationalize the bureaucracy, including creation of a number of “shared business centers” across the government.

The business center at Interior offered — and still offers -- human resources services to 150 federal agencies, according to its website.

That is where OPM’s personnel servers were located. Though OPM itself was responsible for maintaining the security of its servers, according to the OIG report the hackers who stole personnel files “moved through the U.S. Office of Personnel Management environment through a trusted connection to the [Interior] Department’s data center, pivoting to human resources systems hosted by the Department.”

Such “lateral” connections across the government provided by the service centers are a “gold mine” to foreign intelligence hackers when penetrated, according to the cybersecurity expert consulted by Fox News.

In addition, databases at the Interior Department offer foreign hackers additional sensitive troves.

Interior’s nine bureaus may be best known for managing the nation’s national parks and vast land resources. But federal lands and waters also supply some 30 percent of U.S. oil and gas production, and the department’s bureau of reclamation is the country’s second-largest provider of electrical power. The U.S. Geological Survey monitors water resources and harvests satellite data on a global basis.

Geothermal, solar and wind resources are also concentrated on federal lands, and the department also oversees the safety and environmental soundness of offshore drilling.

In an executive order issued last May, President Trump explicitly declared that “the executive branch has for too long accepted antiquated and difficult-to-defend IT,” and that “known but unmitigated vulnerabilities are among the highest cybersecurity risks faced by executive departments and agencies.”

Heads of federal agencies were supposed to begin reporting on their “risk management measures” to deal with those problems within 90 days of the May 11, 2017, executive order -- while the OIG evaluation of

Interior was still in progress. Field work on the Interior report ended a month later, in June.

Queried about the dismal evaluation of Interior's cyber-defenses, a senior official in the White House Office of Management and Budget, which is in charge of the administration's cybersecurity makeover, told Fox News that "we all acknowledge there are gaps across the Dot-Gov"-- shorthand for the federal government's digital domain.

But, he added, "we are leveraging our authority to manage and eliminate these deficiencies. We have put down very ambitious markers and said, here is where we need to go."

In particular, "we are laser-focused on cyber-security," he said.

That imperative was reinforced, the official said, in the President's Management Agenda, a document issued last month that laid out an ambitious, long-term plan for modernizing the federal government, with a sweeping upgrade of information technology as a key tool, along with a reorganization and upgrading of the federal work force and its management—especially the IT work force.

Money needs for the tech upgrade are supposed to come from a renewable, \$500 million Technology Modernization Fund. In addition, the president's proposed 2019 budget — which only happens insofar as Congress lets it — contains some \$80 billion in IT and cybersecurity spending, ostensibly a 5.2 percent increase.

Even though the administration's makeover plans are being pressed forward vigorously and as fast as possible, the presidential management agenda also warns that "deep-seated transformation takes time and will not happen in one or two years."

The pressure to carry out all those ambitious tasks is supposed to come from, among other things, "continuous performance improvement," by means of relentless monitoring of results. In cybersecurity, these include annual "performance audits," carried out under the Federal Information Security Modernization Act and known as FISMA reports, along with an annual report card on information technology acquisitions.

In 2017, Interior's heavily redacted FISMA account points to numerous holes in Interior's defenses in a wide array of its departments, and an overall assessment that deficiencies were noted across all the conceptual areas of cybersecurity. The department's score on the technology acquisition report card dropped from B+ to C in 2017.

In the shorter term, the administration is pinning its hopes on an aggressive move to cloud-based services and other technologies that will move government departments like Interior away from the "perimeter" defenses that the OIG report shows they might not be carrying out in the first place.

The strategy was outlined in yet another report to the president, on Federal IT modernization, issued last December.

The December report underlines that achieving its goals "will require an active shift in the mindset of agency leadership...IT practitioners, and oversight bodies."

The evaluation of cyber-defenses at Interior is evidence that shift is not yet underway.

###

-

Heather Swift

Department of the Interior

@DOIPressSec

Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: Daniel Jorjani[daniel.jorjani@sol.doi.gov]
From: David Bernhardt
Sent: 2018-04-08T16:17:46-04:00
Importance: Normal
Subject: Re: FR notice with comments
Received: 2018-04-08T16:17:53-04:00

We can visit tomorrow.

Sent from my iPhone

On Apr 8, 2018, at 4:13 PM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

FYI re grz. Since Matt, Gary, Rick, and Peg all were involved, pulled it from them and have AN as owner. Matt is ok.
Discussed both this and the personnel matter with Jeff.

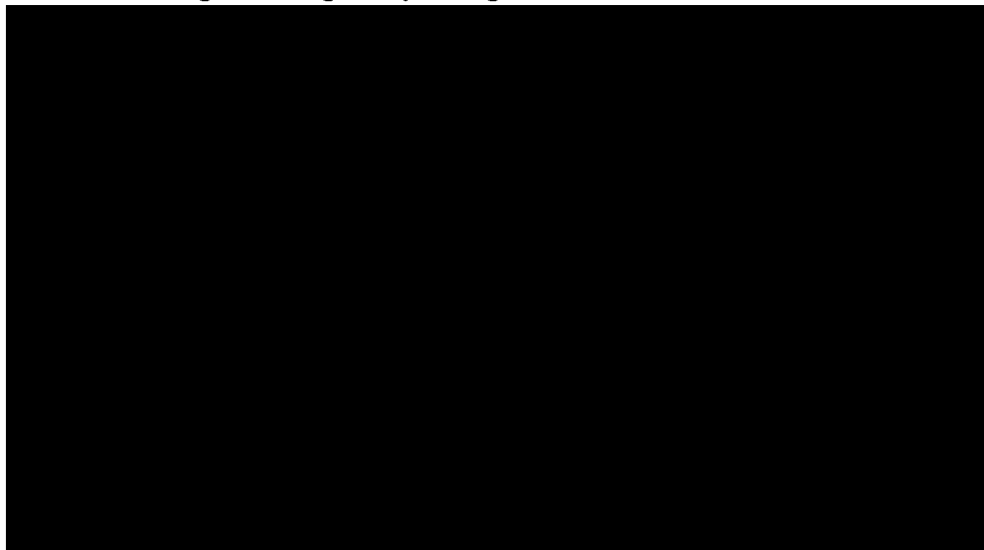
Will update you on the personnel matter tomorrow.

Sent from my iPhone

Begin forwarded message:

From: "Navaro, Ann" <ann.navaro@sol.doi.gov>
Date: April 8, 2018 at 3:59:00 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Subject: Fwd: FR notice with comments

After looking at this grizzly thing, I think we have to move



So, I've made revisions to this documents that, I think, are consistent with the general feedback from Gary L. I'll discuss with the team tomorrow.

Finally, I think that there is some thought, at least within FWS, that the

[REDACTED]

[REDACTED] So we may want to tee up that policy discussion at some stage.

Ann Navaro
Counselor to the Solicitor
U.S. Department of the Interior
1849 C Street NW
Washington, D.C. 20240
202 208 3125 (desk)
202-510-4271 (cell)

----- Forwarded message -----

From: **Navaro, Ann** <ann.navaro@sol.doi.gov>
Date: Sun, Apr 8, 2018 at 3:51 PM
Subject: FR notice with comments
To: "Powell, Tyson" <tyson.powell@sol.doi.gov>, Dana Jacobsen <dana.jacobsen@sol.doi.gov>, Matthew McKeown <matthew.mckeown@sol.doi.gov>, "Romanik, Peg" <peg.romanik@sol.doi.gov>, Benjamin Jesup <Benjamin.Jesup@sol.doi.gov>, "Goldfarb, Joan" <joan.goldfarb@sol.doi.gov>, "Goeken, Richard" <richard.goeken@sol.doi.gov>, "Lawkowski, Gary" <Gary.Lawkowski@ios.doi.gov>, "Howell, Coby (USAOR)" <Coby.Howell@usdoj.gov>, "Barsky, Seth (ENRD)" <Seth.Barsky@usdoj.gov>

All Attached is the grizzly draft notice with my comments/questions for discussion tomorrow.

is [REDACTED]
[REDACTED] Ann.

PS The document has line edits and comment bubbles. Please let me know if you do not see comment bubbles I recently transmitted a document with comments that did not show up at the other end for some reason.

PPS Coby can you please share with the other DOJ folks.

Thanks.

Ann Navaro
Counselor to the Solicitor
U.S. Department of the Interior
1849 C Street NW
Washington, D.C. 20240
202 208 3125 (desk)
202-510-4271 (cell)

<mime-attachment.html>

<GYE grizzly FR notice ADN.docx>

To: Swift, Heather[heather_swift@ios.doi.gov]
Cc: Laura Rigas[laura_rigas@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]; Hinson, Alex[alex_hinson@ios.doi.gov]; Katharine Macgregor[katharine_macgregor@ios.doi.gov]; Joe Balash[joseph_balash@ios.doi.gov]; James Schindler[james.schindler@boem.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Willens, Todd[todd_willens@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; Wynn, Todd[todd_wynn@ios.doi.gov]; Tanner, John[john_tanner@ios.doi.gov]; Blake Deeley[blake_deeley@ios.doi.gov]
From: Vincent Devito
Sent: 2018-04-05T18:06:04-04:00
Importance: Normal
Subject: Re: For Review: Release for tomorrow
Received: 2018-04-05T20:32:32-04:00

Great. But, should change [REDACTED]

Sentence makes it seem, [REDACTED] hence could something like...

Renewable energy, including offshore wind, are part of this strategy.

Thanks.

On Apr 5, 2018, at 2:00 PM, Swift, Heather <heather_swift@ios.doi.gov> wrote:

Press release for tomorrow for review. Please send edits no later than 5PM today.

Date: April 6, 2018
Contact: Interior_Press@ios.doi.gov

Trump Administration Proposes Sale for Wind Energy Off Massachusetts Coast

Proposed Sale Would Offer Nearly 390,000 Acres

WASHINGTON In support of the President's "America-First Offshore Energy Strategy," U.S. Secretary of the Interior Ryan Zinke today announced the proposed lease sale for two additional areas offshore Massachusetts for commercial wind energy leasing, totaling nearly 390,000 acres.

"The Trump Administration supports an all-of-the-above energy policy and using every tool available to achieve American energy dominance. The proposed sale area has tremendous offshore wind energy potential and the responsible development of it continues to play a big role in the Administration's America-First Offshore Energy Strategy," **said Secretary Zinke**. "This area represents the Department's willingness to listen to stakeholder feedback, including the

fishing community, and make the right adjustments.”

A Proposed Sale Notice (PSN) for Commercial Leasing for Wind Power on the Outer Continental Shelf Offshore Massachusetts will be published in the Federal Register on **April X, 2018**, and will include a **60-day** public comment period.

This document provides detailed information concerning the area available for leasing, the proposed lease provisions and conditions, auction details (e.g., criteria for evaluating competing bids and award procedures) and lease execution. Comments received electronically or postmarked by the end of public comment period will be made available to the public and considered before the publication of the Final Sale Notice, which will announce the time and date of the lease sale. For information on how to submit comments, visit <https://www.boem.gov/Massachusetts/>.

“The proposed sales that we are announcing today are the result of extensive work with our partners in the Commonwealth and with a broad community of engaged stakeholders, including fishing communities,” said **Interior Counselor for Energy Policy, Vincent DeVito**. “Together, we identified areas that can support a large-scale commercial wind project, while minimizing the impacts to fishing habitats, marine species, and other uses of the OCS.”

The PSN requests public comments on BOEM's proposal to auction two lease areas offshore Massachusetts for potential commercial wind energy development. Lease OCS-A 0502 consists of 248,015 acres and Lease OCS-A 0503 consists of 140,554 acres.

In addition, the PSN requests the following from potential bidders: (1) affirmation of continued interest from any prospective bidders already qualified for commercial wind energy development offshore Massachusetts, and (2) submission of the required qualification materials from any prospective bidders that BOEM has not previously qualified for a Massachusetts lease sale.

“This Administration’s bold vision for our energy future is reflected in its commitment to a diverse energy portfolio,” said **BOEM Acting Director Walter Cruickshank**. “We have come a long way, and I look forward to working with all of our partners and stakeholders in achieving a balanced approach to offshore wind development.”

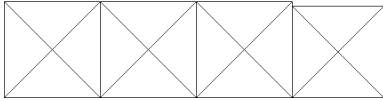
BOEM will host a public seminar to describe the auction format, explain the auction rules and demonstrate the auction process through meaningful examples [REDACTED]

[REDACTED] The time, venue, and related materials for the seminar and public meeting will be posted online at <https://www.boem.gov/Massachusetts/>.

Today's announcement reinforces the Administration’s commitment to an “all-of-the-above” approach that ensures an energy-secure future. [REDACTED]

[REDACTED] To date, BOEM has awarded 13 commercial offshore wind leases with wind energy leases off every state from Massachusetts to North Carolina.

###



-

Heather Swift

Department of the Interior

@DOIPressSec

Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-29T16:27:08-04:00
Importance: Normal
Subject: Re: Find out where this is in DOI talk to Aslm
Received: 2018-03-29T16:27:31-04:00
Emigrant Crevice Mineral Withdrawal Draft EA.pdf

Here it is.

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

On Wed, Mar 28, 2018 at 6:09 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Yellowstone Gateway Mineral Withdrawal Study To Arrive Any Day.

The Bozeman (MT) Daily Chronicle (3/27, Wright) reports, "Forest officials sent postcards and posted notice online early this month saying they would soon release a study proposing a 20-year mining claim ban on 30,000 acres of public land north of Yellowstone National Park." The notice, "posted online March 6, said an environmental assessment of the mineral withdrawal would be released "in the coming days," which would trigger a public comment period." However the document has yet to be released. U.S. Forest Service officials "said Monday the document is still under review by officials at the upper levels of the U.S. Department of Interior and the U.S. Department of Agriculture." They claimed "the document has not been delayed, but rather the notice that it was coming soon was sent too early."

Also reporting is Yellowstone Insider (3/27, Reichard).
Sent from my iPhone

To: Daniel Jorjani[daniel.jorjani@sol.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T07:45:30-04:00
Importance: Normal
Subject: Re: Ethics
Received: 2018-04-05T07:45:37-04:00

Roger

Sent from my iPhone

On Apr 5, 2018, at 7:29 AM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

Scott de la Vega.

Sent from my iPhone

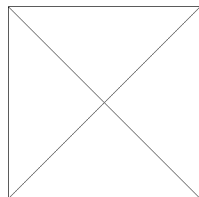
On Apr 5, 2018, at 7:22 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Scott who?

Sent from my iPhone

On Apr 5, 2018, at 7:21 AM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

I spoke with Scott and Heather Monday. They are both enthusiastic about starting Monday. April 16 and welcome the idea of sending the all employee message before they arrive. I shared the draft message with the. Scott sent a few small edits yesterday. Heather said it was unlikely that that she would have any edits but I will confirm with her this morning. Will send Scott's proposed edits shortly. All but one seemed solid.



Daniel H. Jorjani
Principal Deputy Solicitor
Department of the Interior
Main Interior Building
' 202-219-3861 (Voice)
202-706-9018 (Cell)
daniel.jorjani@sol.doi.gov

This electronic message contains information generated by the US Department of the Interior

solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

Sent from my iPhone

On Apr 5, 2018, at 7:12 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Whats the status of the employee message
for ethics.

Sent from my iPhone

To: Boulton, Caroline[caroline_boulton@ios.doi.gov]
Cc: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Renner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Michael Argo
Sent: 2018-04-03T17:49:28-04:00
Importance: Normal
Subject: Re: Electronic Briefing Book: 4.4.18
Received: 2018-04-03T17:49:37-04:00

Thanks Caroline! Good job!

Sent from my iPhone

On Apr 3, 2018, at 5:45 PM, Boulton, Caroline <caroline_boulton@ios.doi.gov> wrote:

All,
Attached is the schedule and briefing book for tomorrow.

Best,
Caroline

Daily Schedule

8:30am	Depart Residence en route Museum of the Bible
9:00am	Remarks at the Museum of the Bible Location: Museum of the Bible <i>Staff: Bullock, Argo</i>
10:00am	Depart Museum of the Bible en route DOI
10:30am	Daily Scheduling & Communications Meeting Location: Secretary's Office <i>Staff: Deputy Secretary, Hommel, Magallanes, Argo, Rigas, Tanner, Wynn</i>
11:00am	Hold: Staff Time Location: Secretary's Office
12:00pm	Lunch Location: Secretary's Office
1:00pm	Drop by Sport Fishing and Boating Partnership Council Meeting Location: 5160 Conference Room <i>Staff: Sheehan</i>
1:30pm	Daily Meeting with the Chief of Staff Location: Secretary's Office <i>Staff: Hommel</i>
2:00pm	Personnel Interview

2:45pm **OPEN**

3:15pm **Depart en route White House**

3:30pm **Meeting with Chris Liddell and Bill McGinley**
Location: [REDACTED]
Staff: Deputy Secretary, Hommel, Magallanes

4:00pm **White House Murder Board**
Location: Cabinet Affairs [REDACTED]
Staff: Hommel, Rigas, Swift

RON **Washington, DC**

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

<DAILY UPDATE FOR CABINET AFFAIRS 4-3-18.docx>

<4.3.18 Directors SFBPC Meeting Memo.docx>

<RKZ Daily Schedule 4.4.18.docx>

To: Michael Argo[michael_argo@ios.doi.gov]
Cc: Boulton, Caroline[caroline_boulton@ios.doi.gov]; Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Werner, Elinor
Sent: 2018-04-04T09:19:46-04:00
Importance: Normal
Subject: Re: Electronic Briefing Book: 4.4.18
Received: 2018-04-04T09:20:34-04:00

Caroline talked to Aurelia about surrogating.

On Wed, Apr 4, 2018 at 8:44 AM, Michael Argo <michael_argo@ios.doi.gov> wrote:

He is not able to attend

Sent from my iPhone

On Apr 3, 2018, at 5:55 PM, Boulton, Caroline <caroline_boulton@ios.doi.gov> wrote:

All,
There is one addition to the schedule for tomorrow:

6:30pm Brief Remarks at Martin Luther King, Jr. Candlelight Vigil

Location: MLK Memorial

Best,
Caroline

On Tue, Apr 3, 2018 at 5:45 PM, Boulton, Caroline <caroline_boulton@ios.doi.gov> wrote:

All,
Attached is the schedule and briefing book for tomorrow.

Best,
Caroline

Daily Schedule

8:30am	Depart Residence en route Museum of the Bible
9:00am	Remarks at the Museum of the Bible Location: Museum of the Bible <i>Staff: Bullock, Argo</i>
10:00am	Depart Museum of the Bible en route DOI

10:30am	Daily Scheduling & Communications Meeting Location: Secretary's Office <i>Staff: Deputy Secretary, Hommel, Magallanes, Argo, Rigas, Tanner, Wynn</i>
11:00am	Hold: Staff Time Location: Secretary's Office
12:00pm	Lunch Location: Secretary's Office
1:00pm	Drop by Sport Fishing and Boating Partnership Council Meeting Location: 5160 Conference Room <i>Staff: Sheehan</i>
1:30pm	Daily Meeting with the Chief of Staff Location: Secretary's Office <i>Staff: Hommel</i>
2:00pm	Personnel Interview
2:45pm	OPEN
3:15pm	Depart en route White House
3:30pm	Meeting with Chris Liddell and Bill McGinley Location: [REDACTED] <i>Staff: Deputy Secretary, Hommel, Magallanes</i>
4:00pm	White House Murder Board Location: Cabinet Affairs [REDACTED] <i>Staff: Hommel, Rigas, Swift</i>
RON	Washington, DC

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

--

Elinor Werner
Special Assistant to the Secretary

Immediate Office of the Secretary
U.S. Department of the Interior
Office: 202.208.6087
Cell: 202.706.9242

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Voyles, James
Sent: 2018-03-27T13:48:26-04:00
Importance: Normal
Subject: Re: DRAFT_SO 335_Additional Direction.docx
Received: 2018-03-27T13:50:05-04:00
DB edits - DRAFT_SO 335_Additional Direction (1).docx

David,
Your changes and requested additions are incorporated.

Do we want to discuss answers to your questions before sending to Tim and Matt? Other than a meeting with SOL at 2pm my afternoon is open.

If not, I can kick this to them now.

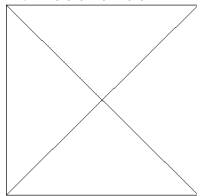
On Tue, Mar 27, 2018 at 7:00 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

This needs to spend some time with Sol and exec sec. Tim Murphy should opine on whether it needs to be issued as an order, and you should have a NEPA practitioner, someone like Matt Mckeown's staff in RMR review it. I want to see the final before we proceed.

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: Humbert, Harry[harry_humbert@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-30T08:03:41-04:00
Importance: Normal
Subject: Re: DOI Emergency Management Daily Situation Report for March 30, 2018
Received: 2018-03-30T08:03:47-04:00

Thx Harry.

Sent from my iPad

On Mar 30, 2018, at 8:01 AM, Humbert, Harry <harry_humbert@ios.doi.gov> wrote:

Secretary,

Hurricane Response and Recovery Efforts

The historic devastation wrought by Harvey, Irma, and Maria was suppressed by the steadfast and heroic contributions of team members throughout the Department. In addition to efforts conducted under existing Departmental authorities, nearly 800 DOI employees supported over 50 Federal Emergency Management Agency (FEMA) Mission Assignments throughout the impacted areas. An additional 45 DOI personnel provided assistance to businesses, homeowners, and renters from Small Business Administration (SBA) call centers and work locations throughout the contiguous U.S., Puerto Rico, and U.S. Virgin Islands.

The Interior Operations Center (IOC) has maintained enhanced operations throughout the Department's support to SBA and has been reporting bureau and office activities on a weekly basis since November 3, 2017. With the conclusion of the SBA mission today, the IOC is returning to normal operations effective 08:00 a.m. this morning. Given this transition, this will be the final weekly report provided. Detailed information pertaining to the Department's support to FEMA and SBA can be found in the attached Emergency Management Daily Situation Report.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

<DOI EM Daily Situation Report 03302018.pdf>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-03-20T17:12:43-04:00
Importance: Normal
Subject: Re: DepSec Reply to OIG Report re SES Reassignments.docx
Received: 2018-03-20T17:13:46-04:00
DepSec Reply to OIG Report re SES Reassignments (edits).docx
DepSec Reply to OIG Report re SES (redline).docx

Please find attached a clean and redlined version show proposed edits. Please let me know if this is what you are looking for, and if you would like to discuss.

Sincerely,

Gary Lawkowski

On Sun, Mar 18, 2018 at 10:36 AM, Gary Lawkowski <gary_lawkowski@ios.doi.gov> wrote:

Will do.

Sincerely,

Gary Lawkowski

Sent from my iPhone

On Mar 17, 2018, at 9:08 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Gary: I need a second set of eyes to look at this draft. Please give me your feedback on Monday.

Best,
David

<mime-attachment.txt>

<DepSec Reply to OIG Report re SES Reassignments.docx>

--

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary_Lawkowski@ios.doi.gov
202 208 7340

To: Wenger, Lance[lance.wenger@sol.doi.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-23T10:37:24-04:00
Importance: Normal
Subject: Re: Call from OMB (Craig Crutchfield)
Received: 2018-03-23T10:38:14-04:00

Lance - Superb work, per usual. Thank you for your sustained value creation. Dan

On Fri, Mar 23, 2018 at 10:33 AM, Wenger, Lance <lance.wenger@sol.doi.gov> wrote:

Attorney work product privileged

Dan,

Craig Crutchfield from OMB called me at 10:00 Eastern to ask for information on authorities to construct the border wall (he needed it for a 10:15 Eastern briefing call).

Craig asked me:

1

3

4

5

Please feel free to call me if you would like additional information. Thanks.

--

Lance Wenger
Regional Solicitor Southwest Region
Office of the Solicitor

U.S. Department of the Interior
(505) 248-5613

To: robert_miller@fws.gov[robert_miller@fws.gov];
stephen_guertin@fws.gov[stephen_guertin@fws.gov];
maureen_foster@ios.doi.gov[maureen_foster@ios.doi.gov];
roslyn_sellers@fws.gov[roslyn_sellers@fws.gov]; dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
john_stricklan@fws.gov[john_stricklan@fws.gov]; greg_j_sheehan@fws.gov[greg_j_sheehan@fws.gov];
laura_nicholson@ios.doi.gov[laura_nicholson@ios.doi.gov];
daniel_garcia@fws.gov[daniel_garcia@fws.gov]; edwin_muniz@fws.gov[edwin_muniz@fws.gov];
susan_combs@ios.doi.gov[susan_combs@ios.doi.gov];
jason_larrabee@ios.doi.gov[jason_larrabee@ios.doi.gov];
stephen_jackson@fws.gov[stephen_jackson@fws.gov];
scott_cameron@ios.doi.gov[scott_cameron@ios.doi.gov];
tasha_l_robbins@ios.doi.gov[tasha_l_robbins@ios.doi.gov];
olivia_ferriter@ios.doi.gov[olivia_ferriter@ios.doi.gov]; thomas_irwin@fws.gov[thomas_irwin@fws.gov];
kelly_mcdowell@fws.gov[kelly_mcdowell@fws.gov];
denise_flanagan@ios.doi.gov[denise_flanagan@ios.doi.gov]
From: Chris Nolin
Sent: 2018-04-02T18:59:23-04:00
Importance: Normal
Subject: Re: Briefing with FWS and PMB
Received: 2018-04-02T19:00:10-04:00

Sorry - please ignore this message. Wrong issue.

Sent from my iPad

On Apr 2, 2018, at 6:57 PM, Chris Nolin <chris_nolin@fws.gov> wrote:

Based on a meeting we had with Greg Sheehan and Susan Combs today, I think we could benefit from a pre-brief. Does 10 or 11 am tomorrow work for people?

Thanks

Briefing with FWS and PMB

Scheduled: Wednesday, Apr 4, 2018 from 3:30 PM to 5:00 PM

Location: Room 6120 - Call-in [REDACTED] Code [REDACTED] (Leader Code [REDACTED])

Invitees: robert_miller@fws.gov, stephen_guertin@fws.gov,
maureen_foster@ios.doi.gov, roslyn_sellers@fws.gov, dwbernhardt@ios.doi.gov,
john_stricklan@fws.gov, greg_j_sheehan@fws.gov, laura_nicholson@ios.doi.gov,
daniel_garcia@fws.gov, edwin_muniz@fws.gov, susan_combs@ios.doi.gov,
jason_larrabee@ios.doi.gov, stephen_jackson@fws.gov,
scott_cameron@ios.doi.gov, tasha_l_robbins@ios.doi.gov,
olivia_ferriter@ios.doi.gov, thomas_irwin@fws.gov, kelly_mcdowell@fws.gov,
denise_flanagan@ios.doi.gov

Sent from my iPad

To: John Swartout - DNR[john.swartout@state.co.us]
From: Bernhardt, David
Sent: 2018-03-22T18:04:11-04:00
Importance: Normal
Subject: Re: Anvil Points
Received: 2018-03-22T18:04:57-04:00

John: Thanks for the status update and the kind statement.
David

On Thu, Mar 22, 2018 at 6:01 PM, John Swartout - DNR <john.swartout@state.co.us> wrote:

Hi David:

We wanted to let you know that the Governor signed the Bill today (HB-1249) that ensures the distribution of the Anvil Points money to the 4 Counties it was originally with held from. We will be ready on our end when disbursement happens on 3-29-18.

The Governor wanted to pass along our gratitude to you and Secretary Zinke for returning this money to Colorado. You accomplished what the previous Administration could not.

Many thanks..

John

Sent from my iPhone
John Swartout
Senior Policy Advisor
Governor John W. Hickenlooper

john.swartout@state.co.us

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: Todd Willens[todd_willens@ios.doi.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Magallanes, Downey
Sent: 2018-03-30T12:25:55-04:00
Importance: Normal
Subject: Re: AG Sec
Received: 2018-03-30T12:26:01-04:00

I can ask him Tuesday.

On Fri, Mar 30, 2018 at 11:51 AM, Todd Willens <todd_willens@ios.doi.gov> wrote:

Downey, can you have RZ call SP?

Todd Willens
Assistant Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW - MIB Room 6116
Washington, DC 20240

On Mar 30, 2018, at 11:38 AM, Magallanes, Downey <downey_magallanes@ios.doi.gov> wrote:

----- Forwarded message -----

From: **Laura Rigas** <laura_rigas@ios.doi.gov>
Date: Fri, Mar 30, 2018 at 11:33 AM
Subject: AG Sec
To: jason_larrabee@ios.doi.gov, susan_combs@ios.doi.gov
Cc: todd_wynn@ios.doi.gov, Heather Swift <Heather_Swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, scott_hommel@ios.doi.gov, downey_magallanes@ios.doi.gov, daniel.jorjani@sol.doi.gov

Hi all

I was just informed that the Ag Secretary has not been briefed on the Parks issue and is going on an RV Tour next week. He's supposedly got some time with senior staff first thing Monday but I'm not sure if this is on the docket. Clearly this is out of the Comms lane.

Who will own this from DOI so that we're each not pinging USDA from different directions?

Also, WH comms is reviewing the materials. We just need to get them a new roll-out date.

Please keep us posted on any outstanding issues.

Thank you!

My best,

L

Laura Keehner Rigas
Communications Director
U.S. Department of the Interior
(202) 897-7022 cell
@Interior

--

Downey Magallanes
Deputy Chief of Staff for Policy
U.S. Department of the Interior
downey_magallanes@ios.doi.gov
202 706 9199

--

Downey Magallanes
Deputy Chief of Staff for Policy
U.S. Department of the Interior
downey_magallanes@ios.doi.gov
202 706 9199

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: James Voyles
Sent: 2018-03-30T08:12:15-04:00
Importance: Normal
Subject: Re: A favor
Received: 2018-03-30T08:12:21-04:00

No problem.

> On Mar 30, 2018, at 8:02 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:
>
> James: If you have the hurricane supplemental budget briefing book
> please put it in my office before you leave. I will need to re-review
> it this weekend for next weeks meetings.
>
> Sent from my iPad

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Rees, Gareth
Sent: 2018-04-06T11:14:14-04:00
Importance: Normal
Subject: Re: [EXTERNAL] Resend
Received: 2018-04-06T11:14:30-04:00

David,
I did send him the form as requested but have not received a response. I will follow-up again with the form.
Gareth

On Fri, Apr 6, 2018 at 10:50 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

Have you responded to this?

Sent from my iPhone

Begin forwarded message:

From: Edward Whitfield <EWhitfield@farragutpartners.com>
Date: April 6, 2018 at 9:38:28 AM EDT
To: "Dwbernhardt@ios.doi.gov" <Dwbernhardt@ios.doi.gov>, "downey_magallanes@ios.doi.gov" <downey_magallanes@ios.doi.gov>, "gareth_rees@ios.doi.gov" <gareth_rees@ios.doi.gov>
Subject: [EXTERNAL] Resend

Mr. Deputy Secretary, My Firm, Farragut Partners has had the privilege of working with Dan and Linda Mitrovich on an innovative demonstration project utilizing Federal, State and private lands in California. Surrounding military bases in California have been involved as well as State and Local Governments. The project is a genuine public-private partnership but will be paid for using private dollars and taxpayer dollars will not be used. It is also exciting that State and Local Governments, private business entities, and environmental groups support this project. Jeff Mortier, of our firm has had productive discussions with Downey Magallanes and Brian Steed at DOI.

Mr. and Mrs. Mitrovich will be in DC over the next couple of weeks and I wanted to ask if you would have time to meet with them. They obviously will accommodate your schedule. I am writing because I do firmly believe this is an outstanding project consistent with the philosophical views of the Administration and does reflect a true public-private partnership. Thanks for your consideration.
Ed Whitfield

The Honorable Edward Whitfield

Principal (US House of Representatives 1995-2016)

Farragut Partners, LLP

1634 I Street NW, Suite 1200

Washington, DC 20006

Direct Line (202) 285-1360

ewhitfield@farragutpartners.com

--

Gareth C. Rees

Office to the Deputy Secretary

U.S. Department of the Interior

Tel: 202-208-6291

Fax: 202-208-1873

Cell: 202-957-8299

To: Scott Hommel[scott_hommel@ios.doi.gov]
From: Bernhardt, David
Sent: 2018-04-02T09:47:45-04:00
Importance: Normal
Subject: Re: [EXTERNAL] RE: Principals Meeting - [REDACTED]
Received: 2018-04-02T09:48:32-04:00

call was uneventful.

On Sun, Apr 1, 2018 at 8:05 PM, Scott Hommel <scott_hommel@ios.doi.gov> wrote:

David- are you all set with this call for tomorrow morning at 0900? Latest email below.

Scott

Scott C. Hommel
Chief of Staff
Department of the Interior

Begin forwarded message:

From: "Liddell, Christopher P. EOP/WHO" <[REDACTED]>
Date: April 1, 2018 at 6:00:01 PM EDT
To: "Liddell, Christopher P. EOP/WHO" <[REDACTED]>, "Knight, Shahira E. EOP/WHO" <[REDACTED]>, "jackson.ryan@epa.gov" <jackson.ryan@epa.gov>, "geoff.burr@dot.gov" <geoff.burr@dot.gov>, "derek.kan@dot.gov" <derek.kan@dot.gov>, "Matthew.Whitaker@usdoj.gov" <Matthew.Whitaker@usdoj.gov>, "Moran, John S. EOP/WHO" <[REDACTED]>, "Donaldson, Annie M. EOP/WHO" <[REDACTED]>, "Scott_Hommel@ios.doi.gov" <Scott_Hommel@ios.doi.gov>, "juliette_lillie@ios.doi.gov" <juliette_lillie@ios.doi.gov>, "brian.mccormack@hq.doe.gov" <brian.mccormack@hq.doe.gov>, "Wayne.Smith@hq.doe.gov" <Wayne.Smith@hq.doe.gov>, "Neumayr, Mary B. EOP/CEQ" <[REDACTED]>, "Bremberg, Andrew P. EOP/WHO" <[REDACTED]>, "Greer, Jamieson L. EOP/USTR" <[REDACTED]>, "Teramoto, Wendy (Federal)" <WTeramoto@doc.gov>, "Eissenstat, Everett H. EOP/WHO" <[REDACTED]>, "Brown, Clinton S" <BrownCS@state.gov>, "Frideres, Taryn F" <FrideresTF@state.gov>, "Hook, Brian H" <HookBH@state.gov>, "Donnell, Kathryn L" <DonnellKL@state.gov>, "Eli.Miller@treasury.gov" <Eli.Miller@treasury.gov>, "Lyons, Derek S. EOP/WHO" <[REDACTED]>, "Davis, May M. EOP/WHO" <[REDACTED]>

Cc: "Shirley.Gathers@treasury.gov" <Shirley.Gathers@treasury.gov>, "Hupp.sydney@epa.gov" <Hupp.sydney@epa.gov>, "wendy.gehring@dot.gov" <wendy.gehring@dot.gov>, "Errical.Bryant@usdoj.gov" <Errical.Bryant@usdoj.gov>, "russell_rodny@ios.doi.gov" <russell_rodny@ios.doi.gov>, "Deidre.almstead@hq.doe.gov" <Deidre.almstead@hq.doe.gov>, "Salvi, Mary E. EOP/WHO" [REDACTED], "Bacak, Abigail R. EOP/USTR" [REDACTED], "Leach, Macie (Federal)" <SLeach@doc.gov>, "Willems, Clete R. EOP/NSC" [REDACTED], "Greenwood, Daniel Q. EOP/WHO" [REDACTED], "Moorhead, Quellie U. EOP/WHO" [REDACTED]
Subject: [EXTERNAL] RE: Principals Meeting - [REDACTED]
[REDACTED]

Thank you to the components who have already signed up to tomorrow's call. The call will cover next steps as we prepare for Thursday's PC meeting at 9 AM. Please remember to RSVP to [REDACTED] ASAP and register for the call at [REDACTED] using the conference ID: [REDACTED]

Regards,

Chris

From: Liddell, Christopher P. EOP/WHO
Sent: Saturday, March 31, 2018 2:47 PM
To: Knight, Shahira E. EOP/WHO [REDACTED]; 'jackson.ryan@epa.gov' <jackson.ryan@epa.gov>; 'geoff.burr@dot.gov' <geoff.burr@dot.gov>; 'derek.kan@dot.gov' <derek.kan@dot.gov>; 'Matthew.Whitaker@usdoj.gov' <Matthew.Whitaker@usdoj.gov>; Moran, John S. EOP/WHO [REDACTED]; Donaldson, Annie M. EOP/WHO [REDACTED]; 'Scott.Hommel@ios.doi.gov' <Scott.Hommel@ios.doi.gov>; 'juliette.lillie@ios.doi.gov' <juliette.lillie@ios.doi.gov>; 'brian.mccormack@hq.doe.gov' <brian.mccormack@hq.doe.gov>; 'Wayne.Smith@hq.doe.gov' <Wayne.Smith@hq.doe.gov>; Neumayr, Mary B. EOP/CEQ [REDACTED]; Bremberg, Andrew P. EOP/WHO [REDACTED]; Greer, Jamieson L. EOP/USTR [REDACTED]; 'Teramoto, Wendy (Federal)' <WTeramoto@doc.gov>; Eissenstat, Everett H. EOP/WHO [REDACTED]; 'Brown, Clinton S' <BrownCS@state.gov>; 'Frideres, Taryn F' <FrideresTF@state.gov>; 'Hook, Brian H' <IHookBH@state.gov>; 'Donnell, Kathryn L' <DonnellKL@state.gov>;

'Eli.Miller@treasury.gov' <Eli.Miller@treasury.gov>; Lyons, Derek S.
EOP/WHO [REDACTED]; Davis, May M. EOP/WHO
[REDACTED]
Cc: 'Shirley.Gathers@treasury.gov' <Shirley.Gathers@treasury.gov>;
'Hupp.sydney@epa.gov' <Hupp.sydney@epa.gov>; 'wendy.gehring@dot.gov'
<wendy.gehring@dot.gov>; 'Errical.Bryant@usdoj.gov'
<Errical.Bryant@usdoj.gov>; 'russell_rodny@ios.doi.gov'
<russell_rodny@ios.doi.gov>; 'Deidre.almstead@hq.doc.gov'
<Deidre.almstead@hq.doc.gov>; Salvi, Mary E. EOP/WHO
[REDACTED]; Bacak, Abigail R. EOP/USTR
[REDACTED]; 'Leach, Macie (Federal)' <SLeach@doc.gov>;
Willems, Clete R. EOP/NSC [REDACTED]; Greenwood,
Daniel Q. EOP/WHO [REDACTED]
Subject: Principals Meeting - [REDACTED]
Importance: High

Good afternoon,

[REDACTED]

Please note the following tasks:

1. RSVP for the Principals call, which will be held on Monday at 9:00 AM (proxies allowed, dial in to be provided). RSVP to [REDACTED]
2. Ensure that we have your component's feedback, as described in the attached, by 5:00 PM on Wednesday.
3. RSVP for the Principals meeting, which will be held at 9:00 AM on Thursday.

[REDACTED] We
understand this is a short time frame.

It is important, however, that you set out any issues you have with the potential policy, alternative suggestions, and suggested timeframes that you would need to resolve those issues.

Invited participants below:

NEC (+1)

EPA (+1)

DOT

DOJ

WHCO

DOI

Energy

CEQ

USTR
Commerce

NSC

State

Treasury

OMB/OIRA

Staff Sec

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: Scott Hommel[scott_hommel@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-01T22:00:30-04:00
Importance: Normal
Subject: Re: [EXTERNAL] RE: Principals Meeting - Gas Emission Standards for Imported Vehicles
Received: 2018-04-01T22:00:37-04:00

Yes [REDACTED] so I should be on the call and I told Kate to call in for backup- in case I'm a few minutes late.

Sent from my iPhone

On Apr 1, 2018, at 8:05 PM, Scott Hommel <scott_hommel@ios.doi.gov> wrote:

David- are you all set with this call for tomorrow morning at 0900? Latest email below.

Scott

Scott C. Hommel
Chief of Staff
Department of the Interior

Begin forwarded message:

From: "Liddell, Christopher P. EOP/WHO"

Date: April 1, 2018 at 6:00:01 PM EDT

To: "Liddell, Christopher P. EOP/WHO" [REDACTED] >, "Knight, Shahira E. EOP/WHO" [REDACTED] >, "jackson.ryan@epa.gov" <jackson.ryan@epa.gov>, "geoff.burr@dot.gov" <geoff.burr@dot.gov>, "derek.kan@dot.gov" <derek.kan@dot.gov>, "Matthew.Whitaker@usdoj.gov" <Matthew.Whitaker@usdoj.gov>, "Moran, John S. EOP/WHO" [REDACTED], "Donaldson, Annie M. EOP/WHO" [REDACTED] >, "Scott_Hommel@ios.doi.gov" <Scott_Hommel@ios.doi.gov>, "juliette_lillie@ios.doi.gov" <juliette_lillie@ios.doi.gov>, "brian.mccormack@hq.doc.gov" <brian.mccormack@hq.doc.gov>, "Wayne.Smith@hq.doc.gov" <Wayne.Smith@hq.doc.gov>, "Neumayr, Mary B. EOP/CEQ" [REDACTED] >, "Bremberg, Andrew P. EOP/WHO" [REDACTED] >, "Greer, Jamieson L. EOP/USTR" [REDACTED] >, "Teramoto, Wendy (Federal)" <WTeramoto@doc.gov>, "Eissenstat, Everett H. EOP/WHO" [REDACTED] >

"Brown, Clinton S" <BrownCS@state.gov>, "Frideres, Taryn F" <FrideresTF@state.gov>, "Hook, Brian H" <IhookBH@state.gov>, "Donnell, Kathryn L" <DonnellKL@state.gov>, "Eli.Miller@treasury.gov" <Eli.Miller@treasury.gov>, "Lyons, Derek S. EOP/WHO" [REDACTED], "Davis, May M. EOP/WHO" [REDACTED]
Cc: "Shirley.Gathers@treasury.gov" <Shirley.Gathers@treasury.gov>, "Hupp.sydney@epa.gov" <Hupp.sydney@epa.gov>, "wendy.gehring@dot.gov" <wendy.gehring@dot.gov>, "Errical.Bryant@usdoj.gov" <Errical.Bryant@usdoj.gov>, "russell_rodny@ios.doi.gov" <russell_rodny@ios.doi.gov>, "Deidre.almstead@hq.doe.gov" <Deidre.almstead@hq.doe.gov>, "Salvi, Mary E. EOP/WHO" [REDACTED], "Bacak, Abigail R. EOP/USTR" [REDACTED], "Leach, Macie (Federal)" <SLeach@doc.gov>, "Willems, Clete R. EOP/NSC" [REDACTED], "Greenwood, Daniel Q. EOP/WHO" [REDACTED], "Moorhead, Quellie U. EOP/WHO" [REDACTED]
Subject: [EXTERNAL] RE: Principals Meeting - Gas Emission Standards for Imported Vehicles

Thank you to the components who have already signed up to tomorrow's call. The call will cover next steps as we prepare for Thursday's PC meeting at 9 AM. Please remember to RSVP to [REDACTED] ASAP and register for the call at [REDACTED] using the conference ID: [REDACTED]
Regards,
Chris

From: Liddell, Christopher P. EOP/WHO
Sent: Saturday, March 31, 2018 2:47 PM
To: Knight, Shahira E. EOP/WHO [REDACTED]; 'jackson.ryan@epa.gov' <jackson.ryan@epa.gov>; 'geoff.burr@dot.gov' <geoff.burr@dot.gov>; 'derek.kan@dot.gov' <derek.kan@dot.gov>; 'Matthew.Whitaker@usdoj.gov' <Matthew.Whitaker@usdoj.gov>; Moran, John S. EOP/WHO [REDACTED]; Donaldson, Annie M. EOP/WHO [REDACTED]; 'Scott.Hommel@ios.doi.gov' <Scott.Hommel@ios.doi.gov>; 'juliette.lillie@ios.doi.gov' <juliette.lillie@ios.doi.gov>; 'brian.mccormack@hq.doe.gov' <brian.mccormack@hq.doe.gov>; 'Wayne.Smith@hq.doe.gov' <Wayne.Smith@hq.doe.gov>; Neumayr, Mary B. EOP/CEQ [REDACTED]; Bremberg, Andrew P. EOP/WHO [REDACTED]; Greer, Jamieson L. EOP/USTR [REDACTED]; 'Teramoto, Wendy (Federal)' <WTeramoto@doc.gov>; Eissenstat, Everett H. EOP/WHO [REDACTED]; 'Brown, Clinton S' <BrownCS@state.gov>; 'Frideres, Taryn F' <FrideresTF@state.gov>; 'Hook,

Brian H' <HookBH@state.gov>; 'Donnell, Kathryn L'
<DonnellKL@state.gov>; 'Eli.Miller@treasury.gov'
<Eli.Miller@treasury.gov>; Lyons, Derek S. EOP/WHO
[REDACTED]; Davis, May M. EOP/WHO
[REDACTED]

Cc: 'Shirley.Gathers@treasury.gov' <Shirley.Gathers@treasury.gov>;
'Hupp.sydney@epa.gov' <Hupp.sydney@epa.gov>;
'wendy.gehring@dot.gov' <wendy.gehring@dot.gov>;
'Errical.Bryant@usdoj.gov' <Errical.Bryant@usdoj.gov>;
'russell_rodny@ios.doi.gov' <russell_rodny@ios.doi.gov>;
'Deidre.almstead@hq.doe.gov' <Deidre.almstead@hq.doe.gov>; Salvi,
Mary E. EOP/WHO [REDACTED]; Bacak, Abigail R.
EOP/USTR [REDACTED]; 'Leach, Macie (Federal'
<SLeach@doc.gov>; Willems, Clete R. EOP/NSC
[REDACTED]; Greenwood, Daniel Q. EOP/WHO
[REDACTED]

Subject: Principals Meeting - Gas Emission Standards for Imported Vehicles
Importance: High

Good afternoon,

The White House is convening a Principals meeting this Thursday to discuss adjusting greenhouse gas emission standards for imported vehicles. We intend to convene a POTUS meeting on Friday. This Principals meeting follows up on the addendum provided by EPA to its mid-term evaluation of CAFE standards. A note further explaining the background and required tasks is attached.

Please note the following tasks:

1. RSVP for the Principals call, which will be held on Monday at 9:00 AM (proxies allowed, dial in to be provided). RSVP to [REDACTED]
2. Ensure that we have your component's feedback, as described in the attached, by 5:00 PM on Wednesday.
3. RSVP for the Principals meeting, which will be held at 9:00 AM on Thursday.

Please note that this is a POTUS priority and requires your component's urgency. We understand this is a short time frame.

It is important, however, that you set out any issues you have with the potential policy, alternative suggestions, and suggested timeframes that you would need to resolve those issues.

Invited participants below:

NEC (+1)

EPA (+1)

DOT
DOJ
WHCO
DOI
Energy
CEQ
USTR

Commerce

NSC
State
Treasury
OMB/OIRA
Staff Sec

<mime-attachment.html>

<EPA GHGE Standard Look Ahead.docx>

To: Hobbie, David S. EOP/CEQ [REDACTED]
Cc: Colosimo, Robyn S. EOP/WHO [REDACTED]; James Voyles[james_voyles@ios.doi.gov]; DOI[todd_willens@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-26T12:46:34-04:00
Importance: Normal
Subject: Re: [EXTERNAL] Re: Initial Ideas re: Modernization of Corps permitting of non-Corps projects
Received: 2018-03-26T12:46:41-04:00

David: My policy lead will be James Voyles, and given that I'm out this week, Todd Willens will attend the meeting in my stead. They will both need to be cleared into the OEOB.

Best,
David
Sent from my iPad

On Mar 25, 2018, at 8:41 PM, Hobbie, David S. EOP/CEQ [REDACTED] wrote:

David,
Not a problem, totally understand everyone is busy.

With regards to metrics (i.e. the Corps has a metric of processing 80% of general permits within 60 days. Does DOI have anything similar within the realm of ESA)?

Thanks,
Dave

Sent from my iPhone

On Mar 25, 2018, at 12:16 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

David: I apologize for the delayed response to your email. Can you elaborate on what you mean by performance metrics? For example, do you mean at the program level, specifically related only to Corps projects, at the project review level for all section 7s, by the individual reviewer, etc.?

Respectfully,
David Bernhardt

Sent from my iPad

On Mar 22, 2018, at 1:56 PM, Hobbie, David S. EOP/CEQ

<[REDACTED]> wrote:

Dave/Earl,

Just a follow up from the meeting last Friday, just curious if DOI or Commerce has anything they would like to provide. Additionally, does your agencies currently have any performance metrics as it relates to ESA/EFH or MMA consultations?

Thanks,
Dave

From: Colosimo, Robyn S. EOP/WHO

Sent: Wednesday, March 21, 2018 12:54 PM

To: [REDACTED] Jackson.ryan@epa.gov; EComstock@doc.gov; jeff.rosen@dot.gov; Herz, James P. EOP/OMB
[REDACTED]; Heidi.Green@osec.usda.gov;
[REDACTED] brown.byron@epa.gov;
[REDACTED]
Rebeckah.Adcock@osec.usda.gov; James.Owens@dot.gov;
[REDACTED] Colyar, Kelly T. EOP/OMB
<Kelly_T [REDACTED]>

Cc: Matthew.Fountain@osec.usda.gov; Harkins, Michael W. EOP/CEQ
<[REDACTED]>; Chalkey, Richard J.
EOP/WHO [REDACTED]; Hobbie, David
S. EOP/CEQ [REDACTED]; Herrgott, Alex
H. EOP/CEQ [REDACTED]; Gribbin,
DJ J. EOP/WHO <[REDACTED]>; Rusnak,
Allison B. EOP/WHO [REDACTED]
[REDACTED] Brown, Stacey E CIV USARMY CEHQ
(US) [REDACTED]

Subject: Initial Ideas re: Modernization of Corps permitting of non-Corps projects

All: Many thanks for your time and thoughtful discussion relative to modernizing the Corps permitting of Non-Corps projects last week. As discussed, our collective efforts are intended to help the Corps be more effective in carrying out their permitting responsibilities. In essence, we are seeking to work together to facilitate faster decision making which involves better execution of Corps permitting authorities as well as authorities under each of your agency jurisdictions.

As you are aware, POTUS has a substantive interest in advancing actions to better enable the Corps to execute its missions. Beginning this week, and for the foreseeable future, we expect to be providing updates to address POTUS interests. As Secretary Esper indicated, this interest presents

a huge opportunity to undertake reforms to address long standing challenges.

Our first step is to frame the possible in terms of policy advancements that can be undertaken to effect quick wins, as well as regulatory or broader interagency policy initiatives that will result in substantive time and cost savings. As requested, please provide your initial ideas related to permitting of non-Corps projects today to Dave Hobbie at [REDACTED]. We anticipate pulling together your input and having a second discussion next week.

Concurrently, we are compiling a summary of recent independent reviews of the Corps permitting program by GAO, NAS and others that have made policy or regulatory recommendations to determine applicability of unimplemented recommendations in addition to the outcome of completed recommendations. We will also begin an analysis of current performance metrics to assess whether such metrics need updating to better incentivize streamlined decision-making as well as priority setting.

Anticipating that we will quickly begin to move out in a prioritized way, I recommend we each identify a policy lead to work policy matters within our respective agencies as well as in an interagency format. It goes without saying that the policy leads need to be oriented towards solving challenges and working across the boundaries of agency responsibilities. Please plan to bring that policy lead to our next meeting.

Separately, we will also begin a companion effort to consider modernization of the Corps Civil Works projects.

Robyn

Robyn S Colosimo
Senior Advisor
National Economic Council
[REDACTED]

To: Scott Hommel[scott_hommel@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T21:45:53-04:00
Importance: Normal
Subject: Re: [EXTERNAL] Opioid Cabinet Deployment
Received: 2018-04-05T21:46:00-04:00

Sure

Sent from my iPhone

On Apr 5, 2018, at 9:43 PM, Scott Hommel <scott_hommel@ios.doi.gov> wrote:

Can you work an Opioid tribal visit or two into your schedule this month?

Scott

Scott C. Hommel
Chief of Staff
Department of the Interior

Begin forwarded message:

From: "Riggs, Charlotte R. EOP/WHO"
<[REDACTED]>
Date: April 5, 2018 at 7:07:55 PM EDT
To: "Riggs, Charlotte R. EOP/WHO" [REDACTED]
Subject: [EXTERNAL] Opioid Cabinet Deployment

Hi all,

Attached is the latest Opioid Deployment Chart. As you continue to schedule memorial visits for your principals, we recommend reviewing this document to have them come on a day that does not already have many principals attending.

As always, please send all updates to Ashley Gunn, Renee Hudson, and myself.

Thank you,

Charlotte

Charlotte Riggs
Assistant to the Senior Director

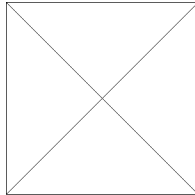
Office of Cabinet Affairs
The White House
M: [REDACTED]

<mime-attachment.html>

<Opioid April Cabinet Deployment (002).docx>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-29T08:05:50-04:00
Importance: Normal
Subject: Re: [EXTERNAL] From Energywire -- PUBLIC LANDS: Interior not set to enforce revived methane rule — drillers
Received: 2018-03-29T08:06:01-04:00

Agreed. Will check.



Daniel H. Jorjani
Principal Deputy Solicitor
Department of the Interior
Main Interior Building
' 202-219-3861 (Voice)
202-706-9018 (Cell)
daniel.jorjani@sol.doi.gov

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Sent from my iPhone

On Mar 29, 2018, at 7:55 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:



Sent from my iPhone

Begin forwarded message:

From: Dwbernhardt <email_this@eenews.net>
Date: March 29, 2018 at 7:31:52 AM EDT
To: <Dwbernhardt@ios.doi.gov>
Subject: [EXTERNAL] From Energywire -- PUBLIC LANDS: Interior not set to enforce revived methane rule — drillers
Reply-To: <Dwbernhardt@ios.doi.gov>

This Energywire story was sent to you by: Dwbernhardt@ios.doi.gov

Personal message: Please review



PUBLIC LANDS

Interior not set to enforce revived methane rule — drillers

Ellen M. Gilmer, E&E News reporter

Published: Thursday, March 29, 2018

|

The oil and gas industry is fretting about compliance with Obama-era methane standards.

An Obama-era rule for methane emissions from oil and gas development on public lands is fully in force for now after surviving two rollback efforts by the Trump administration.

But oil and gas lawyers say companies couldn't follow the standards if they wanted to. That's because the Interior Department doesn't have the right systems in place for compliance, they say.

That frustration cropped up in a legal filing last week in which industry lawyers pushed the U.S. District Court for the District of Wyoming to give oil and gas companies some relief by suspending the core provisions of the Bureau of Land Management rule.

"Compounding the problems of compliance, royalty reporting under the Waste Prevention Rule is currently not possible," Western Energy Alliance President Kathleen Sgamma wrote in a declaration to the court. "BLM and the Office of Natural Resources Revenue (ONRR) have not coordinated or set up the necessary reporting systems ... to allow for new royalty reporting conventions under the Waste Prevention Rule."

The 2016 regulation — which aims to cut methane emissions on public and tribal lands — was designed both to address climate change and to minimize the loss of natural resources and royalty money. A federal court in California knocked down two attempts to stall the standards, reviving the regulation in full last month ([*Energywire*](#), Feb. 23).

A BLM spokeswoman said this week that the agency expects operators to

comply with the rule.

Though the Trump administration is planning a broader rollback, that process won't be complete until August at the earliest. Meanwhile, the Wyoming court could act any day on drillers' request to freeze the regulation, but that outcome remains uncertain.

'The BLM expects operators to comply'

Some drillers are now struggling with compliance, as they believed most of the rule's provisions had been effectively sidelined last year and didn't make the necessary preparations.

Part of the rule changes how operators calculate what they owe the government, clarifying when drillers must pay royalties on "avoidable" losses of natural gas. Companies file that information through a production reporting system run by ONRR, an Interior office. But they say the agency hasn't yet updated "disposition codes" used in the system to reflect the changes.

"Without updated and accurate Disposition Codes, Alliance members are unable to submit royalty reports to ONRR that reflect new royalty payment calculations required under the Waste Prevention Rule," Sgamma said. "Alliance members have tried to report royalty payments using outdated Disposition Codes, but these reports are being rejected."

The Independent Petroleum Association of America and Western Energy Alliance say the problem is exacerbated by the Interior Department's failure to offer any guidance to operators on how to comply with parts of the rule.

"Since the Waste Prevention Rule was reinstated one month ago, some operators have attempted to comply but encountered widespread confusion and uncertainty within BLM and ONRR over its implementation," the groups told the court. "These agencies are unable to provide industry with guidance on how to implement the rule or respond to questions. BLM field offices have indicated that there has been no staff training on rule implementation or formal written directives or other guidance from BLM headquarters."

In an email yesterday, BLM spokeswoman Amber Cargile noted that "the full rule is now in effect as promulgated" and confirmed that the agency expects compliance. She said drillers should use the existing disposition codes for production reports to ONRR.

"The BLM expects operators to comply with all BLM regulations that are in effect, and operators are able to submit complete and compliant royalty reports to the Office of Natural Resources Revenue (ONRR) using current Disposition

Codes," she wrote.

"The BLM will consider developing additional enforcement and/or compliance guidance should the need arise."

Cargile referred further questions about the production reports to ONRR, which did not respond by publication time to a request for comment.

In recent court filings, lawyers for Interior did not mention any technical barriers to enforcing the rule but suggested the agency's "limited resources" would be better spent elsewhere.

They told the Wyoming district court that setting the rule aside would "allow BLM to focus its limited resources on completing the revision rulemaking rather than administering a rule that it is in the midst of reconsidering."

The compliance complications alleged by industry are just the latest turn in the methane rule's zigzagging path. Since its unveiling in late 2016, the regulation has faced four rounds of litigation — the ongoing case in Wyoming, two cases the Trump administration lost in California and a scuttled appeal at the 9th U.S. Circuit Court of Appeals.

Upcoming deadlines

For oil and gas operators, the compliance question is urgent. The full methane rule has been back in effect for a month, and companies working on public and tribal lands are required to comply.

"Now that all provisions of the rule are arguably in effect, Industry Petitioners' members risk enforcement, penalties, and additional royalty for noncompliance," industry lawyers told the Wyoming court last week.

Along with the adjusted royalty calculations, companies must conduct leak detection and repair (LDAR) inspections at well sites, update certain equipment, and install new devices on flare stacks and storage tanks. Some exemptions are available, but the industry groups worry BLM is not prepared to process applications for those.

The Obama rule requires operators to submit their first annual reports detailing LDAR inspections by the end of this week. Anyone filing a false report would be subject to civil and criminal sanctions.

"Having been suspended for nearly six months during 2017, it is impractical for many operators to complete the necessary LDAR surveys in the 29 days since reinstatement of the rule given the sheer number of wells involved to constraints to constraints with availability of equipment and personnel," the

groups told the Wyoming court.

Sgamma warned that some companies may have to shut in wells either temporarily or permanently to avoid liability for noncompliance.

Even if the Trump administration takes a lax approach to enforcing the methane rule, companies worry that environmentalists or a future administration could take legal action against them (*[Energywire](#)*, March 8).

Environmental advocates and others are already monitoring compliance for other Obama-era rules the current administration is charged with enforcing. The group Earthworks, for example, has used infrared cameras to identify oil and gas sites that could be emitting excessive methane.

Environmental groups and a coalition of states and cities have also asked U.S. EPA for records on how companies are meeting that agency's separate methane standards for new oil and gas sites.

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ABOUT ENERGYWIRE – THE TRANSFORMATION OF THE ENERGY SECTOR

Energywire is written and produced by the staff of E&E News. Energywire is designed to bring readers deep, broad and insightful coverage of the transformation of the energy sector. Energywire focuses on the business, environmental and political issues surrounding the rapidly expanding unconventional energy industry and the numerous factors -- from expanding natural gas use to renewables and more -- that are altering the traditional electric utility industry. Energywire publishes daily at 9:00 a.m.

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-08T21:48:39-04:00
Importance: Normal
Subject: Re: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end — GAO
Received: 2018-04-08T21:48:44-04:00

Yep. It was in E&E on Thursday. Karen was out last week, so she's probably just catching up on her emails.

Sent from my iPhone

On Apr 8, 2018, at 9:45 PM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

This was in the news a while ago

Sent from my iPhone

On Apr 8, 2018, at 9:41 PM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

FYI from GAO via Karen

Sent from my iPhone

Begin forwarded message:

From: "Hawbecker, Karen"
<karen.hawbecker@sol.doi.gov>
Date: April 8, 2018 at 9:30:53 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Tom Bovard <Tom.Bovard@sol.doi.gov>
Subject: Fwd: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end — GAO

Dan, FYI The GAO has issued the attached report in which it advises Congress to consider amending SMCRA to eliminate the option for coal companies to self bond. Karen

----- Forwarded message -----

From: **Collier, Briana** <briana.collier@sol.doi.gov>
Date: Fri, Apr 6, 2018 at 10:40 AM

Subject: Fwd: [EXTERNAL] From E&E News PM -- COAL: Self-bonding
needs to end GAO
To: Thomas Bovard <Tom.Bovard@sol.doi.gov>, Karen Hawbecker
<karen.hawbecker@sol.doi.gov>
Cc: Emily Morris <Emily.Morris@sol.doi.gov>, Kristen Guerriero
<kristen.guerriero@sol.doi.gov>

All, FYI. GAO Report attached.

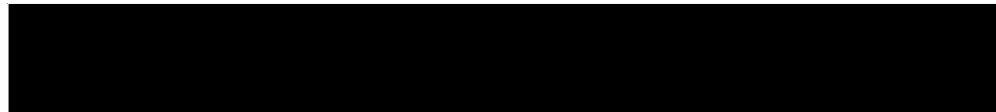
Briana Collier
Attorney Adviser, Division of Mineral Resources
U.S. Department of the Interior, Office of the Solicitor
505 Marquette Ave., NW Ste.1800
Albuquerque, NM 87102

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From: **briana.collier** <email_this@eenews.net>
Date: Fri, Apr 6, 2018 at 8:39 AM
Subject: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs
to end GAO
To: briana.collier@sol.doi.gov

This E&E News PM story was sent to you by: briana.collier@sol.doi.gov



COAL

Self-bonding needs to end — GAO

Dylan Brown, E&E News reporter
Published: Thursday, April 5, 2018

This story was updated at 4:41 p.m. EST.

The Government Accountability Office today called for Congress to eliminate coal companies' ability to use just their reports of healthy finances to insure mine cleanup.

GAO published a report that recommends eliminating self-bonding, a practice unique to coal mining that allows corporate promises to cover reclamation obligations under the Surface Mining Control and Reclamation Act.

Self-bonding came under heavy fire during a spate of major coal bankruptcies as taxpayer watchdogs and environmentalists raised concerns about taxpayers getting stuck with coal mine cleanup bills.

Peabody Energy Corp., Arch Coal Inc. and Alpha Natural Resources took the vast majority of the nation's \$3.7 billion in self-bonding with them into debt restructuring in 2016.

Since then, all three companies have replaced their self-bonds with sureties backed by a third party or collateral bonds guaranteed by a tangible asset.

But GAO found that the \$1.2 billion in remaining self-bonds nationwide still put taxpayers "potentially at financial risk for future reclamation costs resulting from coal mines with unsecured financial assurances."

The federal study found coal operators forfeited more than 450 bonds in 13 states between July 2007 and June 2016.

The bonds did not cover reclamation costs 22 percent of the time, with an additional 26 percent of cases still pending.

"The operator remains responsible for reclaiming the mine site," GAO wrote. "However, [Office of Surface Mining Reclamation and Enforcement] officials said ... it might be difficult for the states or OSMRE to compel the operator to complete the reclamation or provide additional funds to do so without having the operator go out of business or into bankruptcy."

Only Congress has the authority to eliminate self-bonding. Under President Obama, OSMRE recommended tightening regulations on the practice, but the Trump administration killed that rulemaking ([Greenwire](#), July 20, 2017).

Interior Secretary Ryan Zinke should "reverse course," said Senate Energy and Natural Resources ranking member Maria Cantwell (D-Wash.), who sponsored [S. 800](#) to ban self-bonding.

Cantwell and House Democrats requested the study after a previous GAO self-bonding **report** (***E&E News PM***, Jan. 17, 2017).

"It's time we put an end to the cycle of allowing dirty industries to put communities' air and water at risk with no repercussions," said House Natural Resources ranking member Raúl Grijalva (D-Ariz.), who co-sponsored the companion House self-bonding ban bill, **H.R. 1819**.

According to GAO, self-bonds remain in eight states — Alaska, Colorado, Missouri, North Dakota, Texas, Virginia, West Virginia and Wyoming.

Wyoming has proposed new regulations restricting eligibility requirements (***Greenwire***, Nov. 8, 2017).

But the Western Organization of Resource Councils made the case for ending self-bonding in a new **report**, also released today (***E&E News PM***, April 3).

"Congress and states should expeditiously curtail the practice," the landowner advocacy group wrote. "Only the end of self-bonding will adequately protect coalfield communities from the burden of abandoned and unreclaimed coal mines."

But National Mining Association spokesman Luke Popovich said GAO did not show evidence of the self-bonded companies defaulting on cleanup obligations.

"Self-bonded companies tend to be the largest with strong records of on-going operation and therefore have a self-interest in meeting their obligations," Popovich said in a statement. "Not only does GAO's recommendation appear unfounded, it may actually be harmful by shifting a greater burden on the surety industry."

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Karen Hawbecker
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karen.hawbecker@sol.doi.gov

<mime-attachment.html>

<2018 GAO Report on self-bonding.pdf>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Daniel Jorjani[daniel.jorjani@sol.doi.gov]
From: Lawkowski, Gary
Sent: 2018-04-03T12:51:02-04:00
Importance: Normal
Subject: Re: [EXTERNAL] EO on Federal Ocean Policy
Received: 2018-04-03T12:51:36-04:00
Ocean EO 4.1 (comments).docx

Please find attached suggested comments on the draft Ocean EO. Please let me know if you would like to discuss.

Sincerely,

Gary Lawkowski

On Mon, Apr 2, 2018 at 9:09 AM, David Bernhardt <dwbernhardt@ios.doi.gov> wrote:

See me re this

Sent from my iPad

Begin forwarded message:

From: Juliette Lillie <juliette_lillie@ios.doi.gov>
Date: April 2, 2018 at 7:29:01 AM EDT
To: Hommel Scott <scott_hommel@ios.doi.gov>, dwbernhardt@ios.doi.gov
Cc: downey_magallanes@ios.doi.gov, Howarth Robert <Robert_Howarth@ios.doi.gov>
Subject: Fwd: [EXTERNAL] EO on Federal Ocean Policy

Good morning. Please see below email re: draft EO on Federal Ocean Policy.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

Comments are due by **Thursday at 12:00 PM**.

Please let me know if you would like OES to coordinate any comments, and if so, what offices you would like to review.

Thank you

Juliette Lillie
Director Executive Secretariat and Regulatory Affairs
Department of the Interior

Begin forwarded message:

From: Staff Secretary [REDACTED]
Date: April 1, 2018 at 9:07:39 PM EDT
To: "McMaster, H. R. EOP/WHO" [REDACTED],
"Sanders, Sarah H. EOP/WHO" [REDACTED],
"Schlapp, Mercedes V. EOP/WHO"
[REDACTED], "Ditto, Jessica E.
EOP/WHO" [REDACTED], "Hicks, Hope C.
EOP/WHO" [REDACTED], "Short, Marc T.
EOP/WHO" [REDACTED], "Kushner, Jared C.
EOP/WHO" [REDACTED], "Liddell, Christopher P.
EOP/WHO" [REDACTED], "Miller,
Stephen EOP/WHO" [REDACTED], "Conway,
Kellyanne E. EOP/WHO" [REDACTED],
"McGahn, Donald F. EOP/WHO"
[REDACTED], "Ayers, Nick N. EOP/OVP"
[REDACTED], "Bossert, Thomas P. EOP/WHO"
[REDACTED], "Bremberg, Andrew P.
EOP/WHO" [REDACTED], "Leggitt, Lance
B. EOP/WHO" [REDACTED], "Knight, Shahira
E. EOP/WHO" [REDACTED], "Whitaker,
Matthew (OAG)" <Matthew.Whitaker@usdoj.gov>, "Marquis,
Ashley H. EOP/WHO" [REDACTED],
"Mulvaney, Mick M. EOP/OMB"
[REDACTED], [REDACTED]
[REDACTED], "Greenblatt, Jason D. EOP/WHO"
[REDACTED], "DeStefano, John J.
EOP/WHO" [REDACTED], "Clark, Justin R.
EOP/WHO" [REDACTED], "Hassett, Kevin A.
EOP/CEA" [REDACTED], "Fuentes, Zach D.
EOP/WHO" [REDACTED], "Kratsios,
Michael J. EOP/OSTP" [REDACTED],
"Neumayr, Mary B. EOP/CEQ" [REDACTED],
"Mohler, Hallock N JR CAPT USN OSD OSD (US)"
[REDACTED], "Krause, Scott"
<scott.krause@hq.dhs.gov>, "EComstock@doc.gov"
<EComstock@doc.gov>, "Jackson, Ryan"
<jackson.ryan@epa.gov>, "awilliams2@doc.gov"

<awilliams2@doc.gov>, "Wayne.Smith@hq.doe.gov"
<Wayne.Smith@hq.doe.gov>, "McCormack, Brian"
<Brian.Mccormack@hq.doe.gov>, "juliette_lillie@ios.doi.gov"
<juliette_lillie@ios.doi.gov>, "Kenna, Lisa EOP"
<kennald@state.gov>

Cc: Staff Secretary [REDACTED] >

Subject: [EXTERNAL] EO on Federal Ocean Policy

Attached please find an Executive Order for review on "Ocean Policy to Advance the Economic, Security, and Environmental Interests of the United States" (Ocean EO). The EO revokes a 2010 Executive Order that established a 27-member National Ocean Council and broad regional ocean planning processes and requirements. It replaces the Council with an interagency committee that would be more limited in membership and scope of activities.

Signature is requested on this EO around May 31, as June is National Ocean Month.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

Please send comments by **Thursday at 12:00 PM**.

Thank you,

STAFF SEC

--

Gary Lawkowski

Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary Lawkowski@ios.doi.gov
202 208 7340

To: Gareth Rees[gareth_rees@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-28T12:39:43-04:00
Importance: Normal
Subject: Print and put in 3 ring binder
Received: 2018-03-28T12:40:34-04:00
[ATT00001.txt](#)
[GrilesFinal3-27-04REDACTED.pdf](#)

Gareth: Please print this entire report out 2 sided and then put in a three ring binder. Please make 4 copies of the recommendations pages, which are on 144-146 I believe. Place the 4 copies of the recommendations in the the inside folder of the three ring binder. I will want the binder Monday.

Thanks,
David

<https://www.doioig.gov/sites/doioig.gov/files/GrilesFinal3-27-04REDACTED.pdf>

To: Paul (Dan) Smith[paul_smith@nps.gov]; Timothy Petty[timothy_petty@ios.doi.gov]; tony.dearman@bie.edu[tony.dearman@bie.edu]; Brenda Burman[bburman@usbr.gov]; Brian Steed[bsteed@blm.gov]; Bryan Rice[bryan.rice@bia.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Glenda Owens[gowens@osmre.gov]; Greg Sheehan[greg_j_sheehan@fws.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; John Tahsuda[john.tahsuda@bia.gov]; Nikolao Pula[nikolao_pula@ios.doi.gov]; Scott Angelle[scott.angelle@bsee.gov]; Walter Cruickshank[walter.cruickshank@boem.gov]; William Werkheiser[whwerkhe@usgs.gov]; Joseph Balash[joseph_balash@ios.doi.gov]; OS_PMB_OfficeHeads[os_pmb_officeheads@ios.doi.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Christina Summers[christina_summers@ibc.doi.gov]
From: Bennett, Julia
Sent: 2018-03-23T16:35:56-04:00
Importance: Normal
Subject: On Behalf of Scott Cameron - Establishing the Management Improvement Team Memorandum
Received: 2018-03-23T16:37:02-04:00
[Establishing the Management Improvement Team Memorandum.pdf](#)
[Chapter 1 MANAGEMENT IMPROVEMENT TEAM.pdf](#)

Hello,

Please refer to the attached memorandum in reference to Establishing the Management Improvement Team. The first MIT meeting will be on Monday, April 9, at 10 am in room 5160.

Sincerely,
Julia Bennett

Julia Bennett
Program Support Assistant
Assistant Secretary for Policy, Management, & Budget
Office of the Chief of Staff
Business & Administrative Division
1849 C Street NW
Washington, DC 20240 - Room 5013
(202) 208-3927
julia_bennett@ios.doi.gov

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Katharine MacGregor
Sent: 2018-04-04T01:30:37-04:00
Importance: Normal
Subject: Old Signal Peak briefing paper
Received: 2018-04-04T01:30:43-04:00
ATT00001.txt
Signal Peak BP - 11-07-17.docx

To: Robert Howarth[robert_howarth@ios.doi.gov]; James Cason[james_cason@ios.doi.gov];
David Bernhardt[dwbernhardt@ios.doi.gov]
From: art_willhite@doioig.gov
Sent: 2018-04-04T18:15:51-04:00
Importance: Normal
Subject: OI-HQ-18-0596-R (Information Only)
Received: 2018-04-04T18:16:45-04:00
Referral Package 18-0596 04042018.pdf

Good afternoon Mr. Howarth -

The Department of Interior, Office of Inspector General received the attached complaint, OI-HQ-18-0596-R. We determined that this complaint should be addressed by the Office of the Secretary and, are providing the attached copy of the complaint for any action you deem appropriate. This referral does not require a response to the OIG.

Please note that OIG complaint referrals no longer utilize a referral memorandum that summarizes the complaint issues/allegations.

If you have questions or require additional information, please contact Investigative Analyst Amy Bouchard, Investigative Support Division Intake Management Unit, at 703-487-5008.

Sincerely,

Art Willhite
Desk Officer
U.S. Department of the Interior
Office of Inspector General
Intake Management Unit
(505) 816-9111 office
art_willhite@doioig.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Erica Williams[erica.williams@bsee.gov]; Grace Cleckley[grace.cleckley@bsee.gov]
From: Hardaway, Peyton
Sent: 2018-04-03T12:29:33-04:00
Importance: Normal
Subject: New Cyber-Security Code Designation: Action & Attention Required NLT 4-3-18
Received: 2018-04-03T12:31:03-04:00
Crosswalk of 2013 and 2016 Cybersecurity Codes - 4-10-17 (1).pdf
PB 17-06.pdf
Cybersecurity Code - Chief of Staff.pdf
Cybersecurity Code - Principal Deputy Assistant Secretary - Fish and Wildlife and Parks.pdf
Cybersecurity Code - Principal Deputy Assistant Secretary - Indian Affairs.pdf
Cybersecurity Code - Principal Deputy Assistant Secretary - Land and Minerals Management.pdf
Cybersecurity Code - Principal Deputy Assistant Secretary - Policy, Management, and Budget.pdf
Cybersecurity Code - Senior Advisor to the Secretary (1).pdf
Cybersecurity Code - Senior Advisor to the Secretary.pdf
Cybersecurity Code - Associate Deputy Secretary.pdf
Cybersecurity Code - Counselor for Energy Policy.pdf
Cybersecurity Code - Counselor.pdf
Cybersecurity Code - Assistant Deputy Secretary.pdf

**Good Afternoon
Mr. Bernhardt**

,

Per the Departmental policy on the implementation of the revised cyber security coding requirements for federal positions, please find the attached cyber security checklist and other supplemental documents related to this effort for your direct reports. I've taken the liberty of completing the checklist by indicating the cyber security code that I've determined your direct reports should be coded based on their current position description. If you feel as though I've reached this coding in error, respond to this email by providing the correct code. If you agree with my determination please respond to this email to indicate your concurrence. Your response will be attached to the checklist as your signature, since we are short on time. Please provide me with your response no later than by the close of business today

4

/

3

/2018. With the exception of a few positions most of the codes will read "ooo" meaning the position or positions do not have any cyber security or IT related duties or functions. Should you have any questions, please let me know.

***** Please reply all when you provide your response**

.

**Thanks,
Peyton**

--

Gary ‘Peyton’ Hardaway
Executive Resources Program Manager
|U.S. Department of the Interior
|Bureau of Safety and Environmental Enforcement (BSEE)
|Human Resources Division (HRD)|Executive Resources Branch
|1849 C St. NW, Washington D.C., 20240 |Main Interior Building Room (5446)
|Tel: 202.208.6607|Cell: 571.524.3961|Fax: 202.219.8104
|Email: Peyton.Hardaway@bsee.gov

To: maria_gonzalez@ios.doi.gov[maria_gonzalez@ios.doi.gov]
Cc: Gareth Rees[gareth_rees@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T19:48:03-04:00
Importance: Normal
Subject: Meeting
Received: 2018-04-05T19:49:05-04:00

Elena: I need to visit with you tomorrow regarding a facilities issue.
Gareth will schedule.

Sent from my iPhone

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-PW[Kathleen.Aiken@sol.doi.gov]; SOL-PW[Carolyn.Burch@sol.doi.gov]; SOL-PW[peg.romanik@sol.doi.gov]; SOL-PW[louise.milkman@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Pamela_Barkin@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-06T14:08:38-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/9/18 @ 10 AM) H.R. 1791 - INTERIOR (NPS) Proposed Testimony 4/11/18 Re: Mountains to Sound Greenway National Heritage Act
Received: 2018-04-06T14:08:55-04:00
H.R. 1791 Mountains to Sound NHA Testimony 4-11-2018 DR.doc
HR 1791.pdf

DEADLINE: MONDAY, APRIL 9, 2018 @ 10 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 6, 2018

To: Legislative Liaison

From: Pam Barkin (501-2563)

Contact: Joe Nevils (208-4580)

Subject: H.R. 1791 - INTERIOR (NPS) Proposed Testimony 4/11/18
Re: Mountains to Sound Greenway National Heritage Act

Also attached is a copy of the bill text.

**Please send agency comments or respond with a "no comment" to
Pamela Barkin@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.**

Attachment(s): 2

--

Joseph Nevils

Legislative Assistant

Department of the Interior

1849 C St, NW 20240

(202) 208-4580 (O)

(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-06T14:18:13-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/6/18 @ 3 PM) H.J. Res 2 - OMB Statement of Administration Policy Re: Proposing a balanced budget amendment to the Constitution of the United States
Received: 2018-04-06T14:18:21-04:00
HJ Res 2 SAP.docx

URGENT DEADLINE DUE TODAY: MONDAY, APRIL 6, 2018 @ 3 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 6, 2018
To: Legislative Liaison
From: Chris Salotti (208-1403)
Contact: Joe Nevils (208-4580)
Subject: H.J. Res 2 - OMB Statement of Administration Policy
Re: Proposing a balanced budget amendment to the Constitution of the United States

Attached please find a draft Statement of Administration Policy on H.J. Res. 2, which would propose a balanced budget amendment to the Constitution of the United States. H.J. Res. 2 is expected to be before House Rules early next week and to be considered on the House floor shortly thereafter.

The SAP includes a statement of support for H.J. Res. 2.

Please review the draft SAP and provide any comments by the

deadline.

This is a hard deadline and late comments may not be accepted.

**Please send agency comments or respond with a "no comment" to
Chris Salotti@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.**

Attachment(s): 1

--

Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; PPM[kevin_obrien@ios.doi.gov]; PPM[david_bugg@ios.doi.gov]; PPM[kyle_flanery@ios.doi.gov]; PPM[erika_vaughan@ios.doi.gov]; PPM[mark_oliver@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicsek@ios.doi.gov]; BOR[MMAUCIERI@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[ksabo@usbr.gov]; BOR[ctrent@usgs.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; BSEE[melissa.whitlock@bsee.gov]; BSEE[ryan_underwood@bsee.gov]; BSEE[Julie.Fleming@bsee.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; BOEM[mitchell.hoskins@boem.gov]; BOEM[Lee.Tilton@boem.gov]; BOEM[troy.ezell@boem.gov]; BOEM[edward.tilton@boem.gov]; SOL[edward.keable@sol.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-WR[keith.saxe@sol.doi.gov]; SOL-WR[scott.bergstrom@sol.doi.gov]; SOL-WR[carter.brown@sol.doi.gov]; SOL-LR[Laura.Brown@sol.doi.gov]; SOL-LR[renee.cooper@sol.doi.gov]; SOL-LR[aaron.moody@sol.doi.gov]; SOL-MR[Thomas.Bovard@sol.doi.gov]; SOL-MR[Faye.Johnson@sol.doi.gov]; SOL-MR[DANIEL.KILDUFF@sol.doi.gov]; SOL-MR[PHYLLIS.LESLIE@sol.doi.gov]; SOL-MR[richard.mcneer@sol.doi.gov]; SOL-MR[tom.bovard@sol.doi.gov]; SOL-PW[Kathleen.Aiken@sol.doi.gov]; SOL-PW[Carolyn.Burch@sol.doi.gov]; SOL-PW[peg.romanik@sol.doi.gov]; SOL-PW[louise.milkman@sol.doi.gov]; SOL-IA[fadilu.mustapha@sol.doi.gov]; SOL-IA[lawrence.williams@sol.doi.gov]; SOL-IA[lamont.brown@sol.doi.gov]; SOL-IA[eric.shepard@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Matthew_Quinn@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-02T15:17:04-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/5/18 @ 3 PM) DOD #2 - DEFENSE Draft Bill on National Defense Authorization Act for FY 2019 (Direct Hire Authority)
Received: 2018-04-02T15:24:18-04:00
281(3) (1).docx

DEADLINE: WEDNESDAY, APRIL 4, 2018 @ 3 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 2, 2018

To: Legislative Liaison

From: Chris Salotti (208-1403)

Contact: Joe Nevils (208-4580)

Subject: DOD #2 - DEFENSE Draft Bill on National Defense Authorization Act for FY 2019 (Direct Hire Authority)

The Department of Defense has submitted the attached legislative proposal that would seek to provide the Department of Defense broader direct hire authority.

By the deadline above, please provide comments/edits on the proposal.

Please send agency comments or respond with a "no comment" to Chris Salotti@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

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Joseph Nevils
Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; PFM[douglas_glenn@ios.doi.gov]; PFM[teresa_taber@ios.doi.gov]; PFM[teresa_hunter@ios.doi.gov]; PPM[kevin_obrien@ios.doi.gov]; PPM[david_bugg@ios.doi.gov]; PPM[kyle_flanery@ios.doi.gov]; PPM[erika_vaughan@ios.doi.gov]; PPM[mark_oliver@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-LR[Laura.Brown@sol.doi.gov]; SOL-LR[renee.cooper@sol.doi.gov]; SOL-LR[aaron.moody@sol.doi.gov]; SOL-IA[fadilu.mustapha@sol.doi.gov]; SOL-IA[lawrence.williams@sol.doi.gov]; SOL-IA[lamont.brown@sol.doi.gov]; SOL-IA[eric.shepard@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Matthew_Quinn@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-02T11:23:00-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/4/18 @ 3 PM) DOD #2 - DEFENSE Draft Bill on National Defense Authorization Act for FY 2019 (Tranche 7)
Received: 2018-04-02T11:23:43-04:00
note to reviewers defense auth (Tranche 7).docx
Proposals Included in 7th Tranche to OMB (3-21-18) (1).xlsx
Improved Management and Greater Transparency in the Use of Public Lands for Military Purposes 263(2).docx
Indian Incentive Program Rebate Flexibility 056(2).docx

DEADLINE: WEDNESDAY, APRIL 4, 2018 @ 3 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 2, 2018

To: Legislative Liaison

From: Matt Quinn (208-3146)

Contact: Joe Nevils (208-4580)

Subject: DOD #2 - DEFENSE Draft Bill on National Defense Authorization Act for FY 2019 (Tranche 7)

This referral contains several attachments. The first attachment is a note to reviewers. The second attachment is an excel spreadsheet which provides the number, title, and a brief synopsis of DoD proposals, to assist you in identifying proposals of potential interest. There are also 2 legislative proposals attached, further described in the note to reviewers.

By the deadline above, please provide any comments or your clearance, as appropriate. If cleared, the DoD intends to include these as provisions in their proposed National Defense Authorization Act for FY 2019.

You may not have any provisions of interest in this batch; however, your office is being included in this circulation to make you aware of the ongoing FY 2019 National Defense Authorization Act proposal review process.

Please send agency comments or respond with a "no comment" to Matthew Quinn@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 4

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Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; ES[kerry_rodgers@ios.doi.gov]; ES[juliette_lillie@ios.doi.gov]; ES[Megan_Apgar@ios.doi.gov]; ES[Robert_Howarth@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicek@ios.doi.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Pamela_Barkin@ios.doi.gov]; OCL Office[Chris_Salotti@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-02T17:12:40-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/4/18 @ 2 PM) HRG #143 - OMB Oversight Testimony 4/12/18 Re: Examining the Office of Information and Regulatory Affairs' Role in Reviewing Agency Rulemaking
Received: 2018-04-02T17:13:44-04:00
SS113--OIRA Rulemaking Testimony DRAFT.docx

DEADLINE: WEDNESDAY, APRIL 4, 2018 @ 2 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 2, 2018

To: Legislative Liaison

From: Pam Barkin (501-2563)

Contact: Joe Nevils (208-4580)

Subject: HRG #143 - OMB Oversight Testimony 4/12/18
Re: Examining the Office of Information and Regulatory Affairs' Role in Reviewing Agency Rulemaking

Attached please find 5-page draft testimony from OMB (Rao) for a Thursday, April 12th hearing entitled "Examining the Office of Information and Regulatory Affairs' Role in Reviewing Agency Rulemaking" before the HSGAC subcommittee on Regulatory Affairs and Federal Management. Among other things, the draft testimony

discusses regulatory reform and Executive Orders 13771 and 13777; guidance and the rule of law; and the Department of Treasury and Executive Order 13789.

Please review the draft testimony and respond by the deadline.

Please send agency comments or respond with a "no comment" to Pamela Barkin@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

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Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
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To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrianne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; OEPC[michaela_noble@ios.doi.gov]; OEPC[bryan_arroyo@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; William Dove[william_dove@ios.doi.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[jcmoran@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Dominic_Maione@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-28T17:04:27-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/4/18 @ 11 AM) HRG #119 - TRANSPORTATION Oversight Testimony 2/15/18 Re: Oversight of Positive Train Control Implementation in the United States
Received: 2018-03-28T17:04:40-04:00
FRA Response - QFRs from House TI PTC Hearing 2-15-2018.docx
QFR Attachments.pdf

DEADLINE: WEDNESDAY, APRIL 4, 2018 @ 11 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 28, 2018

To: Legislative Liaison

From: Dominic Maione (208-4092)

Contact: Joe Nevils (208-4580)

Subject: HRG #119 - TRANSPORTATION Oversight Testimony 2/15/18
Re: Oversight of Positive Train Control Implementation in the United States

Attached for your review are DOT (FRA) responses to Question for the Record (QFRs) from a February 15, 2018, House Transportation & Infrastructure Committee hearing on positive train control implementation in the United States.

Please review the 23-page QFRs and send any comments by the

deadline above.

Please send agency comments or respond with a "no comment" to Dominic Maione@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 2

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Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[Dominic_Maione@ios.doi.gov]; OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; CIO[Sylvia_Burns@ios.doi.gov]; CIO[michael_schievelbein@ios.doi.gov]; CIO[kevin_schmitt@ios.doi.gov]; CIO[cynthia_figuerola-lugaro@ios.doi.gov]; CIO[bruce_downs@ios.doi.gov]; CIO[marian_thomas@ios.doi.gov]; CIO[oluwatimi_abimbola@ios.doi.gov]; CIO[june_hartley@ios.doi.gov]; CIO[Lawrence_Ruffin@ios.doi.gov]; CIO[andrew_havely@ios.doi.gov]; CIO[teri_barnett@ios.doi.gov]; CIO[kenneth_klinner@ios.doi.gov]; CIO[matthew_costello@ibc.doi.gov]; CIO[malika_peters@ibc.doi.gov]; CIO[deborah_hartley@ios.doi.gov]; CIO[ngoc_thuy_barnett@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicek@ios.doi.gov]; BOR[MMAUCIERI@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[ksabo@usbr.gov]; BOR[ctrent@usgs.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; OSM[tweis@osmre.gov]; OSM[msimpson@osmre.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; BOEM[edward.tilton@boem.gov]; BOEM[troy.ezell@boem.gov]; BOEM[Lee.Tilton@boem.gov]; BOEM[mitchell.hoskins@boem.gov]; BSEE[Julie.Fleming@bsee.gov]; BSEE[ryan.underwood@bsee.gov]; BSEE[melissa.whitlock@bsee.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Pamela_Barkin@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-28T17:18:39-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/4/18 @ 10 AM) HRG #132 - TRANSPORTATION Questions for the Record from 3/14/18 Hearing Re: Rebuilding Infrastructure in America: Administration Perspectives
Received: 2018-03-28T17:18:56-04:00
Secretary Chao EPW QFRs 3.28.2018 revised.docx

DEADLINE: WEDNESDAY, APRIL 4, 2018 @ 10 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 28, 2018

To: Legislative Liaison

From: Pam Barkin (501-2563)

Contact: Joe Nevils (208-4580)

Subject: HRG #132 - TRANSPORTATION Questions for the Record from 3/14/18 Hearing
Re: Rebuilding Infrastructure in America: Administration Perspectives

Attached for your review are DOT Secretary Chao) responses to Questions for the Record from a hearing on March 14 before the Senate Commerce, Science, and Transportation Committee titled "The Administration's Framework for Rebuilding Infrastructure in America."

Pleas review the 33-page QFRs and send any comments by the deadline above.

Please send agency comments or respond with a "no comment" to Pamela Barkin@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

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Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; SIWRO[Pamela_Williams@ios.doi.gov]; SIWRO[Omero_martinez@ios.doi.gov]; SIWRO[martin_vongnechten@ios.doi.gov]; SIWRO[tracy_goodluck@ios.doi.gov]; NISC[hilary_smith@ios.doi.gov]; NISC[jamie_reaser@ios.doi.gov]; NISC[stas_burgiel@ios.doi.gov]; NISC[jhoset_burgosrodriguez@ios.doi.gov]; NISC[stanley_burgiel@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[Dominic_Maione@ios.doi.gov]; OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; OEPC[michaela_noble@ios.doi.gov]; OEPC[bryan_arroyo@ios.doi.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[angela_gustavson@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[marian_howe@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicsek@ios.doi.gov]; BOR[MMAUCIERI@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[ksabo@usbr.gov]; BOR[ctrent@usgs.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-WR[keith.saxe@sol.doi.gov]; SOL-WR[scott.bergstrom@sol.doi.gov]; SOL-WR[carter.brown@sol.doi.gov]; SOL-PW[Kathleen.Aiken@sol.doi.gov]; SOL-PW[Carolyn.Burch@sol.doi.gov]; SOL-PW[peg.romanik@sol.doi.gov]; SOL-PW[louise.milkman@sol.doi.gov]
Cc: OCL Office[Joshua_Mahan@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-22T15:37:53-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/3/18 @ 11 AM) INTERIOR (A/S-WS) Questions for the Record from 2/28/18 Hearing Re: S. 1556, S. 2074 and S. 2166
Received: 2018-03-22T15:38:51-04:00
QFRs submitted to Mr. Mikkelsen from the 2-28-18 SENR Cmte WP Subcmte Hrg.Dept review.docx

DEADLINE: TUESDAY, APRIL 3, 2018 @ 11 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 22, 2018

To: Legislative Liaison

From: Josh Mahan (208-6340)

Contact: Joe Nevils (208-4580)

**Subject: INTERIOR (A/S-WS) Questions for the Record from 2/28/18 Hearing
Re: S. 1556, S. 2074 and S. 2166**

**Please send agency comments or respond with a "no comment" to
Joshua Mahan@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.**

Attachment(s): 1

--

Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrianne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; DAS-PRE[harry_humbert@ios.doi.gov]; DAS-PRE[mark_bathrick@ios.doi.gov]; DAS-PRE[lisa_a_branum@ios.doi.gov]; DAS-PRE[brent_range@ios.doi.gov]; DAS-PRE[darren_cruzan@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Matthew_Quinn@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-26T16:19:16-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/2/18 @ 12 PM) HRG #100 - HHS/SAMHSA Questions for the Record from 12/13/17 Hearing Re: Implementation of the 21st Century Cures Act: Responding to Mental Health Needs
Received: 2018-03-26T16:19:37-04:00
HWM133 - SAMHSA QFRs mental health.docx

DEADLINE: MONDAY, APRIL 2, 2018 @ 12 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 26, 2018
To: Legislative Liaison
From: Matt Quinn (208-3146)
Contact: Joe Nevils (208-4580)
Subject: HRG #100 - HHS/SAMHSA Questions for the Record from 12/13/17
Hearing Re: Implementation of the 21st Century Cures Act: Responding to Mental Health Needs

Attached please find draft QFRs from SAMHSA from a December 13 hearing before the Senate Health, Education, Labor, and Pensions Committee entitled "Implementation of the 21st Century Cures Act: Responding to Mental Health Needs."

The 10-page QFRs discuss self-inflicted injury; programs for Native youth; programs for people with serious mental illness; the behavioral health workforce; support for pregnant and parenting women with substance abuse disorders; neonatal abstinence syndrome; mental and behavioral health at higher education institutions; treating individuals with substance abuse disorders in the criminal justice system (including intersections with

Medicaid); integrating mental and behavioral health through primary care; evaluating programs; and the Community Mental Health Block Grant.

Please review the draft QFRs and respond by the deadline.

Please send agency comments or respond with a "no comment" to Matthew Quinn@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

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Joseph Nevils

Legislative Assistant

Department of the Interior
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(202) 208-4580 (O)
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To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; NISC[hilary_smith@ios.doi.gov]; NISC[jamie_reaser@ios.doi.gov]; NISC[stas_burgiel@ios.doi.gov]; NISC[jhoset_burgosrodriguez@ios.doi.gov]; NISC[stanley_burgiel@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; POB[adrianne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; OEPC[michaela_noble@ios.doi.gov]; OEPC[bryan_arroyo@ios.doi.gov]; DAS-PRE[harry_humbert@ios.doi.gov]; DAS-PRE[mark_bathrick@ios.doi.gov]; DAS-PRE[lisa_a_branum@ios.doi.gov]; DAS-PRE[brent_range@ios.doi.gov]; DAS-PRE[darren_cruzan@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-IA[Eugenia.Tyner-Dawson@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[angela_gustavson@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[marian_howe@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; NPS[Susan_Farinelli@nps.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Joshua_Mahan@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-06T10:39:38-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/16/18 @ 12 PM) MISC #102 - TRANSPORTATION Draft Bill on Maritime Administration (MARAD) Authorization Proposal for Fiscal Year 2019
Received: 2018-04-06T10:39:49-04:00
2018-04-02-MARAD FY19 Auth Transmittal Letters.docx
2018-04-02-MARAD Authorization-FY19.docx

DEADLINE: MONDAY, APRIL 16, 2018 @ 12 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 6, 2018

To: Legislative Liaison

From: Josh Mahan (208-6340)

Contact: Joe Nevils (208-4580)

Subject: MISC #102 - TRANSPORTATION Draft Bill on Maritime Administration (MARAD) Authorization Proposal for Fiscal Year 2019

Attached for your review is a Maritime Administration (MARAD)

authorization proposal for Fiscal Year 19. Each section of the draft proposal is followed by an analysis and a comparative type, indicating any changes to current law.

Draft transmittal letters are also attached.

NOTE TO REVIEWERS: The Maritime Administration has provided shipping vessels to support recovery efforts following recent (2017) hurricanes.

Please review the package and send any comments by the deadline above.

Please send agency comments or respond with a "no comment" to Joshua Mahan@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 2

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Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicek@ios.doi.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; William Dove[william_dove@ios.doi.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Joshua_Mahan@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-06T14:48:56-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/13/18 @ 11 AM) H.R. 3086 - OMB Request for Views Re: Space Weather Research and Forecasting Act
Received: 2018-04-06T14:49:06-04:00
HR 3086.pdf

DEADLINE: FRIDAY, APRIL 13, 2018 @ 11 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 6, 2018
To: Legislative Liaison
From: Josh Mahan (208-6340)
Contact: Joe Nevils (208-4580)
Subject: H.R. 3086 - OMB Request for Views
Re: Space Weather Research and Forecasting Act

Please respond by noon the deadline above. If we have not heard from you by the deadline. we will proceed on the basis that you have no comment.

Note to reviewers: Please advise if you would object to House passage of HR 3086. Also, please identify objectionable provisions.

Here is a link to the text: <https://www.congress.gov/115/bills/hr3086/BILLS-115hr3086ih.pdf>

The House Science Cttee may schedule a hearing on space weather later in April.

**Please send agency comments or respond with a "no comment" to
Joshua Mahan@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.**

Attachment(s): 1

--

Joseph Nevils

Legislative Assistant

Department of the Interior

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(202) 208-4580 (O)

(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; OS/AK[lesia_monson@ios.doi.gov]; OS/AK[stephen_wackowski@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; OWFC[Peter_D_Teensma@ios.doi.gov]; OWFC[genevieve_giaccardo@ios.doi.gov]; OWFC[erin_horsburgh@ios.doi.gov]; OWFC[craig_leff@ios.doi.gov]; OWFC[sarah_swanson@ios.doi.gov]; OWFC[peter_teensma@ios.doi.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicsek@ios.doi.gov]; USGS[jjester@usgs.gov]; USGS[cong_liaison@usgs.gov]; BOR[ctrent@usgs.gov]; BOR[ksabo@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[MMAUCIERI@usbr.gov]; William Dove[william_dove@ios.doi.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[jcmoran@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[Joshua_Mahan@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-06T14:36:04-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/12/18 @ 10 AM) MISC #103 - NASA Report on Aeronautics and Space Report of the President, FY 2017
Received: 2018-04-06T14:36:25-04:00
FY 2017 Pres Report DRAFT.PDF

DEADLINE: THURSDAY, APRIL 12, 2018 @ 10 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 6, 2018

To: Legislative Liaison

From: Josh Mahan (208-6340)

Contact: Joe Nevils (208-4580)

Subject: MISC #103 - NASA Report on Aeronautics and Space Report of the President, FY 2017

Please provide signoff/specific changes by the deadline above. If we

have not heard from you by the deadline, we will proceed on the basis that you have no comment.

NOTE TO VIEWERS:

Report discusses Interior on page 113
USGS - page 113
FWS - page 126
NPS - page 132
BOR = 117 and 139
BLM - page 137

Please send agency comments or respond with a "no comment" to Joshua Mahan@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

--

Joseph Nevils

Legislative Assistant

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To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[angela_gustavson@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[alyssa_hausman@fws.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; BOEM[mitchell.hoskins@boem.gov]; BOEM[Lee.Tilton@boem.gov]; BOEM[troy.ezell@boem.gov]; BOEM[edward.tilton@boem.gov]; BSEE[Julie.Fleming@bsee.gov]; BSEE[ryan.underwood@bsee.gov]; BSEE[melissa.whitlock@bsee.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-MR[Thomas.Bovard@sol.doi.gov]; SOL-MR[Faye.Johnson@sol.doi.gov]; SOL-MR[DANIEL.KILDUFF@sol.doi.gov]; SOL-MR[PHYLLIS.LESLIE@sol.doi.gov]; SOL-MR[richard.mcneer@sol.doi.gov]; SOL-MR[tom.bovard@sol.doi.gov]
Cc: OCL Office[Dominic_Maione@ios.doi.gov]; OCL Office[Chris_Salotti@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-04-04T17:41:43-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 4/10/18 @ 10 AM) HRG #141 - REVISED COMMERCE Oversight Testimony (4/ /18) Re: The Marine Mammal Protection Act
Received: 2018-04-04T17:41:51-04:00
Revised NOAA MMPA Hearing Testimony.docx
REDLINE Revised NOAA MMPA Hearing Testimony.docx

DEADLINE: TUESDAY, APRIL 10, 2018 @ 10 AM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: April 4, 2018

To: Legislative Liaison

From: Dominic Maione (208-4092)

Contact: Joe Nevils (208-4580)

Subject: HRG #141 - REVISED COMMERCE Oversight Testimony (4/ /18)
Re: The Marine Mammal Protection Act

Please reply by the deadline above. If we have not heard from you by

the deadline we will proceed on the basis that you have no comment.

Note to reviewers: Attached are redline and clean versions of Commerce testimony for a hearing to be rescheduled on the MMPA before the Senate Commerce Cttee.

Please focus on the new recommendations for legislative changes on pages 8 and 9.

Please provide signoff/specific changes (on the clean version) by the deadline above.

Please send agency comments or respond with a "no comment" to Dominic Maione@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 2

--

Joseph Nevils

Legislative Assistant

Department of the Interior

1849 C St, NW 20240

(202) 208-4580 (O)

(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; ES[Robert_Howarth@ios.doi.gov]; ES[Megan_Apgar@ios.doi.gov]; ES[juliette_lillie@ios.doi.gov]; ES[kerry_rodgers@ios.doi.gov]; OIG[Lori_Vassar@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[nancy_dipaolo@doioig.gov]; OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[taylor_pool@fws.gov]; NPS[Sarah_Gamble@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Melissa_Kuckro@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicek@ios.doi.gov]; BOR[ctrent@usgs.gov]; BOR[ksabo@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[MMAUCIERI@usbr.gov]; USGS[cong_liaison@usgs.gov]; USGS[jjester@usgs.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; OSM[msimpson@osmre.gov]; OSM[tweis@osmre.gov]; BSEE[melissa.whitlock@bsee.gov]; BSEE[ryan.underwood@bsee.gov]; BSEE[Julie.Fleming@bsee.gov]; BOEM[edward.tilton@boem.gov]; BOEM[troy.ezell@boem.gov]; BOEM[Lee.Tilton@boem.gov]; BOEM[mitchell.hoskins@boem.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Pamela_Barkin@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-20T16:02:43-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 3/27/18 @ 3 PM) H.R. 2846 - OMB Request for Views Re: Federal Agency Customer Experience Act of 2017
Received: 2018-03-20T16:03:44-04:00
[HR2846 - Additional Amendment.pdf](#)
[HR2846 - Reported AINS.pdf](#)

DEADLINE: TUESDAY, MARCH 27, 2018 @ 3 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 20, 2018

To: Legislative Liaison

From: Pam Barkin (501-2563)

Contact: Joe Nevils (208-4580)

Subject: H.R. 2846 - OMB Request for Views
Re: Federal Agency Customer Experience Act of 2017

Attached for your review please find the 10-page text of HR 2846, the Federal Agency Customer Experience (FACE) Act, as reported by the House Oversight and Government Reform Committee late last week. Also attached is a brief additional amendment that will be inserted at the end of the reported bill. As reported, the bill requires certain agencies to collect customer feedback, requires OMB to develop standardized questions to be used in such collections, and provides for reporting of such feedback.

HR 2846 is similar in many ways to S 1088. However, the House bill differs from its Senate companion in several respects, including definitions, application of the Paperwork Reduction Act, selection of covered agencies, and more.

Please provide your views on HR 2846 by the deadline above.

Please send agency comments or respond with a "no comment" to [Pamela Barkin@ios.doi.gov](mailto:Pamela_Barkin@ios.doi.gov) and [Joseph Nevils@ios.doi.gov](mailto:Joseph_Nevils@ios.doi.gov) by the deadline above.

Attachment(s): 2

--

Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; ES[Robert_Howarth@ios.doi.gov]; ES[Megan_Apgar@ios.doi.gov]; ES[juliette_lillie@ios.doi.gov]; ES[kerry_rodgers@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[Chris_Salotti@ios.doi.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrienne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; CIO[Sylvia_Burns@ios.doi.gov]; CIO[michael_schievelbein@ios.doi.gov]; CIO[kevin_schmitt@ios.doi.gov]; CIO[cynthia_figuerola-lugaro@ios.doi.gov]; CIO[bruce_downs@ios.doi.gov]; CIO[marian_thomas@ios.doi.gov]; CIO[oluwatrotimi_abimbola@ios.doi.gov]; CIO[june_hartley@ios.doi.gov]; CIO[Lawrence_Ruffin@ios.doi.gov]; CIO[andrew_havely@ios.doi.gov]; CIO[teri_barnett@ios.doi.gov]; CIO[kenneth_klinner@ios.doi.gov]; CIO[matthew_costello@ibc.doi.gov]; CIO[malika_peters@ibc.doi.gov]; CIO[deborah_hartley@ios.doi.gov]; CIO[ngoc_thuy_barnett@ios.doi.gov]; A/S-IN[nikolao_pula@ios.doi.gov]; A/S-IN[basil_ottley@ios.doi.gov]; A/S-IA[Liberty.Metcalf@bia.gov]; A/S-IA[Darren.Pete@bia.gov]; A/S-IA[Karen.Frazier@bia.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[marian_howe@fws.gov]; FWS[taylor_pool@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[angela_gustavson@fws.gov]; NPS[Melissa_Kuckro@nps.gov]; NPS[Susan_Farinelli@nps.gov]; NPS[Sarah_Gamble@nps.gov]; A/S-WS[kerry_rae@ios.doi.gov]; A/S-WS[andrea_travnicek@ios.doi.gov]; BOR[MMAUCIERI@usbr.gov]; BOR[RWolf@usbr.gov]; BOR[ksabo@usbr.gov]; BOR[ctrent@usgs.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; OSM[msimpson@osmre.gov]; OSM[tweis@osmre.gov]; BLM[mareid@blm.gov]; BLM[wholmes@blm.gov]; BLM[mgins@blm.gov]; BLM[jralston@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[William_E_Holmes@blm.gov]; BOEM[mitchell.hoskins@boem.gov]; BOEM[Lee.Tilton@boem.gov]; BOEM[troy.ezell@boem.gov]; BOEM[edward.tilton@boem.gov]; BSEE[Julie.Fleming@bsee.gov]; BSEE[ryan.underwood@bsee.gov]; BSEE[melissa.whitlock@bsee.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]
Cc: OCL Office[Pamela_Barkin@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-20T16:19:24-04:00
Importance: Normal
Subject: LEGISLATIVE REFERRAL: (DUE 3/23/18 @ 5 PM) H.R. 50 - OMB Request for Views Re: Unfunded Mandates Information and Transparency Act of 2017
Received: 2018-03-20T16:27:34-04:00
[AMENDMENT-FOXX-115hr-50-CBO.pdf](#)
[BILLS-115HR50ih-UnfundedMandatesInfoandTransparencyAct.pdf](#)

DEADLINE: FRIDAY, MARCH 23, 2018 @ 5 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 20, 2018

To: Legislative Liaison

From: Pam Barkin (501-2563)
Contact: Joe Nevils (208-4580)
Subject: H.R. 50 - OMB Request for Views
Re: Unfunded Mandates Information and Transparency Act of 2017

Attached please find the text of H.R. 50, the Unfunded Mandates Information and Transparency Act of 2107, as well as a 1-page Foxx Amendment, which were ordered reported by HOCR on March 15, 2017. Among other things, the bill would amend the Congressional Budget Act of 1974 and the Unfunded Mandates Reform Act of 1995.

Please review the bill and respond with your views by the deadline.

Please send agency comments or respond with a "no comment" to Pamela Barkin@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 2

--

Joseph Nevils
Legislative Assistant

Department of the Interior
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(202) 208-7619 (F)

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-29T15:31:48-04:00
Importance: Normal
Subject: LCV v. Trump Docs
Received: 2018-03-29T15:32:03-04:00
45 Order denying motions to dismiss.pdf
LCV motion to dismiss.pdf

See attached court opinion and out motion, per your comments in the report draft.
Let me know if you have questions.

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: Olivia Ferriter[olivia_ferriter@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: Cameron, Scott
Sent: 2018-03-23T18:17:13-04:00
Importance: Normal
Subject: Latest iteration of Unified Regions Reprogramming letter
Received: 2018-03-23T18:18:01-04:00
2018 03 22 DOI Common Regions Letter to Interior Approps Subcommittee sjc edits.docx

All,

Here is a soft copy of what I handed to David a few minutes ago. The goal of this version was to try to provide as much detail as currently possible to comply as fully as possible with the latest reprogramming language.

I understand the Secretary wants to wait to send the letter until after his first appropriations committee hearing in April. So we have plenty of time to make further revisions. I am happy to receive your edits.

Thanks,

Scott

Scott J. Cameron

Acting Assistant Secretary for Policy, Management and Budget

Office of the Secretary of the Interior

Desk 202 208 4242

Cell 202 706 9031

To: deputy_secretary@ios.doi.gov[deputy_secretary@ios.doi.gov];
david_bernhardt@ios.doi.gov[david_bernhardt@ios.doi.gov];
todd_willens@ios.doi.gov[todd_willens@ios.doi.gov];
joseph_balash@ios.doi.gov[joseph_balash@ios.doi.gov];
katharine_macgregor@ios.doi.gov[katharine_macgregor@ios.doi.gov];
casey_hammond@ios.doi.gov[casey_hammond@ios.doi.gov];
jason_larrabee@ios.doi.gov[jason_larrabee@ios.doi.gov];
aurelia_skipwith@ios.doi.gov[aurelia_skipwith@ios.doi.gov];
greg_sheehan@fws.gov[greg_sheehan@fws.gov]; bsteed@blm.gov[bsteed@blm.gov];
Kathleen_benedetto@blm.gov[Kathleen_benedetto@blm.gov]
Cc: militoe@api.org[militoe@api.org]; 'Bruce Thompson
(bthompson@axpc.us)'[bthompson@axpc.us]; Dan Naatz[dnaatz@ipaa.org]; Andrew
Casper[Andrew.Casper@COGA.org]; Alan Olson[Alan@montanapetroleum.org]; Kari
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mruckel@txoga.org[mruckel@txoga.org]; Peggy Trenk[ptrenk@tsria.net]
From: Tripp Parks
Sent: 2018-03-27T18:04:12-04:00
Importance: Normal
Subject: Joint Trades Letter on Interior Mitigation Policies
Received: 2018-03-27T18:05:12-04:00
Joint Trades Letter re Mitigation Policies 3.27.18.pdf

Good afternoon all,

On behalf of the organizations listed below, I want to share the attached letter on the Department of the Interior's mitigation policies. The letter was submitted through *regulations.gov* in response to the *Federal Register* notice on DOI Regulatory Reform. We greatly appreciate your continued efforts on this important topic, and we're happy to answer any questions you may have.

Signatories:

Western Energy Alliance
American Petroleum Institute
American Exploration & Production Council
Independent Petroleum Association of America
Colorado Oil & Gas Association
Montana Petroleum Association
North Dakota Petroleum Council
Petroleum Association of Wyoming
Texas Oil and Gas Association
Treasure State Resources Association of Montana

Thank you,

Tripp Parks
Manager of Government Affairs
Western Energy Alliance
Main: 303-623-0987
Direct: 303-501-1061
tparks@westernenergyalliance.org

To: Dan Jorjani[daniel.jorjani@sol.doi.gov]
From: David Bernhardt
Sent: 2018-03-28T06:11:03-04:00
Importance: Normal
Subject: I want a briefing on our vulnerability next week
Received: 2018-03-28T06:11:05-04:00

Lawsuit Demands Protections For Eight California Rivers.

The Palm Springs (CA) Desert Sun(3/27, James) reports that a conservation group is suing the Trump Administration “to demand officials present plans to protect California rivers and streams that Congress designated years ago as ‘wild and scenic’ rivers.” The Center for Biological Diversity “filed the lawsuit in federal court on Tuesday” against the U.S. Bureau of Land Management and U.S. Forest Service “ focusing on eight rivers in Southern California and accusing the federal government of failing to develop management plans to protect them.” The group “pointed out that those plans were supposed to have been completed within three years for each of the rivers.”

Additional coverage was provided by Law360 (3/27, Powell).
Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Willens, Todd[todd_willens@ios.doi.gov]; Wynn, Todd[todd_wynn@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Tanner, John[john_tanner@ios.doi.gov]; Amanda Kaster[amanda_kaster@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; William Dove[william_dove@ios.doi.gov]
From: Swift, Heather
Sent: 2018-03-30T13:17:47-04:00
Importance: Normal
Subject: great great read - WSJ - In the Battle for the American West, the Cowboys Are Losing
Received: 2018-03-30T13:18:35-04:00

This is a very interesting article from the WSJ. He really gets the west and the boss. It's long but well-worth the read. I recommend reading it on the website because it has great photos. the login credentials are [REDACTED] nd [REDACTED]

WALL STREET JOURNAL

In the Battle for the American West, the Cowboys Are Losing

Federal lands west of the Rockies are now also home to more hikers and campers, and the competition is fierce

By Jim Carlton

MONITOR VALLEY, Nev. Wayne Hage saddled up to check on his cattle one morning last summer, but he didn't have to ride far. All his cows were confined to a private field near his ranch house, instead of roaming the Toquima and Monitor mountains, as herds have done for more than a century.

Federal officials have prodded Hage cattle off this lonesome stretch of central Nevada. They didn't use a lasso. The government corralled the cows through a series of court rulings and policy changes to limit grazing tactics applied broadly to ranchers across the West.

Now, the Hage cows are gone from that private pasture and the family ranch is in foreclosure.

"You can get on your horse and look like John Wayne out here, but live the most miserable life ever because you're dealing with lawyers all the time," said the 42-year-old Mr. Hage.

In the latest land war for the American West, the cowboys are losing.

Ranchers who rely on public land to raise their cattle say they have shrinking access to wide open spaces, grass and water because of an array of regulations. Over the last four decades, the number of cows grazing on public lands has dropped by nearly half.

In some cases, government officials curb grazing to protect natural resources from damage

caused by cattle, and create preserves for threatened species. In others, officials close land to ranchers to give more access to the public for hiking and other activities which fuel the fast-growing recreation industry.

As frustrations peaked, in extreme instances, some cowboys have taken up arms against the government for what they say are overly restrictive policies. Ranchers took over a National Wildlife Refuge in Oregon in 2016; before that, Nevada rancher Cliven Bundy mounted a standoff with federal officials.

President Donald Trump's Interior Secretary, Ryan Zinke — a Montana native who arrived at his first day of work in Washington, D.C. on horseback — says he empathizes with ranchers. The Trump administration plans to lessen some restrictions on public lands that could restore access for ranchers.

Ranching “is a tradition worth protecting,” Mr. Zinke said in an interview.

Even those who support Mr. Zinke fear the recent moves aren't enough to reverse the long decline of an American tradition gaining momentum as more cowboys quit.

Since 1979, when the environmental movement kicked into gear, the number of ranchers permitted on Bureau of Land Management-owned lands fell from about 22,000 with 12 million permitted livestock, mostly cows, to 18,000 ranchers with about seven million livestock, according to the most recent government estimates, from 2016.

The number of ranchers and cows on public lands continued to drop even as cattle prices stabilized and rose.

Environmental groups opposed to this type of grazing are glad to see ranching decline on public lands. They say Western ranchers have long taken advantage of a system that gave them access to publicly owned land at cut-rate prices. Over the years, critics have called the practice “welfare ranching.”

The Bureau of Land Management and U.S. Forest Service, arms of the federal government that handle grazing contracts, charge a 2018 monthly grazing fee of \$1.41 per head, compared with up to \$20 on private land.

The fees don't include fences, stock ponds and other grazing infrastructure ranchers say they are often required to maintain.

Environmentalists say the animals trample vegetation and foul streams, marring public land that belongs to all Americans.

“Livestock grazing is like a slow death of the land and wildlife by cancer,” said Erik Molvar, executive director of Western Watersheds Project, an anti-grazing group based in Hailey, Idaho. “It's easy to get wrapped up in the nostalgia of a few generations of ranching, but really it's a pretty recent kind of way to make a living.”

America's Western plains and valleys were once endless pastures for ranchers, the backdrop of an industry wrapped in romance and mythology. But many small ranchers never owned most of the land where their cattle grazed.

Under a setup formalized over the past century, they struck deals with the government to pay for access to federally owned land to feed their herds. The percentage of land owned by the federal government varies widely among states, with Western states near the top.

In Nevada, the federal government owns 79.6% of the state, according to a 2015 Congressional Research Service report. By comparison, the federal government owns 1.8% of Texas.

The system meant ranchers could run herds over huge tracts of public land and didn't have to pay to buy and ship as much feed. When one field was partially consumed, they would simply move on.

The government decided how many cows could graze on public land, and how much they could consume down to the number of inches on a blade of grass. Still, the deals allowed small ranchers to survive, even as the cattle industry consolidated into giant operations.

The number of cattle nationally, most of it on private land, is about 95 million, up only slightly from 60 years ago. About a 10th of the nation's beef cows spend some time grazing on public lands, according to estimates by the Public Lands Council, a trade group for public-lands ranchers. Some environmentalists say the number is far lower.

Competition from private ranching operations and years of severe drought in the West are major pressures on small public-lands ranchers. Ranchers say they also face a threat from government restrictions.

"It is the lack of flexibility by the federal government that is 50% why the ranchers go out of business," said J.J. Goicoechea, Nevada's state veterinarian and a fourth-generation cattle rancher from Eureka, Nev. "I just hope to hell my daughters can continue doing this."

Ron Cerri, whose 400 cows roam over 70,000 acres of federal public lands in northern Nevada, said he and other ranchers spent 15 years appealing a proposal by forest managers to restrict the amount of plants a cow could eat, such as from 50% to 25% of a stalk of grass.

After they paid up to \$500,000 in legal and consulting fees, he said, the ranchers won an administrative appeal within the agency to redo the forage rules in a way they hope will be less restrictive.

"Whenever we deal with [federal agencies], we give up something," Mr. Cerri, 64, said while he and other cowboys took a lunch break from branding calves.

Lyman Youngberg, a Nevada rancher, threw in the towel two years ago. Mr. Youngberg, 79, said he decided to sell a ranch he bought in 1993 rather than pass it down to his adult children.

“I was getting wore out from all the BS from these agencies,” said Mr. Youngberg, nursing a beer in the Say When Casino in McDermitt, Nev.

Conflicts over grazing are rooted in the way the West was settled. The federal government offered homesteading stakes, as well as rights to resources including water. With beef prices high after the Civil War, many homesteaders turned to ranching.

The government kept most of the land, creating a setup where residents could live on private property but go into public areas for work.

Congress passed tougher environmental laws in the 1970s. Presidents and Congress set aside large areas in National Parks and Monuments to preserve land for future generations. In more recent years, administrations have tightened access and restrictions on ranchers.

“They are sharing the land in more ways than they did in the 50s,” said Eric Herzik, professor of political science at the University of Nevada, Reno. “They feel it’s over-regulated and that they should own the land, but they don’t own the land.”

From his ranch in Nevada, Mr. Hage has seen decades of change, a saga continuing through today. He came here as a child in 1978, when his late father, Wayne Hage, moved the family from a California ranch to one nestled in a high desert valley between two mountain ranges, about halfway between Las Vegas and Reno.

The family’s Pine Creek Ranch was 7,000 private acres, with nearly year-round access to 750,000 more on national forest and other public lands.

Under a 10-year grazing contract, the elder Mr. Hage and his then wife, Jean, paid between \$29,099 and \$49,792 in fees annually to the federal agencies.

“Dad had talked about these open-range ranches where all the work is done on horseback,” said Ramona Hage Morrison, the elder Mr. Hage’s daughter. “It was a dream for my mom and dad as a place to raise their children.”

The Hages’ 2,000 cows grazed on a sage-covered valley framed by mountains rising nearly a mile into the sky. The Hages and other hands would spend their days checking up on cattle and mending fence posts.

“Believe me there is nothing more free feeling than when you saddle up a great big powerful horse in the morning, and you turn him loose and you’ve got the entire country that you can go on and at your beck and call,” said the younger Mr. Hage, wearing a Stetson as he sat in a corral.

The government’s legal feud with the Hages began years ago when federal managers of the Humboldt-Toiyabe National Forest said the family’s herd was straying into unauthorized areas on public land.

The government also accused the Hages of failing to maintain hundreds of miles of livestock control fences in the backcountry.

The Hages blamed a reintroduction of elk in the area for breaking the fences. The family said the government forced them to graze cattle in areas with less grass, instead of lush, restricted fields.

In one summer grazing season in 1983, forest officials sent 40 certified notices of violations and made 70 visits to the ranch to hand deliver more — including one for a missing fence staple, according to court records. A rider had to travel by horseback 20 miles round-trip to replace the staple, according to the documents.

In 1990, rangers threatened to impound the Hages' cattle for repeated encroachments into a newly designated no-grazing zone. The elder Mr. Hage argued it was too hard to police cows from crossing from a permitted area because there was no

fence along a 25-mile boundary.

Soon after, forest officials impounded about 100 of the Hages' cattle and sold them after they repeatedly entered a restricted area. Under grazing regulations, federal officials can impound livestock that damages public lands.

The younger Mr. Hage, then 16, remembers his dad rounding up all 2,000 of his cows before the government could impound any more.

The Hages filed suit with the U.S. Court of Federal Claims in Washington, D.C., in 1991, alleging their rights to water and grazing land had been taken, and demanding compensation.

In court documents, the government argued in part that the Hages failed to seek proper permits, and that their cows had access to water. In 1991, the government canceled the Hages' grazing permit.

Gloria Flora, who was the U.S. Forest Service supervisor in Nevada in the late 1990s, said the fundamental problem for the Hages and other ranchers there has been the state's aridness.

"It's not grazing land; that's the whole problem," said Ms. Flora, who left the agency in 1999 and now runs an environmental nonprofit in eastern Washington. "The rangelands are in dry areas where it's almost impossible to graze cattle and not trample the grass — especially when you only have a few places that have water."

In 2002, U.S. Court of Federal Claims Judge Loren Smith delivered an initial ruling that the family did have water and grazing rights to the land. The Hages began grazing cows on the public range again — despite not having permits, after concluding they needed to prevent abandonment of their water rights.

Amid the court battles, the elder Mr. Hage's first wife, Jean, died from a stroke at age 54. Her

husband died 10 years later in 2006 at age 69 from bone cancer, as he awaited a final ruling on the case.

The stress of the fight “cost my sister her life and Wayne most definitely his life,” said Herb Nichols, an investment banker from Reno and Mrs. Hage’s brother.

The younger Mr. Hage took on his parents’ ranch, and court battle.

The next year, in 2007, the government filed a trespassing suit against him and his parents’ estate in U.S. District Court in Reno.

In 2010, the Hages scored a major victory: Judge Smith of the U.S. Court of Federal Claims in Washington awarded the family \$14 million after agreeing their rights to water and grazing had been wrongly rescinded by the government under the terms of their lease deal.

The government appealed. Two years later, in 2012, an appeals court overturned the Hages’ \$14 million award.

A judge in the government’s trespassing case against the family found the Hages guilty in February of last year, and ordered them to clear the cows off the public land, and pay a fine of \$580,000. That ruling is on appeal.

Meanwhile, the Hages appealed the water and grazing rights case to the U.S. Supreme Court. The court declined to hear a final procedural challenge in November.

That triggered foreclosure proceedings on the ranch’s \$2 million loan. The family is packing up and leaving the ranch. Mr. Hage has moved his cows to leased pastures in another part of the state.

By the end of April, he plans to vacate the single-story ranch house — one of only two in a 25-mile long valley — that he shares with his wife, Yelena, and their two young sons and daughter.

Mr. Hage hasn’t decided where his family will go, but says his battle with the government is over.

“We don’t have the means to fight them anymore,” he said.

Write to Jim Carlton at jim.carlton@wsj.com

-

Heather Swift
Department of the Interior
@DOIPressSec
Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

To: David Bernhardt[David_Bernhardt@ios.doi.gov]
From: Bob Holmes
Sent: 2017-06-27T14:18:55-04:00
Importance: Normal
Subject: Grand River Band of Ottawa and Chippewa Indians
Received: 2017-06-28T05:44:49-04:00

David:

How are you? Hope all is well. Congrats on your new gig as Deputy Secretary!

As you may recall, I worked closely with you and Jim Cason during the Bush Administration on a number of issues with the Salt River Pima-Maricopa Indian Community (SRPMIC) in Arizona including the self-governance demonstration project.

I've been working pro-bono with the Grand River Band of Ottawa and Chippewa Indians (in western Michigan) on receiving federal reaffirmation (recognition) for a decade. They are the last treaty tribe east of the Mississippi and are "under OFA's 'active consideration'". Without getting into the details of the tribe itself, I had a process question. The tribe was supposed to have a decision more than a year ago, but it has been delayed. My question is: our next deadline for consideration is the end of July after 4 or 5 90-day extensions. Are you going to wait until you have an ASA for Indian Affairs before making that decision? Or would you affirm or deny without an ASA? I'm happy to discuss this with you at your convenience.

Thanks in advance for your time. Have a great day!

Bob

Bob Holmes
Partner
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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Moody, Aaron
Sent: 2018-04-02T17:32:30-04:00
Importance: Normal
Subject: got your msg
Received: 2018-04-02T17:33:32-04:00

I believe this issue came up when I was out; will follow up and set something up for us to discuss.

(and thanks for the heads-up on the out of office msg).

-Aaron

Aaron G. Moody
Acting Associate Solicitor - Division of Land Resources

Office of the Solicitor
U.S. Department of the Interior
202-208-3495 (o)
202-309-6928 (c)

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To: David Bernhardt[dwbernhardt@ios.doi.gov]; Willens, Todd[todd_willens@ios.doi.gov]; Susan Combs[susan_combs@ios.doi.gov]; Greg Sheehan[Greg_J_Sheehan@fws.gov]
Cc: Gina Shultz[Gina_Shultz@fws.gov]; Peg Romanik[Peg.Romanik@sol.doi.gov]
From: Frazer, Gary
Sent: 2018-04-05T14:34:47-04:00
Importance: Normal
Subject: FYI -- draft proposed ESA 4(d) rule has leaked
Received: 2018-04-05T20:40:50-04:00

The attached article from this afternoon's edition of Greenwire contains a link to our draft proposed 4(d) rule, which OMB distributed for interagency review yesterday. I've alerted our Public Affairs team. -- GDF

Gary Frazer
Assistant Director -- Ecological Services
U.S. Fish and Wildlife Service
(202) 208-4646

----- Forwarded message -----

From: **gary_frazer** <email_this@eenews.net>
Date: Thu, Apr 5, 2018 at 2:16 PM
Subject: [EXTERNAL] From Greenwire -- ENDANGERED SPECIES: Snake listing portends changes as proposed rule leaks
To: gary_frazer@fws.gov

This Greenwire story was sent to you by: gary_frazer@fws.gov

AN E&E NEWS PUBLICATION

ENDANGERED SPECIES

SNAKE LISTING PORTENDS CHANGES AS PROPOSED RULE LEAKS

Michael Doyle, E&E News reporter

Published: Thursday, April 5, 2018

|

The Fish and Wildlife Service named the Louisiana pine snake a threatened species.

The Fish and Wildlife Service today named the Louisiana pine snake a threatened species,

while limiting some protections in a way that could foreshadow future actions on other species.

Following years of study and back-and-forth, the agency concluded the large, nonvenomous snake native to Louisiana and Texas deserves listing under the Endangered Species Act. Without action now, officials warn, the snake's plight could worsen.

"The Louisiana pinesnake is likely to become endangered in the foreseeable future because the remaining populations are small, isolated, subject to ongoing natural and unnatural mortality pressure, and to date have not shown an observable, positive response to habitat restoration," the Fish and Wildlife Service stated.

The **threatened designation** takes effect 30 days after formal publication of the listing in tomorrow's *Federal Register*.

At the same time, the agency opted not to provide the threatened snake with quite the same protections it would have if designated as endangered.

Instead, officials crafted a rule that permits some "take" of the species in order to aid the prospects for its long-term survival. This is something the Fish and Wildlife Service might be doing more of in the future.

A **proposed rule** obtained today by E&E News explains that for future ESA listings of threatened species, the agency wants to end the long-standing blanket application of a ban on all takes.

The snake favors open-canopy forests with a lot of ground-cover plants that provide forage for the Baird's pocket gopher. The snakes eat the gophers and then confiscate their burrows for shelter. In the absence of fire or mechanical thinning, dense forests become less hospitable.

Private property owners, in turn, feared that they might be deterred from forest thinning if all taking of the Louisiana pine snake was absolutely prohibited. In response, FWS wrote a rule that allows for some potential short-term take of snake or habitat.

"The Service intends to strongly encourage the continuation and increased implementation of forest management activities — thinning, prescribed fire, and mid- and understory woody vegetation control in particular — that promote open canopy forest and herbaceous vegetation growth, which are beneficial to the Louisiana pinesnake," FWS stated.

The agency applied Section 4(d) of the ESA in preparing the protections for the Louisiana pine snake. The section gives the Interior secretary the "discretion to issue such regulations as he deems necessary and advisable to provide for the conservation of threatened species."

In 1978, FWS used this authority to extend to all threatened species the global prohibition on

take that applies to endangered species. This is called the "blanket 4(d) rule."

Take covers a wide range of actions, including those that "harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect" a protected species. This blanket 4(d) rule can be modified by a species-specific 4(d) rule, as has now happened with the Louisiana pine snake.

Proposed rule sparks concern

Conservatives and private-property advocates have previously sought to scale back the blanket 4(d) rule, with the Pacific Legal Foundation filing a petition in August 2016 on behalf of the Washington Cattlemen's Association.

On Monday, FWS submitted a proposal for "Removal of Blanket Section 4(d) Rule" to the White House Office of Management and Budget for review. The proposed text has not yet been made public, sparking some alarm among environmentalists and some efforts at reassurance by FWS (***E&E News PM***, April 4).

"NOAA Fisheries and the Fish and Wildlife Service are working to develop regulations that improve our implementation of the ESA so that it is clear, unambiguous, consistent and flexible to the greatest extent possible, and encourages collaborative conservation from a broad range of partners," FWS spokesman Gavin Shire said in a statement yesterday.

In a copy of the proposed rule obtained by E&E News, FWS officials say they have "gained considerable experience in developing species-specific rules over the years."

"We have seen many benefits, including removing redundant permitting requirements, facilitating implementation of beneficial conservation actions, and making better use of our limited personnel and fiscal resources," the proposed rule states.

The forward-looking proposed rule adds that "nothing in these proposed revised regulations is intended to require ... that any previous listing, delisting, or reclassification determinations or species-specific protective regulations be reevaluated on the basis of any final regulations."

Still, some critics voice concern.

"Secretary Zinke has made it clear he's willing to put politics over the interest of the public," said Sen. Bill Nelson (D-Fla.). "This time he's catering to big business by relaxing rules that protect plants and animals that increasingly are threatened by oil spills, climate change and pollution. What's next?"

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To: David Bernhardt[dwbernhardt@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; John Bockmier[john_bockmier@ios.doi.gov]
From: Swift, Heather
Sent: 2018-04-05T15:11:48-04:00
Importance: Normal
Subject: fyi - Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
Received: 2018-04-05T16:10:27-04:00

Fox News: Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
George Russell

Three years after Chinese hackers stole security clearance files and other sensitive personal information of some 22 million U.S. federal employees, cyber-defenses at the Department of Interior, which hosted White House Office of Personnel Management (OPM) servers targeted in the theft, were still unable to detect “some of the most basic threats” inside Interior’s computer networks — including malware actively trying to make contact with Russia.

In a 16-month examination of Interior’s ability to detect and respond to cyber-threats, evaluators from the department’s Office of Inspector General (OIG) also discovered that Interior’s technicians simply did not implement a sweeping array of mandatory, government-wide defensive measures ordered up after the disastrous OPM hack, didn’t investigate blocked intrusion attempts, and left “multiple” compromised computers on their network “for months at a time,” according to a redacted OIG report issued in March.

Ultra-sensitive security clearance files have since been moved to the Defense Department, but, among other things, the OIG report noted that:

- sensitive data at Interior could be taken out of the department’s networks “without detection.”
- network logs showed that a computer at the U.S. Geological Survey, an Interior bureau, was regularly trying to communicate with computers in Russia. The messages were blocked, but “the USGS facilities staff did not analyze the alerts.”
- dangerous or inappropriate behavior by network users — including the downloading of pornography and watching pirated videos on Russian and Ukrainian websites — was not investigated.
- computers discovered to be infected with malware were scrubbed as soon as possible and put back into use—meaning little or no effort went into examining the scope and nature of any such threats to the broader network. This happened, the OIG team noted, with one intruder they discovered themselves.
- simulated intrusions or ransomware attacks created by the examiners were carried out with increasing blatancy without a response—in the case of ransomware, for nearly a month
- After the devastating OPM hack, which was discovered in April 2015, the department didn’t even publish a lessons-learned plan for its staffers based on the disaster. The OIG inspectors reported that Interior started to draft an “incident response plan” that month to deal with future intrusions, but “did not publish it until August 2017” — two months after the OIG team had finished their lengthy fieldwork.
- Distressingly, the report also notes that the department’s cybersecurity operations team was not privy to a list of Interior’s so-called “high-value IT assets” prepared by the Chief Information Officer, “due to its sensitive nature.”

In other words, the people tasked with protecting Interior’s most important information sites were not told what they were.

The report notes that such assets include “IT systems, facilities and data that are of particular interest to nation-state adversaries, such as foreign military and intelligence services.” They also often “contain sensitive data or support mission-critical Federal operations.”

In short, “there hasn’t been a lot done” in the wake of the devastating OPM hack, an official in the Inspector General’s office told Fox News. And, to make matters even worse, the OIG official said, “It’s likely that the same tests at other [federal] agencies would yield the same results.”

When OIG staffers presented 23 recommendations to fix the huge gaps in Interior’s digital defenses, the department’s top IT officials agreed — but said some of the most important fixes would take as many as five years, due to budgetary constraints.

“This is totally unacceptable and absurd,” says Jason Chaffetz, former head of the House Committee on Oversight and Government Reform, which in 2016 issued a scathing report on the lapses surrounding the earlier OPM security breach. (Chaffetz has left Congress and is now a Fox News contributor.)

“With one good trip to Best Buy we might be better off,” he added.

A top cybersecurity expert consulted by Fox News concurred, called the report “pretty damning” and evidence of “gross negligence” on the part of Interior’s top cyber-officials. The expert has a deep knowledge of federal information systems and experience with national security issues.

The long-term neglect, inertia and disarray concerning information security at Interior and other parts of the federal bureaucracy dates back to the Obama administration and beyond. But now they offer a steep challenge to the Trump administration, which is trying to impose its own cybersecurity agenda along with a sustained program of information technology-driven management modernization on the shambolic federal bureaucracy.

It is further complicated by previous federal efforts to centralize and rationalize the bureaucracy, including creation of a number of “shared business centers” across the government.

The business center at Interior offered — and still offers -- human resources services to 150 federal agencies, according to its website.

That is where OPM’s personnel servers were located. Though OPM itself was responsible for maintaining the security of its servers, according to the OIG report the hackers who stole personnel files “moved through the U.S. Office of Personnel Management environment through a trusted connection to the [Interior] Department’s data center, pivoting to human resources systems hosted by the Department.”

Such “lateral” connections across the government provided by the service centers are a “gold mine” to foreign intelligence hackers when penetrated, according to the cybersecurity expert consulted by Fox News.

In addition, databases at the Interior Department offer foreign hackers additional sensitive troves.

Interior’s nine bureaus may be best known for managing the nation’s national parks and vast land resources. But federal lands and waters also supply some 30 percent of U.S. oil and gas production, and the department’s bureau of reclamation is the country’s second-largest provider of electrical power. The U.S. Geological Survey monitors water resources and harvests satellite data on a global basis.

Geothermal, solar and wind resources are also concentrated on federal lands, and the department also oversees the safety and environmental soundness of offshore drilling.

In an executive order issued last May, President Trump explicitly declared that “the executive branch has for too long accepted antiquated and difficult-to-defend IT,” and that “known but unmitigated vulnerabilities are among the highest cybersecurity risks faced by executive departments and agencies.” Heads of federal agencies were supposed to begin reporting on their “risk management measures” to deal with those problems within 90 days of the May 11, 2017, executive order -- while the OIG evaluation of Interior was still in progress. Field work on the Interior report ended a month later, in June.

Queried about the dismal evaluation of Interior’s cyber-defenses, a senior official in the White House Office of Management and Budget, which is in charge of the administration’s cybersecurity makeover, told Fox News that “we all acknowledge there are gaps across the Dot-Gov”— shorthand for the federal government’s digital domain.

But, he added, “we are leveraging our authority to manage and eliminate these deficiencies. We have put down very ambitious markers and said, here is where we need to go.”

In particular, “we are laser-focused on cyber-security,” he said.

That imperative was reinforced, the official said, in the President’s Management Agenda, a document issued last month that laid out an ambitious, long-term plan for modernizing the federal government, with a sweeping upgrade of information technology as a key tool, along with a reorganization and upgrading of the federal work force and its management—especially the IT work force.

Money needs for the tech upgrade are supposed to come from a renewable, \$500 million Technology Modernization Fund. In addition, the president’s proposed 2019 budget — which only happens insofar as Congress lets it — contains some \$80 billion in IT and cybersecurity spending, ostensibly a 5.2 percent increase.

Even though the administration’s makeover plans are being pressed forward vigorously and as fast as possible, the presidential management agenda also warns that “deep-seated transformation takes time and will not happen in one or two years.”

The pressure to carry out all those ambitious tasks is supposed to come from, among other things, “continuous performance improvement,” by means of relentless monitoring of results. In cybersecurity, these include annual “performance audits,” carried out under the Federal Information Security Modernization Act and known as FISMA reports, along with an annual report card on information technology acquisitions.

In 2017, Interior’s heavily redacted FISMA account points to numerous holes in Interior’s defenses in a wide array of its departments, and an overall assessment that deficiencies were noted across all the conceptual areas of cybersecurity. The department’s score on the technology acquisition report card dropped from B+ to C in 2017.

In the shorter term, the administration is pinning its hopes on an aggressive move to cloud-based services and other technologies that will move government departments like Interior away from the “perimeter” defenses that the OIG report shows they might not be carrying out in the first place.

The strategy was outlined in yet another report to the president, on Federal IT modernization, issued last December.

The December report underlines that achieving its goals “will require an active shift in the mindset of agency leadership...IT practitioners, and oversight bodies.”

The evaluation of cyber-defenses at Interior is evidence that shift is not yet underway.

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-

Heather Swift

Department of the Interior

@DOIPressSec

Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Lawkowski, Gary[Gary_Lawkowski@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-04-02T10:33:48-04:00
Importance: Normal
Subject: Fwd: week ahead
Received: 2018-04-02T10:34:38-04:00
2018 april 2 FINAL.docx

FYI from DLR

----- Forwarded message -----

From: **Moody, Aaron** <aaron.moody@sol.doi.gov>
Date: Mon, Apr 2, 2018 at 10:16 AM
Subject: week ahead
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Cally Younger <cally.younger@sol.doi.gov>
Cc: Lois Wye <lois.wye@sol.doi.gov>, "Russell, Gregory" <gregory.russell@sol.doi.gov>, Veronica Larvie <veronica.larvie@sol.doi.gov>

Cally & Dan-

Attached are some of the priority items we'll be working on this week. thanks!

-Aaron

Aaron G. Moody
Acting Associate Solicitor - Division of Land Resources

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To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-26T20:46:26-04:00
Importance: Normal
Subject: Fwd: Washington v. U.S. (Culverts), S. Ct. No. 17-269: Merits briefs filed by US and Tribes
Received: 2018-03-26T20:46:47-04:00
[ATT00001.htm](#)
[Culverts SCT 17-269 Brief for the United States.pdf](#)
[Culverts SCT 17-269 Brief for Tribal Respondents.pdf](#)
[ATT00002.htm](#)
[Culverts SCT 17-269 Recusal Letter.pdf](#)
[ATT00003.htm](#)

FYI from LP

Sent from my iPhone

Begin forwarded message:

From: "Peterson, Lynn" <lynn.peterson@sol.doi.gov>
Date: March 26, 2018 at 8:23:55 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Kyle Scherer
<kyle.scherer@sol.doi.gov>, Brandon Middleton
<brandon.middleton@sol.doi.gov>
Subject: **Washington v. U.S. (Culverts), S. Ct. No. 17-269: Merits briefs filed by US and Tribes**

Dan, Kyle, and Brandon,

Attached is a brief filed by the U.S. and another filed by the Tribes today in *Washington v. U.S.*. Also due to J. Kennedy's recusal, there will now only be eight judges sitting for this matter. If any of you may be interested in attending the oral argument, it is scheduled for April 18.

Please let me know if you have any questions.

Thanks,

Lynn

Lynn Peterson
Regional Solicitor
PNW Region
Department of the Interior
805 SW Broadway, Suite 600
Portland, OR 97205
(503) 231-2125

----- Forwarded message -----

From: Ying, Evelyn (ENRD) <Evelyn.Ying@usdoj.gov>

Date: Mon, Mar 26, 2018 at 3:59 PM

Subject: [EXTERNAL] Washington v. U.S. (Culverts), S. Ct. No. 17-269: Merits briefs filed by US and Tribes

To: Stephanie Lynch <stephanie.lynch@sol.doi.gov>, "Scott.Bergstrom@sol.doi.gov" <Scott.Bergstrom@sol.doi.gov>, "sheila.lynch@noaa.gov" <sheila.lynch@noaa.gov>, "Lance.HANF@dot.gov" <Lance.HANF@dot.gov>, "ravann.speakman@dot.gov" <ravann.speakman@dot.gov>, "jocelyn.somers@usda.gov" <jocelyn.somers@usda.gov>, Maggie Smith - NOAA Federal <maggie.smith@noaa.gov>, "maher.lauren@epa.gov" <maher.lauren@epa.gov>, [REDACTED], [REDACTED], Lynn Peterson <Lynn.Peterson@sol.doi.gov>, "eric.shepard@sol.doi.gov" <eric.shepard@sol.doi.gov>, "Sobel, Perry OGC" [REDACTED], "McKay, Jonathan C CIV OGC, NLO" [REDACTED], "Tarkowski, Genifer CIV OGC, NLO" [REDACTED], "Spicknall, Charles - OGC" <CHARLES.SPICKNALL@ogc.usda.gov>, "Arnold, Caitlin - OGC" <Caitlin.Arnold@ogc.usda.gov>, "Alexander, Craig (ENRD)" <Craig.Alexander@usdoj.gov>, "Willard, Vanessa (ENRD)" <Vanessa.Willard@usdoj.gov>, "Harder, David (ENRD)" <David.Harder@usdoj.gov>, "Gualtieri, David S (ENRD)" <David.Gualtieri@usdoj.gov>, "Passarelli, Edward (ENRD)" <Edward.Passarelli@usdoj.gov>, "Peterson, Ann (ENRD)" <Ann.Peterson@usdoj.gov>, "Myers, Janet (FHWA)" <Janet.Myers@dot.gov>, "Howell, Coby (USAOR)" <Coby.Howell@usdoj.gov>, "Caramanian, Lori" <lori.caramanian@sol.doi.gov>, [REDACTED], [REDACTED], "DeBergh, James V CIV USARMY CEHQ (US)" [REDACTED], "Boyd, Milton W CIV USARMY CEHQ (US)" [REDACTED]

Cc: "Lazarus, William (ENRD)" <William.Lazarus@usdoj.gov>, "Mergen, Andy (ENRD)" <Andy.Mergen@usdoj.gov>, "Kilbourne, Jim (ENRD)" <Jim.Kilbourne@usdoj.gov>

The Brief for the United States and Brief for the Tribal Respondents, both filed today, are attached here.

The Supreme Court last Friday sent a letter informing counsel that Justice Kennedy is recused from this case. I've attached that letter here too.

Oral argument is scheduled for Wednesday, April 18, 2018 at 10:00 am.

Thanks for your quick review, comments on drafts, and other helpful information provided to ENRD and OSG. Let me know if you have any questions.

Evelyn

Evelyn S. Ying

Attorney, Appellate Section

Environment & Natural Resources Division

U.S. Department of Justice

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To: Kate Macgregor[katharine_macgregor@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-31T16:22:16-04:00
Importance: Normal
Subject: Fwd: Urgent: Response Required: Fwd: [EXTERNAL] Principals Meeting - Gas Emission Standards for Imported Vehicles: Response Required
Received: 2018-03-31T16:22:18-04:00
[mime-attachment.html](#)
[ATT00001.htm](#)
[EPA GHGE Standard Look Ahead.docx](#)
[ATT00002.htm](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: Juliette Lillie <juliette_lillie@ios.doi.gov>
Date: March 31, 2018 at 3:32:18 PM EDT
To: Hommel Scott <scott_hommel@ios.doi.gov>, dwbernhardt@ios.doi.gov
Subject: Urgent: Response Required: Fwd: [EXTERNAL] Principals Meeting - Gas Emission Standards for Imported Vehicles: Response Required

David and Scott: Please see email below for a principals call this coming Monday and a meeting this coming Thursday. Please let me know if you would like me to confirm attendance for the call and meeting.
In addition comments on the attached document are due to the WH by 5 pm this coming Weds.

Thank you.

Juliette Lillie
Director Executive Secretariat and Regulatory Affairs
Department of the Interior

Begin forwarded message:

From: "Liddell, Christopher P. EOP/WHO"
[REDACTED] >
Date: March 31, 2018 at 2:48:43 PM EDT
To: "Knight, Shahira E. EOP/WHO" [REDACTED],
"jackson.ryan@epa.gov" <jackson.ryan@epa.gov>,
"geoff.burr@dot.gov" <geoff.burr@dot.gov>, "derek.kan@dot.gov"
<derek.kan@dot.gov>, "Matthew.Whitaker@usdoj.gov"

<Matthew.Whitaker@usdoj.gov>, "Moran, John S. EOP/WHO"
[REDACTED], "Donaldson, Annie M. EOP/WHO"
[REDACTED], "Scott Hommel@a.ios.doi.gov"
<Scott_Hommel@a.ios.doi.gov>, "juliette_lillie@a.ios.doi.gov"
<juliette_lillie@a.ios.doi.gov>, "brian.mccormack@hq.doe.gov"
<brian.mccormack@hq.doe.gov>, "Wayne.Smith@hq.doe.gov"
<Wayne.Smith@hq.doe.gov>, "Neumayr, Mary B. EOP/CEQ"
[REDACTED], "Bremberg, Andrew P.
EOP/WHO" [REDACTED], "Greer,
Jamieson L. EOP/USTR" [REDACTED],
"Teramoto, Wendy (Federal)" <W.Teramoto@doc.gov>, "Eissenstat,
Everett H. EOP/WHO" [REDACTED],
"Brown, Clinton S" <BrownCS@state.gov>, "Frideres, Taryn F"
<FrideresTF@state.gov>, "Hook, Brian H" <HookBH@state.gov>,
"Donnell, Kathryn L" <DonnellKL@state.gov>,
"Eli.Miller@treasury.gov" <Eli.Miller@treasury.gov>, "Lyons,
Derek S. EOP/WHO" [REDACTED], "Davis, May
M. EOP/WHO" [REDACTED]

Cc: "Shirley.Gathers@treasury.gov" <Shirley.Gathers@treasury.gov>,
"Hupp.sydnev@epa.gov" <Hupp.sydnev@epa.gov>,
"wendy.gehring@dot.gov" <wendy.gehring@dot.gov>,
"Errical.Bryant@usdoj.gov" <Errical.Bryant@usdoj.gov>,
"russell_rodny@a.ios.doi.gov" <russell_rodny@a.ios.doi.gov>,
"Deidre.almstead@hq.doe.gov" <Deidre.almstead@hq.doe.gov>,
"Salvi, Mary E. EOP/WHO" [REDACTED], "Bacak,
Abigail R. EOP/USTR" [REDACTED], "Leach,
Macie (Federal)" <SLeach@doc.gov>, "Willems, Clete R. EOP/NSC"
[REDACTED], "Greenwood, Daniel Q.
EOP/WHO" [REDACTED]

**Subject: [EXTERNAL] Principals Meeting - Gas Emission Standards for
Imported Vehicles**

Good afternoon,

The White House is convening a Principals meeting this Thursday to discuss adjusting greenhouse gas emission standards for imported vehicles. We intend to convene a POTUS meeting on Friday. This Principals meeting follows up on the addendum provided by EPA to its mid-term evaluation of CAFE standards. A note further explaining the background and required tasks is attached.

Please note the following tasks:

1. RSVP for the Principals call, which will be held on Monday at 9:00 AM (proxies allowed, dial in to be provided). RSVP to [REDACTED].

2. Ensure that we have your component's feedback, as described in the attached, by 5:00 PM on Wednesday.
3. RSVP for the Principals meeting, which will be held at 9:00 AM on Thursday.

Please note that this is a POTUS priority and requires your component's urgency. We understand this is a short time frame.

It is important, however, that you set out any issues you have with the potential policy, alternative suggestions, and suggested timeframes that you would need to resolve those issues.

Invited participants below:

NEC (+1)

EPA (+1)

DOT

DOJ

WHCO

DOI

Energy

CEQ

USTR

Commerce

NSC

State

Treasury

OMB/OIRA

Staff Sec

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-08T22:41:22-04:00
Importance: Normal
Subject: Fwd: Twin Metals Minnesota- M-37049
Received: 2018-04-08T22:41:27-04:00
ATT00001.htm
2018.04.08 Potential Questions on Twin Metals Mine.Rep. McCollum DMR edit.docx

1 more -

Sent from my iPhone

Begin forwarded message:

From: "Hawbecker, Karen" <karen.hawbecker@sol.doi.gov>
Date: April 8, 2018 at 10:36:33 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Tom Bovard <Tom.Bovard@sol.doi.gov>
Subject: Fwd: Twin Metals Minnesota- M-37049

Dan, FYI We were asked to review draft answers to possible questions that the Secretary might be asked about the Twin Metals M Opinion when he testifies before the House Interior Appropriations Subcommittee on Tuesday (4/11). Rep. Betty McCollum of Minnesota is the ranking member on that panel. I've attached the draft answers with our edits for your reference. --Karen

----- Forwarded message -----

From: **Hawbecker, Karen** <karen.hawbecker@sol.doi.gov>
Date: Sun, Apr 8, 2018 at 10:32 PM
Subject: Re: Twin Metals Minnesota- M-37049
To: Bill Gordon <bill_gordon@ios.doi.gov>
Cc: "Bovard, Thomas" <tom.bovard@sol.doi.gov>, Briana Collier <briana.collier@sol.doi.gov>, Richard McNeer <Richard.McNeer@sol.doi.gov>, Roy Fuller <roy.fuller@sol.doi.gov>

Bill, If it's not too late, I would include a couple of edits in addition to those that Briana provided on Friday, as shown in the attachment. Thank you. Karen

----- Forwarded message -----

From: **Collier, Briana** <briana.collier@sol.doi.gov>
Date: Fri, Apr 6, 2018 at 11:31 AM
Subject: Fwd: Twin Metals Minnesota- M-37049
To: Bill Gordon <bill_gordon@ios.doi.gov>
Cc: Thomas Bovard <Tom.Bovard@sol.doi.gov>, Richard McNeer

<richard.meneer@sol.doi.gov>, Roy Fuller <roy.fuller@sol.doi.gov>

Hi Bill,

Thank you for sending over the Potential Questions on Twin Metals Mine for our review. Your bullet points contain what I consider to be the important, relevant

over the question o

The bullet points are also accurate. I had only one small addition to the first bullet

However,

beyond this change, I don't think that adding more information would be particularly helpful because it would lead us into the legal arguments, which are difficult to boil down.

If you anticipate any other questions from Rep. McCollum or others that you would like our help in drafting, please do not hesitate to ask.

Thanks very much,

Briana

Briana Collier

Attorney-Adviser, Division of Mineral Resources

U.S. Department of the Interior, Office of the Solicitor

505 Marquette Ave., NW, Ste. 1800

Albuquerque, NM 87102

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----- Forwarded message -----

From: **Bovard, Thomas** <tom.bovard@sol.doi.gov>

Date: Fri, Apr 6, 2018 at 8:00 AM

Subject: Fwd: Twin Metals Minnesota- M-37049

To: "Collier, Briana" <briana.collier@sol.doi.gov>

Cc: Richard McNeer <richard.meneer@sol.doi.gov>, Roy Fuller <roy.fuller@sol.doi.gov>

Hi Briana, we just got the attached potential questions and answers on the Twin Metals mine in anticipation of the Secretary's testimony next Tuesday. I spoke to Richard and he says you are the person to deal with this. Could you please review, edit and coordinate with Bill?

Thanks.

Tom

Thomas A. Bovard | Acting Associate Solicitor
Division of Mineral Resources
Office of the Solicitor
United States Department of the Interior
1849 C Street NW | Washington, DC 20240
Phone: 202.208.5730 | Fax: 202.219.1789
Tom.Bovard@sol.doi.gov

----- Forwarded message -----

From: **Gordon, Bill** <bill_gordon@ios.doi.gov>
Date: Thu, Apr 5, 2018 at 3:19 PM
Subject: Fwd: Twin Metals Minnesota- M-37049
To: Thomas Bovard <tom.bovard@sol.doi.gov>

Tom - I just received an auto-reply indicating that Karen is out of the office this week and that you are the Acting. Could I please ask you to look at my message to Karen. I am not sure who else to contact in your division.

Thank you,

Bill Gordon
Office of Budget
208-7905

----- Forwarded message -----

From: **Gordon, Bill** <bill_gordon@ios.doi.gov>
Date: Thu, Apr 5, 2018 at 3:06 PM
Subject: Twin Metals Minnesota- M-37049
To: "Hawbecker, Karen" <KAREN.HAWBECKER@sol.doi.gov>

Hi Karen - I assume your division was involved in the most recent M Opinion regarding Twin Metals?

The Secretary testifies before the House Interior Appropriations Subcommittee next Tuesday (4/11) and Rep. Betty McCollum of Minnesota is the ranking member on that panel. Last year she submitted questions for the record regarding the EIS that BLM and FS were conducting to determine whether to ban mining in the area for 20 years.

We anticipate that this year Rep. McCollum will ask about the latest M Opinion from this

Administration that overturns the M Opinion issued near the end of the Obama Administration.

As you can imagine, we need to make sure Secretary Zinke is prepared to answer such a question if it is asked. Could you all please review/edit the bullets that I have drafted (attached) for the Secretary to use if this question is asked at the hearing? While I skimmed through most of M-37049, my bullets are just pulled from the beginning and end of the Opinion, if only for the sake of brevity. If there are key points from the analysis section of M-37049 that you think are critical to include in the bullets, by all means add them.

Thank you,

Bill

--

Karen Hawbecker
Acting Deputy Solicitor
Energy and Mineral Resources
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507
karen.hawbecker@sol.doi.gov

--

Karen Hawbecker
Acting Deputy Solicitor
Energy and Mineral Resources
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507

karen.hawbecker@sol.doi.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-03-20T09:20:13-04:00
Importance: Normal
Subject: Fwd: Settlements
Received: 2018-03-20T09:20:19-04:00

In case you're interested, here is the information on Department settlements from early 2012 to early 2017. Over this period, it looks like the Department is averaging a little less than 100 settlements per year.

Sincerely,

Gary Lawkowski

----- Forwarded message -----

From: **Smith, Marc** <marc.smith@sol.doi.gov>
Date: Fri, Mar 16, 2018 at 4:06 PM
Subject: Settlements
To: Gary Lawkowski <gary_lawkowski@ios.doi.gov>
Cc: Daniel Jorjani <daniel.jorjani@sol.doi.gov>

Gary,

Here is a [link](#) to a spreadsheet of all settlements and consent decrees. The document was prepared in June 2017 and has two tabs at the bottom. The orange tab contains information on settlements between 1/1/16 and 1/19/17; the purple tab contains information on settlements between 1/1/12 and 12/31/15.

Please let me know if you need anything else.
Marc.

--

Marc A. Smith, Associate Solicitor
Division of Administration
Office of the Solicitor
United States Department of the Interior
1849 C St., NW
Washington, DC 20240
(202) 208-7950
marc.smith@sol.doi.gov

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--

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary_Lawkowski@ios.doi.gov
202 208 7340

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-22T08:24:43-04:00
Importance: Normal
Subject: Fwd: Seeking DOI concurrence in DOJ's plans to challenge California's SB 50
Received: 2018-03-22T08:25:35-04:00
LPS-#262521-v1-LPS-#262518-v1-SB50 Complaint March 19 6 47 p m (1).DOCX
Draft Complaint Exh. 1 - SB 50.pdf
Draft Complaint Exh. 2 - SLC Letter to GSA.pdf
Draft Complaint Exh. 3 - SLC Letter to BLM.pdf
Draft Complaint Exh 4 - SLC Staff Report for Dublin Conveyance.pdf
Draft Complaint Exh 5 - Partial List of Upcoming Fed Conveyances in CA.pdf
Briefing Paper for Complaint Challenging SB-50.doc
Cover Memo for SB 50 Proposed Litigation.doc

DOJ's SB 50 affirmative litigation against CA. This is what was raised at the last bi-weekly. We sent over our concurrence.

----- Forwarded messaddge -----

From: **Hawbecker, Karen** <karen.hawbecker@sol.doi.gov>
Date: Tue, Mar 20, 2018 at 4:46 PM
Subject: Seeking DOI concurrence in DOJ's plans to challenge California's SB 50
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: "Josephson, Temi" <Temi.Josephson@sol.doi.gov>, Mariagrazia Caminiti <Marigrace.Caminiti@sol.doi.gov>

Dan, As we discussed this afternoon, DOJ is preparing to file a Complaint against the State of California to challenge SB50. DOJ has indicated that it might file the Complaint with Exhibits as early as tomorrow, March 21. They would like DOI's concurrence. An email showing your concurrence would be sufficient for us to notify DOJ that they have DOI approval.

The attachments are:

1. A cover memo that give a concise background of the matter.
2. A briefing paper about SB50.
3. The draft Complaint.
4. Five Exhibits:
 - a. A copy of SB50

b. A letter from the California State Lands Commission to the General Services Administration (GSA) giving GSA notice about SB50's requirements related to a specific conveyance.

c. A letter from the California State Lands Commission to the BLM Bakersfield Field Office giving it notice about SB50's requirements related to a specific conveyance.

d. A California State Lands Commission report on the Dublin Conveyance

e. A partial list of Federal conveyances expected in 2018 in California. Note that there are only four conveyances listed in Exhibit 5 for DOI, but there are at least 20 such conveyances that the Sacramento Region has identified for DOJ that are in process.

Please let us know if you need any additional information. Thank you. Karen

--

Karen Hawbecker
Acting Deputy Solicitor
Energy and Minerals
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507
karen.hawbecker@sol.doi.gov

To: Todd Willens[todd_willens@ios.doi.gov]; Tim Petty[timothy_petty@ios.doi.gov]; Andrea Travnicek[andrea_travnicek@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: Larrabee, Jason
Sent: 2018-03-20T07:59:33-04:00
Importance: Normal
Subject: Fwd: Ruling from the court: US v. Oregon (Agreement was approved; additional action)
Received: 2018-03-20T07:59:42-04:00
[2614 Order Adopting Management Agreement 3-19-18.pdf](#)
[2615 Order Dismissing Without Prejudice 3-19-18.pdf](#)

FYI....

Jason Larrabee
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks
U.S. Department of the Interior
1849 C Street, NW MIB Room 3154
Washington, DC 20240
office: 202 208 4416

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: Thorson, Robyn <robyn_thorson@fws.gov>
Date: Mon, Mar 19, 2018 at 8:10 PM
Subject: Ruling from the court: US v. Oregon (Agreement was approved; additional action)
To: Jason Larrabee <jason_larrabee@ios.doi.gov>, Greg Sheehan <greg_j_sheehan@fws.gov>, Jim Kurth <Jim_Kurth@fws.gov>, Stephen Guertin <Stephen_Guertin@fws.gov>
Cc: Theresa Rabot <theresa_rabot@fws.gov>, David Hoskins <david_hoskins@fws.gov>

FYI only (but an important development of note):

The note (forwarded below) from the Regional Solicitor's office reports that today the US v. Oregon Agreement (signed by all the parties) was approved and adopted by the court. In addition, the judge dismissed the case -- a surprising move that will likely make the local (Pacific Northwest) news. The consequences are unclear so SOL has reminded us not to comment.

We'll work with SOL on [REDACTED]

[REDACTED] The immediate step is to move ahead in partnership with implementation of the court-approved Agreement, and that is good news (all the parties are aligned for this working construct).

Unless there is something to report about the judge's dismissal of the U.S. v. Oregon treaty rights case, this will be the last update. Thank you again for DOI support/surname.

Robyn

Robyn Thorson
Regional Director, Pacific Region One
Idaho, Oregon, Washington, Hawaii & Pacific Islands
U.S. Fish & Wildlife Service

911 NE 11th Avenue
Portland, OR 97232
503.231.6119

----- Forwarded message -----

From: **Kenworthy, Mary** <maryanne.kenworthy@sol.doi.gov>

Date: Mon, Mar 19, 2018 at 4:48 PM

Subject: US v. OR court hearing

To: "Collins, Julie" <julie_collins@fws.gov>, Roy Elicker <roy_ellicker@fws.gov>, Judith Gordon <judith_gordon@fws.gov>, Robyn Thorson <robyn_thorson@fws.gov>, Theresa Rabot <theresa_rabot@fws.gov>, Rudy Peone <rudy.peone@bia.gov>, Twyla Stange <twyla.stange@bia.gov>

FWS and BIA:

This afternoon, Judge Mosman held a telephonic hearing and approved and adopted the 2018- 2027 Management Agreement for fisheries management in the Columbia River. In a surprise move, he also dismissed this long running treaty rights case without prejudice. Both orders are attached.

The judge dismissed US and tribal requests to brief the issue before dismissing the case and once the brief hearing was over, he issued these orders. We - NOAA and DOJ and me - have not had time to discuss what this actually means for [REDACTED]

The clerk noted that the press were in the courtroom so there may be stories in the paper tomorrow about dismissal of US v. OR. If you are contacted by the press, please don't comment, say this is litigation and our attorneys are considering the orders . . . (or something along those lines). Thank you.

/mak

Mary Anne Kenworthy
Attorney
U.S. Department of the Interior
Office of the Regional Solicitor
805 SW Broadway, Suite 600
Portland, OR 97205

tel. (503) 231-2121

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To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: James Schindler
Sent: 2018-04-03T09:13:07-04:00
Importance: Normal
Subject: Fwd: RPC DRAFT meeting summary and next steps
Received: 2018-04-03T09:14:10-04:00
[ATT00001.htm](#)
[Recommendations Memorandum v3.docx](#)
[RPC - Feb 2018 Committee Mtg - Mtg Summary 04 02 18.docx](#)
[ATT00002.htm](#)
[February 28th Meeting Summary Appendix 03272018.pdf](#)
[ATT00003.htm](#)

See attached for the recommendations/meeting summary, memo to the secretary, and appendix.
Note: these memos are in draft form.

Sent from my iPhone

Begin forwarded message:

From: "Schindler, James" <james.schindler@boem.gov>
To: Vincent Devito <vincent_devito@ios.doi.gov>
Cc: Christopher Stolte <christopher_stolte@ios.doi.gov>, "Campbell, Joshua" <joshua.campbell@sol.doi.gov>
Subject: **RPC DRAFT meeting summary and next steps**

Vincent,

-Attached, please find the RPC's DRAFT 1. memo to the Secretary, 2. meeting summary containing the recommendations, and 3. the meeting appendix, all for your review.
-Please circulate with the Secretary's office for their awareness before it becomes distributed.

-Additionally, Downey has asked for us to schedule a briefing on the committee's status and next steps.

To: Goeken, Richard[richard.goeken@sol.doi.gov]
From: Bernhardt, David
Sent: 2018-03-20T11:46:20-04:00
Importance: Normal
Subject: Fwd: Rescinding 2003 FWS Region ! and 8 memorandum with NOAA re: ESA Section 10
Received: 2018-03-20T11:47:13-04:00

----- Forwarded message -----

From: **Thorson, Robyn** <robyn_thorson@fws.gov>
Date: Thu, Feb 15, 2018 at 5:13 PM
Subject: Re: Rescinding 2003 FWS Region ! and 8 memorandum with NOAA re: ESA Section 10
To: "Larrabee, Jason" <jason_larrabee@ios.doi.gov>
Cc: David Bernhardt <dwbernhardt@ios.doi.gov>, Todd Willens <todd_willens@ios.doi.gov>, Greg Sheehan <greg_j_sheehan@fws.gov>, Theresa Rabot <theresa_rabot@fws.gov>, Gary Frazer <Gary_Frazer@fws.gov>, "Romanik, Peg" <peg.romanik@sol.doi.gov>, Paul Souza <Paul_Souza@fws.gov>

I (too) am trying to check this off my list of things to do!
FWS Region One drafted the memo rescinding the prior agreement, in consultation (and full support) of FWS Region 8 (California/Nevada) and with NOAA Western Region. The final is now being routed for signature. I will forward it to you shortly, as soon as signatures are obtained (next week?). I can assure you there will not be in glitches (the discussion and draft had full concurrence).
If this presents problems, let me know.

Robyn

Robyn Thorson
Regional Director, Pacific Region One
Idaho, Oregon, Washington, Hawaii & Pacific Islands
U.S. Fish & Wildlife Service
911 NE 11th Avenue
Portland, OR 97232
503.231.6119

On Thu, Feb 15, 2018 at 1:44 PM, Larrabee, Jason <jason_larrabee@ios.doi.gov> wrote:

Hi Robyn,
I hope the west is treating you well.
I'm following up on this issue and wanted to see if you could send a copy of the final memorandum of cancellation that was signed by the FWS and NOAA regional leaders. I'd like to check this item off my list.
Thank you!
Jason

Jason Larrabee
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks
U.S. Department of the Interior
1849 C Street, NW MIB Room 3154
Washington, DC 20240
office: 202 208 4416

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

On Tue, Jan 16, 2018 at 12:11 PM, Thorson, Robyn <robyn_thorson@fws.gov> wrote:

Thank you again for allowing us a few weeks to look into this Memorandum: its origin, its purpose, its continuing efficacy (or not).

Based on December discussions about policy and law, FWS Region One is moving forward to rescind/cancel the 2003 guidance. We coordinated this with Region Eight (Paul Souza, RD) and with NOAA Western Region, and all are in agreement. Henceforth HCPs and Incidental Take will be addressed in accordance with the HCP handbook.

I am copying Gary Frazer (FWS Ecological Services) and Peg Romanik because their questions and counsel supported this decision.

As a courtesy I'll send you a copy of the final memorandum of cancellation when signed by the FWS and NOAA regional leaders.

If you would like additional information or a briefing, please let me know.

Thank you.

Robyn

Robyn Thorson
Regional Director, Pacific Region One
Idaho, Oregon, Washington, Hawaii & Pacific Islands
U.S. Fish & Wildlife Service
911 NE 11th Avenue
Portland, OR 97232
503.231.6119

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-29T19:42:44-04:00
Importance: Normal
Subject: Fwd: Reply to OIG Report
Received: 2018-03-29T19:42:46-04:00
ATT00001.htm
DepSec Reply to OIG Report re SES Reassignments (3-29-18) (redline).docx

Sent from my iPad

Begin forwarded message:

From: David Bernhardt <dwbernhardt@ios.doi.gov>
Date: March 29, 2018 at 7:42:09 PM EDT
To: gary.lawkowski@sol.doi.gov
Subject: Reply to OIG Report

Here's the final with a few edits. It needs to go to Exec Sec and to the front office for review. If they do not have any comments, let me know and we can sig mac it. If they have comments let me know and it may wait until Monday.

Thank you for your assistance here.

David

To: Gary Lawkowski[gary_lawkowski@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-04T08:00:05-04:00
Importance: Normal
Subject: Fwd: Old Signal Peak briefing paper
Received: 2018-04-04T08:00:13-04:00
[mime-attachment.txt](#)
[ATT00001.htm](#)
[Signal Peak BP - 11-07-17.docx](#)
[ATT00002.htm](#)

Sent from my iPhone

Begin forwarded message:

From: Katharine MacGregor <katharine_macgregor@ios.doi.gov>
Date: April 4, 2018 at 1:30:37 AM EDT
To: dwbernhardt@ios.doi.gov
Subject: Old Signal Peak briefing paper

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-03-27T12:47:28-04:00
Importance: Normal
Subject: Fwd: NORR
Received: 2018-03-27T12:47:35-04:00
GYE grizzly FR NORR.docx

Please see below for the draft Grizzly NORR response document.
Sincerely,

Gary Lawkowski

----- Forwarded message -----

From: **Goeken, Richard** <richard.goeken@sol.doi.gov>
Date: Tue, Mar 27, 2018 at 12:04 PM
Subject: NORR
To: "Lawkowski, Gary" <gary_lawkowski@ios.doi.gov>

Attached is what the Region says is the latest version as of 3/21/18

--

Richard W. Goeken
Deputy Solicitor, Parks and Wildlife
Department of Interior Solicitor's Office, MS 6345
1849 C Street, N.W.
Washington, D.C. 20240
Richard.Goeken@sol.doi.gov
office - 202-208-3142
mobile - 202-507-1862

--

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary_Lawkowski@ios.doi.gov
202 208 7340

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-02T21:42:08-04:00
Importance: Normal
Subject: Fwd: Ninth Circuit Affirms Spill Injunction in NWF Litigation
Received: 2018-04-02T21:43:18-04:00
[ATT00001.htm](#)
[APPELLATE-#363504-v1-NWF v NMFS IV CTA9 decision April 2 2018.PDF](#)

FYI from LP

Sent from my iPhone

Begin forwarded message:

From: "Peterson, Lynn" <lynn.peterson@sol.doi.gov>
Date: April 2, 2018 at 9:34:22 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Brandon Middleton <brandon.middleton@sol.doi.gov>, Richard Goeken <richard.goeken@sol.doi.gov>
Subject: Ninth Circuit Affirms Spill Injunction in NWF Litigation

A/C Privileged

Dan,

I am forwarding a 9th Circuit decision we received today in *NWF v. NMFS*, the litigation involving NEPA and ESA challenges to the Federal Columbia River Power System. I understand that our Reclamation Regional Director, Lorri Gray, may have mentioned this to David Bernhardt earlier today, and so I wanted to make sure you were aware of it. Below is a preliminary summary/analysis of the ruling:

The Ninth Circuit upheld in every respect the district court injunction requiring gas-cap spill at eight FCRPS projects on the Snake and Columbia Rivers. The court thus rejected the appeals of the United States and intervenor-defendants. The court held, inter alia, that: (1) there is no need to consider equitable factors in the context of an ESA injunction; (2) in an injunction under section 7 of the ESA, irreparable harm need not be shown at the species level; rather, harm to individual members of a species is sufficient; (3) the district court's factual findings of irreparable harm are not clearly erroneous, because the species are in a "precarious" position and thus vulnerable to extinction; and (4) the district court's finding of likely survival benefits from increased spill relied on sufficient scientific support.

The first and second rulings both pose precedential concerns. Though the first is grounded in existing Ninth Circuit precedent (Cottonwood), it does not appear to comport with recent Supreme Court rulings. The second ruling, concerning harm at the species level, establishes new precedent that does not accord with the purpose of section 7 (avoiding harm to species) and will make it easier to obtain injunctions in section 7 litigation.

In light of this adverse decision, we are evaluating whether the United States should petition

for either en banc review or certiorar . Please let me know if you have any questions.

Lynn

Lynn Peterson
Regional Solicitor
PNW Region
Department of the Interior
805 SW Broadway, Suite 600
Portland, OR 97205
(503) 231-2125

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: James Voyles
Sent: 2018-03-25T14:45:31-04:00
Importance: Normal
Subject: Fwd: NEPA Memo
Received: 2018-03-25T14:45:34-04:00
[ATT00001.htm](#)
[DRAFT NEPA Instruction Memo GROUP-EDITS.docx](#)

David,

The NEPA memo is attached. This approximates the final but is not its most recent form as edits went into this week. I can get into the office to send the current version by 430 and will send to you then.

Sent from my iPhone

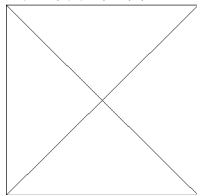
Begin forwarded message:

From: "Voyles, James" <james_voyles@ios.doi.gov>
Date: March 19, 2018 at 5:30:37 PM EDT

--

Best,
James

James Voyles
Senior Counsel
Office of the Secretary
U.S. Department of the Interior
202 733 7477



To: David Bernhardt[dwbernhardt@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: gregory_sheehan@fws.gov
Sent: 2018-04-01T21:34:31-04:00
Importance: Normal
Subject: Fwd: NCTC Monthly Report on Courses and Events - April 2018
Received: 2018-04-01T21:34:56-04:00
April 2018 Courses and Events (1).xls

Upcoming courses and events at NCTC.
Let me know if you want to stop in for any of these.

Thanks
Greg

----- Forwarded message -----

From: **Slack, Jay** <jay_slack@fws.gov>
Date: Mon, Mar 26, 2018 at 4:03 PM
Subject: NCTC Monthly Report on Courses and Events - April 2018
To: Greg Sheehan <greg_j_sheehan@fws.gov>
Cc: Jim Kurth <Jim_Kurth@fws.gov>, Stephen Guertin <stephen_guertin@fws.gov>, Charisa Morris <charisa_morris@fws.gov>, "Sellars, Roslyn" <Roslyn_Sellars@fws.gov>, "Irwin, Thomas" <thomas_irwin@fws.gov>, Kashyap Patel <kashyap_patel@fws.gov>, Zachariah Gambill <zachariah_gambill@fws.gov>, Kelly Kennedy Bechdel <Kelly_Kennedy_Bechdel@fws.gov>, "Willis, Jim" <Jim_Willis@fws.gov>

Greg,

Attached is the April 2018 monthly report for the Department regarding the upcoming Training Classes and Events scheduled at NCTC.

I would be happy to answer any questions that folks may have.

Thanks,

jjs

--

Greg Sheehan
Principal Deputy Director
US Fish and Wildlife Service
1849 C Street NW, Room 3358
Washington, DC 20240
Office 202 208 4545
Cell 202 676 7675

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-30T19:10:16-04:00
Importance: Normal
Subject: Fwd: Litigation Hold Notice: SB50 (United States v. California)
Received: 2018-03-30T19:11:09-04:00
2018.0330.SB50.Litigation Hold Notice.pdf
SB50 all-session law.PDF

FYI re SB50

----- Forwarded message -----

From: **Nitta, Kendra** <kendra.nitta@sol.doi.gov>
Date: Fri, Mar 30, 2018 at 7:04 PM
Subject: Litigation Hold Notice: SB50 (United States v. California)
To: Carter Brown <carter.brown@sol.doi.gov>, Linus Chen <linus.chen@sol.doi.gov>, Roy Fuller <roy.fuller@sol.doi.gov>, Richard Goeken <richard.goeken@sol.doi.gov>, "Hawbecker, Karen" <KAREN.HAWBECKER@sol.doi.gov>, "Josephson, Temi" <Clementine.Josephson@sol.doi.gov>, Karen Koch <karen.koch@sol.doi.gov>, "McNeer, Richard" <richard.mcneer@sol.doi.gov>, "Moody, Aaron" <Aaron.Moody@sol.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Louise Milkman <louise.milkman@sol.doi.gov>, Erica Niebauer <erica.niebauer@sol.doi.gov>, Kerry O'Hara <kerry.o'hara@sol.doi.gov>, Stephen Palmer <steve.palmer@sol.doi.gov>, Daniel Pulver <daniel.pulver@sol.doi.gov>, Peg Romanik <peg.romanik@sol.doi.gov>, Colt Schmidtke <colt.schmidtke@sol.doi.gov>, Victoria Taravella <victoria.taravella@sol.doi.gov>, Mariagrazia Caminiti <marigrace.caminiti@sol.doi.gov>
Cc: "Larvie, Veronica" <Veronica.Larvie@sol.doi.gov>, "Zahedi, Nancy" <Nancy.Zahedi@sol.doi.gov>

Attorney-Client Privileged Communication

Attached please find a litigation hold notice related to a lawsuit that the Justice Department expects to file on Monday in the Eastern District of California against the State of California. As described more fully in the attached notice, the lawsuit will challenge a new state law that purports to declare "conveyances" from the federal government void ab initio unless the United States gives the the California State Lands Commission a right of first refusal. I've also attached the California law for your reference.

You are receiving this notice because you have been identified as likely to have information related to federal government "conveyances" (as defined more fully in the litigation hold notice) or because you may be able to provide information regarding other current or former DOI employees or contractors who may have information related to the matter. The purpose of the notice is to inform you of the scope of your obligations to preserve such records.

Please read the notice carefully and reply to me on or before April 13, 2018, with the information requested in the preservation instructions on pages 3-4 of the notice.

- **If you do not have any documents that would be subject to the litigation hold notice**, please provide a negative response and we will take you off the distribution list.
- **If you know of others who should be on the distribution list**, please forward to them with a

copy to me.

Please direct any questions about the litigation hold notice to me, at kendra.nitta@sol.doi.gov or (202) 208 7916. Veronica Larvie in the Division of Land Resources is also working on this case and can answer questions.

Thank you so much for your assistance!

Kendra Nitta
Attorney Adviser, Onshore Branch
Division of Mineral Resources, Office of the Solicitor
Department of the Interior
1849 C Street NW MS 5358
Washington DC 20240
phone: 202 208 7916
fax: 202 208 2225
staff assistant: 202 208 4803

++++
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++++

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-28T13:37:19-04:00
Importance: Normal
Subject: Fwd: Latest FOIA Report
Received: 2018-03-28T13:38:09-04:00
FOIA March 28 2018.xlsx

FYI in case you don't get this -

----- Forwarded message -----

From: **Myers, Richard** <richard.myers@sol.doi.gov>
Date: Wed, Mar 28, 2018 at 1:28 PM
Subject: Latest FOIA Report
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Timothy Murphy <timothy.murphy@sol.doi.gov>, Kenneth Dalton <kenneth.dalton@sol.doi.gov>, Jim Weiner <jim.weiner@sol.doi.gov>, "Shepard, Eric" <eric.shepard@sol.doi.gov>, Laura Brown <laura.brown@sol.doi.gov>, "Hawbecker, Karen" <karen.hawbecker@sol.doi.gov>, Peg Romanik <peg.romanik@sol.doi.gov>, Carter Brown <carter.brown@sol.doi.gov>, John Steiger <john.steiger@sol.doi.gov>, Tony Sullins <tony.sullins@sol.doi.gov>, Lynn Peterson <lynn.peterson@sol.doi.gov>, Temi Josephson <temi.josephson@sol.doi.gov>, Matthew McKeown <matthew.mckeown@sol.doi.gov>, Lance Wenger <lance.wenger@sol.doi.gov>

All --

Attached is the latest FOIA report from Exec Sec.

Thanks

Rich Myers
Senior Counsel
Office of the Solicitor
US Department of the Interior
Washington, DC
202-208-4723
richard.myers@sol.doi.gov

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-28T22:11:25-04:00
Importance: Normal
Subject: Fwd: Invitation: Briefing with SOL @ Mon Apr 2, 2018 10am - 10:30am (PDT)
(temi.josephson@sol.doi.gov)
Received: 2018-03-28T22:11:31-04:00

FYI

Sent from my iPhone

Begin forwarded message:

From: Temi Josephson <temi.josephson@sol.doi.gov>
Date: March 28, 2018 at 8:13:57 PM EDT
To: "Jorjani, Daniel" <daniel.jorjani@sol.doi.gov>
Cc: Erica Niebauer <erica.niebauer@sol.doi.gov>
Subject: Re: Invitation: Briefing with SOL @ Mon Apr 2, 2018 10am - 10:30am (PDT) (temi.josephson@sol.doi.gov)

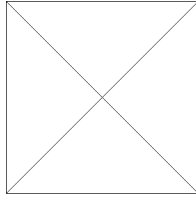
Erica and I discussed and thought as much. We will get you a preliminary background paper tomorrow and a paper on legal issues by the end of the week.

On: 28 March 2018 14:21,
"Jorjani, Daniel" <daniel.jorjani@sol.doi.gov> wrote:

Lawsuit Demands Protections For Eight California Rivers.

The [Palm Springs \(CA\) Desert Sun](#) (3/27, James) reports that a conservation group is suing the Trump Administration "to demand officials present plans to protect California rivers and streams that Congress designated years ago as 'wild and scenic' rivers." The Center for Biological Diversity "filed the lawsuit in federal court on Tuesday" against the U.S. Bureau of Land Management and U.S. Forest Service "focusing on eight rivers in Southern California and accusing the federal government of failing to develop management plans to protect them." The group "pointed out that those plans were supposed to have been completed within three years for each of the rivers."

Additional coverage was provided by [Law360](#) (3/27, Powell).



Daniel H. Jorjani
Principal Deputy Solicitor
U.S. Department of the Interior
Main Interior Building, Suite 6356
☎ • 202-219-3861 (Voice)
• 202-706-9018 (Cell)
• daniel.jorjani@sol.doi.gov

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On Wed, Mar 28, 2018 at 4:09 PM, Josephson, Temi <temi.josephson@sol.doi.gov> wrote:

Dan,

Do you know the subject of this briefing?

Temi

Clementine Josephson
Regional Solicitor
Pacific Southwest Region

Department of the Interior
Office of the Solicitor
2800 Cottage Way, E-1712
Sacramento, California 95825

Tel.: 916-978-5682
Fax: 916-978-5694

clementine.josephson@sol.doi.gov

----- Forwarded message -----

From: **David Bernhardt** <dwbernhardt@ios.doi.gov>

Date: Wed, Mar 28, 2018 at 12:32 PM

Subject: Invitation: Briefing with SOL @ Mon Apr 2, 2018 10am - 10:30am (PDT)
(temi.josephson@sol.doi.gov)

To: temi.josephson@sol.doi.gov, aaron.moody@sol.doi.gov, cally.younger@sol.doi.gov,
daniel.jorjani@sol.doi.gov

Cc: marigrace.caminiti@sol.doi.gov

[more details »](#)

Briefing with SOL

When Mon Apr 2, 2018 10am – 10:30am Pacific Time

Where Room 6120 - Call-in [REDACTED] (Leader Code [REDACTED])
([map](#))

Calendar temi.josephson@sol.doi.gov

Who

- dwbernhardt@ios.doi.gov organizer
- gareth_rees@ios.doi.gov creator
- temi.josephson@sol.doi.gov
- aaron.moody@sol.doi.gov
- cally.younger@sol.doi.gov
- daniel.jorjani@sol.doi.gov
- marigrace.caminiti@sol.doi.gov optional

Going? **Yes** - **Maybe** - **No** [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account temi.josephson@sol.doi.gov because you are subscribed for invitations on calendar temi.josephson@sol.doi.gov.

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#).

To: Bernhardt, David[dwbernhardt@ios.doi.gov]
From: Willens, Todd
Sent: 2018-03-30T08:31:15-04:00
Importance: Normal
Subject: Fwd: Interesting article - How Maintenance Backlogs Could Affect Your Hunting Season | Theodore Roosevelt Conservation Partnership
Received: 2018-03-30T08:31:51-04:00

You may want to send Whit a note.

Todd Willens
Assistant Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW MIB Room 6116
Washington, DC 20240
office: 202 208 6291

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **Heather Swift** <heather_swift@ios.doi.gov>
Date: Wed, Mar 28, 2018 at 7:41 PM
Subject: Interesting article - How Maintenance Backlogs Could Affect Your Hunting Season | Theodore Roosevelt Conservation Partnership
To: todd_willens@ios.doi.gov, eli_nachmany@ios.doi.gov, alex_hinson@ios.doi.gov, faith_vandervoort@ios.doi.gov, benjamin_cassidy@ios.doi.gov, rick_may@ios.doi.gov, greg_j_sheehan@fws.gov

Interesting article

<http://www.trcp.org/2018/03/27/maintenance-backlogs-affect-hunting-season/>

How Maintenance Backlogs Could Affect Your Hunting Season

Deferred maintenance projects without suitable funding crop up on more than just national park lands, and it could waste your precious daylight hours afield—here's everything you need to know about the backlog issue, proposed solutions, and why it's personal

Picture this: You draw a special deer tag in a unit you've never hunted before, and like most people, you're busy. So, you study maps and satellite imagery to mark roads and trails on your GPS, but family and

work obligations prevent you from being able to get out there and scout in-person.

You could be pulling into camp the day before a six-day hunt, with your entire strategy reliant on being able to use access that you've never laid eyes on. It's not ideal, but it happens. And there is a real possibility that you'll be confronted with washed out roads and deep ruts that make passage difficult or impossible by vehicle, while some non-motorized trails are so overgrown that you can't even find them to hike on.

No one wants to burn up half their hunt frustrated by road and trail conditions that fall short of their expectations. But this kind of access to public lands has become more difficult for America's sportsmen and women because of the massive maintenance backlogs at many federal land management agencies—not just the National Park Service. It's time to recognize the breadth of this challenge and how it plays out during your hunting and fishing season.

Know the Numbers

According to the U.S. Fish and Wildlife Service, more than 36 percent of American hunters depend on public lands for some or all of their access. In the West, where the BLM oversees 245 million acres of multiple-use public lands, 72 percent of hunters rely on public lands. When the roads and trails on these lands become difficult to navigate, these are the sportsmen and women who waste their precious time afield and get frustrated with land managers.

Currently, the Interior Department has a maintenance backlog totaling roughly \$16 billion. While the bulk of that figure—or \$11.6 billion—is tied to national parks, America's sportsmen and women remain concerned about the backlogs at the Bureau of Land Management and the National Wildlife Refuge System, which have a combined backlog of \$2.2 billion. Meanwhile, at the Department of Agriculture, the U.S. Forest Service has a backlog totaling more than \$5 billion, an issue further exacerbated by the practice of “fire borrowing” before this fix.

Combined, these agencies manage public lands that provide some of the best hunting and fishing opportunities in the country. But nothing is more frustrating than having to ground-truth every route to make sure they are accessible as presented on a map. Especially in today's world, when time is precious and most people don't have extra days to spare.

Loss of access is often cited as the number-one reason hunters quit the sport. With hunting numbers already in decline, creating a ripple that reduces funding for state wildlife conservation, we can ill-afford to let a backlog of repairs put negative pressure on hunter retention and recruitment.

Finding a Solution

The deferred maintenance backlog across federal agencies and Americans' access to public lands appears to be top-of-mind for the administration. In his recent infrastructure proposal, President Trump offered a new funding stream to address the maintenance backlog on lands managed by the Interior Department, including our nation's parks and wildlife refuges. And Secretary Zinke has been outspoken about the maintenance backlog issue, even as he has urged agency staff through two Secretarial Orders to prioritize public access to outdoor recreation like hunting and fishing.

Creating a solution will be critical, but it can't come at the cost of other important conservation programs. While the TRCP supports initiatives to address the significant maintenance backlog on our nation's public lands, we are opposed to efforts to restructure programs like the Land and Water Conservation Fund with an aim of shifting funding from one important need to another.

Instead, we need an all-of-the-above strategy: Reauthorize the Land and Water Conservation Fund to continue creating access where there is none, recognize that the maintenance backlog issue is meaningful for more than just national park visitors, and identify new funding sources to deal with it.

We urge Congress and the administration to work together and find a bipartisan solution to address the maintenance backlogs on BLM lands,

wildlife refuges, and national forests—in addition to a critical fix for our national parks. A true solution will also uphold the integrity and purpose of other critical public lands programs, like LWCF—it won't rob Peter to pay Paul.

The future of our access and outdoor traditions depends on it. If you agree, [sign the Sportsmen's Country petition now](#).

Heather Swift
Press Secretary
Department of the Interior

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-05T12:32:54-04:00
Importance: Normal
Subject: Fwd: Immediate Awareness Requested for Litigation
Received: 2018-04-05T17:42:16-04:00

FYI from Tim -

Sent from my iPhone

Begin forwarded message:

From: "Murphy, Timothy" <timothy.murphy@sol.doi.gov>
Date: April 5, 2018 at 10:43:25 AM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Tony Irish <tony.irish@sol.doi.gov>, Rachel Spector <rachel.spector@sol.doi.gov>
Subject: Fwd: Immediate Awareness Requested for Litigation

Hi Dan,

As you can see, there is a set of documents (around 1500 pages) in the Matt Allen FOIA litigation that we sent to Kate last Thursday, for review in anticipation of a our JSR this coming Monday (4/9) and status conference the following Friday. We are in a risky scenario if we don't provide some material before that (we already have missed our original date for release of 3/30).

Tony talked to Kate Tuesday and she had some questions about the application of the privileges. We thought that she would have completed her review by now but have just learned that she is on travel until Monday. As we need to have something for the plaintiffs by Monday, it is becoming urgent...so we are seeking your guidance on the path forward. Options that we see are:

[REDACTED]

[REDACTED] Do you have any thoughts on the right course?

Thanks,

Tim

----- Forwarded message -----

From: Irish, Tony <tony.irish@sol.doi.gov>
Date: Wed, Apr 4, 2018 at 8:53 AM
Subject: Re: Immediate Awareness Requested for Litigation
To: Katharine MacGregor <katharine_macgregor@ios.doi.gov>
Cc: Ryan McQuighan <ryan_mcquighan@ios.doi.gov>, Timothy Murphy

<timothy.murphy@sol.doi.gov>, Rachel Spector <Rachel.Spector@sol.doi.gov>

Good morning, Kate,

I'm checking in to see where you are on the Allen FOIA documents. It is important that we are able to get a production out today. We have a joint status report on the FOIA litigation due on 4/9, and a status conference on 4/13 regarding the rate at which OS FOIA has to release materials. Further delay may increase the likelihood that OS FOIA will have to produce in this matter at a much increased rate. If you have any questions, I'm happy to talk. Thank you.

Tony Irish
Division of General Law
Office of the Solicitor
Department of the Interior
202-208-5065 (phone)

On Mon, Apr 2, 2018 at 1:15 PM, Irish, Tony <tony.irish@sol.doi.gov> wrote:

Good afternoon, Kate

I understand from Rob Howarth that you may have had some concerns about this package, do you have time to discuss today before 3?

If not, could you please let me know if your concerns are limited only to those portions of the package that are emails including your content? We could then remove those portions and produce those documents that do not include you. It is important for us to get a release out to plaintiff today if at all possible.

Thank you.

Tony Irish
Division of General Law
Office of the Solicitor
Department of the Interior
202-208-5065 (phone)

On Fri, Mar 30, 2018 at 12:54 PM, McQuighan, Ryan <ryan_mcquighan@ios.doi.gov> wrote:

Hello all,

If you have not already reviewed the earlier message and package, please do it now.

Downey and Laura, You have not seen this yet, but we need to release this by COB today.

Thanks,
Ryan

Ryan McQuighan
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Ryan_McQuighan@ios.doi.gov
202.208.2047 - direct line
202.513.0765 - phone
202.219.2374 - fax

----- Forwarded message -----

From: **McQuighan, Ryan** <ryan_mcquighan@ios.doi.gov>
Date: Thu, Mar 29, 2018 at 1:39 PM
Subject: Fwd: 18-77 for Review
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, James Cason
<james_cason@ios.doi.gov>, Kathleen Benedetto <kbenedetto@blm.gov>,
Katharine MacGregor <katharine_macgregor@ios.doi.gov>, Douglas
Domenech <douglas_domenech@ios.doi.gov>
Cc: Robert Howarth <robert_howarth@ios.doi.gov>, "Irish, Tony"
<tony.irish@sol.doi.gov>

Good afternoon,

I am providing the attached 1,592 pages of records to you for an awareness review concerning Matthew Allen of BLM. These records are involved in active litigation and will need to be produced by the close of business Friday, March 30, 2018. We asked BLM FOIA to review these and received their approval, but I'm not sure who in BLM Management reviewed. The attorney that cleared this production was Tony Irish in the Division of General Law, as well as BLM FOIA.

Please provide confirmation that you have received and reviewed these records by 1 pm on Friday, March 30, 2018. If this deadline is a problem, please let us know ASAP.

To expedite your review, you can open the document and do CTRL + F to locate your name and advance to each document.

Ryan McQuighan
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS-7328
Washington, D.C. 20240
Ryan_McQuighan@ios.doi.gov
202.208.2047 - direct line
202.513.0765 - phone
202.219.2374 - fax

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-26T18:59:01-04:00
Importance: Normal
Subject: Fwd: idaho stockwater
Received: 2018-03-26T19:52:11-04:00
[ATT00001.htm](#)
[18_03_22_Idaho_Stockwater_Options_\(1\)_1.doc](#)

FYI

----- Forwarded message -----

From: **Brandon Middleton** <brandon.middleton@sol.doi.gov>
Date: Mon, Mar 26, 2018 at 2:33 PM
Subject: Fwd: idaho stockwater
To: daniel.jorjani@sol.doi.gov

Also I will be reviewing the attached bullet points re potential negotiated solution

Sent from my iPhone

Begin forwarded message:

From: "Moody, Aaron" <aaron.moody@sol.doi.gov>
Date: March 25, 2018 at 8:19:30 PM EDT
To: Brandon Middleton <brandon.middleton@sol.doi.gov>
Cc: Carter Brown <Carter.Brown@sol.doi.gov>, Kathleen Carr
<kathleenmarion.carr@sol.doi.gov>
Subject: idaho stockwater

Brandon:

Attached are some bullets on possible negotiated solutions to the issues raised by HB603. OGC is also elevating these up their chain. A few things:

1. We think the next step is to brief BLM (both ID and WO) on the issue and possible solutions and decide who will be the "negotiators" for DOI. One thought we had is that it might make sense for Kathleen and BLM-ID (probably Acting State Director Peter Ditton) as well as counterparts in OGC/FS, but that potentially you and Stephen Vader may want to attend a negotiation sessions. We should also discuss timing and whether we should involve DOJ.
2. Another thought we had was that we may want to start working with DOJ on a possible draft complaint that could also be useful in fleshing out our legal

position. Are you comfortable with us reaching out to DOJ on that topic?

Carter, Kathleen, please feel free to jump in. I'm out on spring break this week, but could potentially chat by phone depending on timing. And Haninah is available to assist.

-Aaron

Aaron G. Moody
Acting Associate Solicitor - Division of Land Resources

Office of the Solicitor
U.S. Department of the Interior
202-208-3495 (o)
202-309-6928 (c)

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To: David Bernhardt[dwbernhardt@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Rigas, Laura[laura_rigas@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Russell Newell[russell_newell@ios.doi.gov]
From: MacGregor, Katharine
Sent: 2018-04-03T14:25:32-04:00
Importance: Normal
Subject: Fwd: GOMESA Disbursements Draft Communications Plan for April 26, 2018 Disbursement
Received: 2018-04-03T14:26:03-04:00
Draft Communications Plan GOMESA 3-29-2018.docx

If the boss or DepSec are traveling or even here in DC, this would be a great opportunity to go to an LWCF-funded sight and talk about how offshore oil and gas development directly funds conservation projects around the country. GOMESA funds the stateside LWCF program. He could also be in the Gulf and talk about revenue sharing funding coastal restoration projects. I believe these will be the biggest payments we have made TO DATE under GOMESA because they are under the Phase II GOMESA regulations.

-K

----- Forwarded message -----

From: **Gould, Greg** <greg.gould@onrr.gov>
Date: Tue, Apr 3, 2018 at 1:55 PM
Subject: Fwd: GOMESA Disbursements Draft Communications Plan for April 26, 2018 Disbursement
To: Katharine Macgregor <kate_macgregor@ios.doi.gov>, Micah Chambers <micah_chambers@ios.doi.gov>, John Tanner <john_tanner@ios.doi.gov>, Todd Willens <todd_willens@ios.doi.gov>, Downey Magallanes <downey_magallanes@ios.doi.gov>, Todd Wynn <todd_wynn@ios.doi.gov>, Laura Rigas <laura_rigas@ios.doi.gov>, James Cason <james_cason@ios.doi.gov>, Karen Osborne <Karen.Osborne@onrr.gov>

Good Afternoon Kate,

See below and attached for the latest on the GOMESA Comms plan. Karen is also working with the Budget office to make sure we are all coordinated. Please let me know if you have any comment or concerns with the Comms plan.

Thanks,

Greg

Gregory J. Gould

*Director
Office of Natural Resources Revenue
U.S. Department of the Interior
Office: 303-231-3429 Cell: 703-307-4866*

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----- Forwarded message -----

From: **Osborne, Karen** <karen.osborne@onrr.gov>

Date: Thu, Mar 29, 2018 at 1:10 PM

Subject: GOMESA Disbursements Draft Communications Plan for April 26, 2018 Disbursement

To: Joseph Balash <joseph_balash@ios.doi.gov>, Katharine MacGregor <katharine_macgregor@ios.doi.gov>, Blake Deeley <blake_deeley@ios.doi.gov>, "Quinn, Matthew" <matthew_quinn@ios.doi.gov>, Todd Wynn <todd_wynn@ios.doi.gov>, Micah Chambers <micah_chambers@ios.doi.gov>, Laura Rigas <laura_rigas@ios.doi.gov>, Todd Willens <todd_willens@ios.doi.gov>, Downey Magallanes <downey_magallanes@ios.doi.gov>, James Cason <james_cason@ios.doi.gov>, Walter Cruickshank <walter.cruickshank@boem.gov>, "Schindler, James" <james.schindler@boem.gov>, Thomas Farndon <thomas.farndon@boem.gov>, Scott Cameron <scott_cameron@ios.doi.gov>, Greg Gould <greg.gould@onrr.gov>
Cc: ONRR ELT <onrrelt@onrr.gov>, Heidi Badaracco <heidi.badaracco@onrr.gov>

Good afternoon,

I've attached our draft communications plan, including a Q&A section and draft Secretarial press release, for the GOMESA Disbursements that will occur on April 26, 2018. There are a few items in red font for which I need guidance from the Department offices. I will provide the total disbursement amount, as well as a table of individual amounts for each state and coastal political subdivision, after ONRR finalizes the net of sequestration disbursement amount processing, no later than April 15th.

If you have any questions, please contact me at your convenience.

Thank you,

Karen L. Osborne

Policy Analyst, Acting Legislative Specialist
Office of Natural Resources Revenue, Director's Office

(303) 231-3739

karen.osborne@onrr.gov

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--

Kate MacGregor
Principal Deputy Assistant Secretary - Land and Minerals Management
U.S. Department of the Interior
1849 C ST NW
Room 6625
Washington DC 20240
202 208 3671 (Direct)

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Downey Magallanes
Sent: 2018-04-05T15:28:03-04:00
Importance: Normal
Subject: Fwd: fyi - Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
Received: 2018-04-05T21:38:13-04:00

Sent from my iPhone

Begin forwarded message:

From: "Swift, Heather" <heather_swift@ios.doi.gov>
Date: April 5, 2018 at 3:12:21 PM EDT
To: "Magallanes, Downey" <downey_magallanes@ios.doi.gov>
Subject: fyi - Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say

Fox News: Cybersecurity fiasco: Interior Department computers trying to talk to Russia, inspectors say
George Russell

Three years after Chinese hackers stole security clearance files and other sensitive personal information of some 22 million U.S. federal employees, cyber-defenses at the Department of Interior, which hosted White House Office of Personnel Management (OPM) servers targeted in the theft, were still unable to detect "some of the most basic threats" inside Interior's computer networks — including malware actively trying to make contact with Russia.

In a 16-month examination of Interior's ability to detect and respond to cyber-threats, evaluators from the department's Office of Inspector General (OIG) also discovered that Interior's technicians simply did not implement a sweeping array of mandatory, government-wide defensive measures ordered up after the disastrous OPM hack, didn't investigate blocked intrusion attempts, and left "multiple" compromised computers on their network "for months at a time," according to a redacted OIG report issued in March.

Ultra-sensitive security clearance files have since been moved to the Defense Department, but, among other things, the OIG report noted that:

- sensitive data at Interior could be taken out of the department's networks "without detection."
- network logs showed that a computer at the U.S. Geological Survey, an Interior bureau, was regularly trying to communicate with computers in Russia. The messages were blocked, but "the USGS facilities staff did not analyze the alerts."
- dangerous or inappropriate behavior by network users — including the downloading of pornography and watching pirated videos on Russian and Ukrainian websites — was not investigated.
- computers discovered to be infected with malware were scrubbed as soon as possible and put back into use—meaning little or no effort went into examining the scope and nature of any such threats to the broader network. This happened, the OIG team noted, with one intruder they discovered themselves.

- simulated intrusions or ransomware attacks created by the examiners were carried out with increasing blatancy without a response—in the case of ransomware, for nearly a month
- After the devastating OPM hack, which was discovered in April 2015, the department didn't even publish a lessons-learned plan for its staffers based on the disaster. The OIG inspectors reported that Interior started to draft an "incident response plan" that month to deal with future intrusions, but "did not publish it until August 2017"—two months after the OIG team had finished their lengthy fieldwork.
- Distressingly, the report also notes that the department's cybersecurity operations team was not privy to a list of Interior's so-called "high-value IT assets" prepared by the Chief Information Officer, "due to its sensitive nature."

In other words, the people tasked with protecting Interior's most important information sites were not told what they were.

The report notes that such assets include "IT systems, facilities and data that are of particular interest to nation-state adversaries, such as foreign military and intelligence services." They also often "contain sensitive data or support mission-critical Federal operations."

In short, "there hasn't been a lot done" in the wake of the devastating OPM hack, an official in the Inspector General's office told Fox News. And, to make matters even worse, the OIG official said, "It's likely that the same tests at other [federal] agencies would yield the same results."

When OIG staffers presented 23 recommendations to fix the huge gaps in Interior's digital defenses, the department's top IT officials agreed — but said some of the most important fixes would take as many as five years, due to budgetary constraints.

"This is totally unacceptable and absurd," says Jason Chaffetz, former head of the House Committee on Oversight and Government Reform, which in 2016 issued a scathing report on the lapses surrounding the earlier OPM security breach. (Chaffetz has left Congress and is now a Fox News contributor.)

"With one good trip to Best Buy we might be better off," he added.

A top cybersecurity expert consulted by Fox News concurred, called the report "pretty damning" and evidence of "gross negligence" on the part of Interior's top cyber-officials. The expert has a deep knowledge of federal information systems and experience with national security issues.

The long-term neglect, inertia and disarray concerning information security at Interior and other parts of the federal bureaucracy dates back to the Obama administration and beyond. But now they offer a steep challenge to the Trump administration, which is trying to impose its own cybersecurity agenda along with a sustained program of information technology-driven management modernization on the shambolic federal bureaucracy.

It is further complicated by previous federal efforts to centralize and rationalize the bureaucracy, including creation of a number of "shared business centers" across the government.

The business center at Interior offered — and still offers -- human resources services to 150 federal agencies, according to its website.

That is where OPM's personnel servers were located. Though OPM itself was responsible for maintaining the security of its servers, according to the OIG report the hackers who stole personnel files "moved through the U.S. Office of Personnel Management environment through a trusted connection to the [Interior] Department's data center, pivoting to human resources systems hosted by the Department."

Such "lateral" connections across the government provided by the service centers are a "gold mine" to foreign intelligence hackers when penetrated, according to the cybersecurity expert

consulted by Fox News.

In addition, databases at the Interior Department offer foreign hackers additional sensitive troves.

Interior's nine bureaus may be best known for managing the nation's national parks and vast land resources. But federal lands and waters also supply some 30 percent of U.S. oil and gas production, and the department's bureau of reclamation is the country's second-largest provider of electrical power. The U.S. Geological Survey monitors water resources and harvests satellite data on a global basis.

Geothermal, solar and wind resources are also concentrated on federal lands, and the department also oversees the safety and environmental soundness of offshore drilling.

In an executive order issued last May, President Trump explicitly declared that "the executive branch has for too long accepted antiquated and difficult-to-defend IT," and that "known but unmitigated vulnerabilities are among the highest cybersecurity risks faced by executive departments and agencies."

Heads of federal agencies were supposed to begin reporting on their "risk management measures" to deal with those problems within 90 days of the May 11, 2017, executive order -- while the OIG evaluation of Interior was still in progress. Field work on the Interior report ended a month later, in June.

Queried about the dismal evaluation of Interior's cyber-defenses, a senior official in the White House Office of Management and Budget, which is in charge of the administration's cybersecurity makeover, told Fox News that "we all acknowledge there are gaps across the Dot-Gov"-- shorthand for the federal government's digital domain.

But, he added, "we are leveraging our authority to manage and eliminate these deficiencies. We have put down very ambitious markers and said, here is where we need to go."

In particular, "we are laser-focused on cyber-security," he said.

That imperative was reinforced, the official said, in the President's Management Agenda, a document issued last month that laid out an ambitious, long-term plan for modernizing the federal government, with a sweeping upgrade of information technology as a key tool, along with a reorganization and upgrading of the federal work force and its management—especially the IT work force.

Money needs for the tech upgrade are supposed to come from a renewable, \$500 million Technology Modernization Fund. In addition, the president's proposed 2019 budget — which only happens insofar as Congress lets it — contains some \$80 billion in IT and cybersecurity spending, ostensibly a 5.2 percent increase.

Even though the administration's makeover plans are being pressed forward vigorously and as fast as possible, the presidential management agenda also warns that "deep-seated transformation takes time and will not happen in one or two years."

The pressure to carry out all those ambitious tasks is supposed to come from, among other things, "continuous performance improvement," by means of relentless monitoring of results. In cybersecurity, these include annual "performance audits," carried out under the Federal Information Security Modernization Act and known as FISMA reports, along with an annual report card on information technology acquisitions.

In 2017, Interior's heavily redacted FISMA account points to numerous holes in Interior's defenses in a wide array of its departments, and an overall assessment that deficiencies were noted across all the conceptual areas of cybersecurity. The department's score on the technology acquisition report card dropped from B+ to C in 2017.

In the shorter term, the administration is pinning its hopes on an aggressive move to cloud-based

services and other technologies that will move government departments like Interior away from the “perimeter” defenses that the OIG report shows they might not be carrying out in the first place.

The strategy was outlined in yet another report to the president, on Federal IT modernization, issued last December.

The December report underlines that achieving its goals “will require an active shift in the mindset of agency leadership...IT practitioners, and oversight bodies.”

The evaluation of cyber-defenses at Interior is evidence that shift is not yet underway.

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-22T18:17:35-04:00
Importance: Normal
Subject: Fwd: FOR REVIEW: Grizzly Bear remarks and policy briefing memo
Received: 2018-03-22T18:18:26-04:00
0323 grizzly folder.docx
0323 grizzly memo.docx

Grizzlies -

----- Forwarded message -----

From: **Nachmany, Eli** <eli_nachmany@ios.doi.gov>
Date: Thu, Mar 22, 2018 at 6:12 PM
Subject: FOR REVIEW: Grizzly Bear remarks and policy briefing memo
To: Todd Willens <todd_willens@ios.doi.gov>, Jason Larrabee <jason_larrabee@ios.doi.gov>, Greg Sheehan <greg_j_sheehan@fws.gov>, Downey Magallanes <downey_magallanes@ios.doi.gov>, John Tahsuda <john.tahsuda@bia.gov>
Cc: Laura Rigas <laura_rigas@ios.doi.gov>, "Newell, Russell" <russell_newell@ios.doi.gov>, John Bockmier <john_bockmier@ios.doi.gov>, Heather Swift <heather_swift@ios.doi.gov>, Alex Hinson <alex_hinson@ios.doi.gov>, Katie Mills <katie_mills@ios.doi.gov>, Todd Wynn <todd_wynn@ios.doi.gov>, John Tanner <john_tanner@ios.doi.gov>, Micah Chambers <micah_chambers@ios.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Aaron Thiele <aaron_thiele@ios.doi.gov>, Wesley Bullock <wesley_bullock@ios.doi.gov>

Hey all,
Attached please find the draft final of the Secretary's remarks (formatted for the folder, per Aaron's request) and the policy briefing memo.

Please let me know if any further edits. Jason, I've made your change as well.

Thanks all for your help.

--

Sincerely,

Eli Nachmany
Speechwriter, Office of Communications
U.S. Department of the Interior
(202) 706-9285

To: Katie Mills[katie_mills@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-21T15:49:46-04:00
Importance: Normal
Subject: Fwd: Federal Register notice #2
Received: 2018-03-21T15:49:54-04:00
[ATT00001.htm](#)
[GYE grizzly FR #2 clean \(7\).docx](#)

See me Thurs

Sent from my iPhone

Begin forwarded message:

From: "McKeown, Matthew" <matthew.mckeown@sol.doi.gov>
Date: March 21, 2018 at 3:40:44 PM EDT
To: David Bernhardt <dwbernhardt@ios.doi.gov>
Subject: Fwd: Federal Register notice #2

Attached is the close to final version of the closeout of the FRN process we discussed last week. There is a meeting on Friday to discuss next steps. But I figured it would be beneficial for you to have a chance to read the thing that is under consideration.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303 445 0625

----- Forwarded message -----

From: **Powell, Tyson** <tyson.powell@sol.doi.gov>
Date: Wed, Mar 21, 2018 at 1:20 PM
Subject: Federal Register notice #2
To: Matthew McKeown <matthew.mckeown@sol.doi.gov>, Dana Jacobsen <dana.jacobsen@sol.doi.gov>
Cc: Michael Thabault <michael_thabault@fws.gov>

Attached is the most recent version of the Federal Register notice in my possession.

--

Tyson Powell
Office of the Regional Solicitor
Rocky Mountain Region
U.S. Department of Interior
755 Parfet Street, Suite 151
Lakewood, CO 80215
Direct dial (office): 303-445-0629
Office cell: 202-794-0472

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-28T22:15:35-04:00
Importance: Normal
Subject: Fwd: Ethics Leadership
Received: 2018-03-28T22:15:40-04:00

Working on the announcement.

Sent from my iPhone

Begin forwarded message:

From: "Smith, Marc" <marc.smith@sol.doi.gov>
Date: March 28, 2018 at 4:39:18 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Subject: Ethics Leadership

Dan,

I just spoke with Sharon regarding onboarding dates. Sharon indicated the following:

- Scott de la Vega - April 15. Sharon also confirmed that Scott does not need to be "Acting." He can hold the titles of Director and DAEO as an SL.
- Heather Gottry - April 15.
- Ed McDonnell conversion to SL - April 1.

Marc.

--

Marc A. Smith, Associate Solicitor
Division of Administration
Office of the Solicitor
United States Department of the Interior
1849 C St., NW
Washington, DC 20240
(202) 208-7950
marc.smith@sol.doi.gov

Excellence - Integrity - Service

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Willens, Todd[todd_willens@ios.doi.gov]; Jason Larrabee[jason_larrabee@ios.doi.gov]; Richard Goeken[richard.goeken@sol.doi.gov]
Cc: Greg Sheehan[Greg_J_Sheehan@fws.gov]; Peg Romanik[Peg.Romanik@sol.doi.gov]; BENJAMIN JESUP[benjamin.jesup@sol.doi.gov]; Nancy Brown-Kobil[Nancy.Brown-Kobil@sol.doi.gov]; Shawn Finley[Shawn.Finley@sol.doi.gov]; Gina Shultz[Gina_Shultz@fws.gov]; Craig Aubrey[craig_aubrey@fws.gov]; Patrice Ashfield[patrice_ashfield@fws.gov]; Jim Kurth[Jim_Kurth@fws.gov]
From: Frazer, Gary
Sent: 2018-03-21T13:37:12-04:00
Importance: Normal
Subject: Fwd: ESA Notice of Intent to Sue: malathion pesticide products
Received: 2018-03-21T13:37:51-04:00
[ATT00001.htm](#)
[NOI letter malathion FINAL w appx 2018 3 20.pdf](#)

FYI, CBD just sent the attached 60-day notice regarding our consultation with EPA on malathion registration review. -- GDF

*Gary Frazer
Assistant Director -- Ecological Services
U.S. Fish and Wildlife Service
(202) 208-4646*

----- Forwarded message -----

From: **Jim Kurth** <jim_kurth@fws.gov>
Date: Wed, Mar 21, 2018 at 9:52 AM
Subject: Fwd: ESA Notice of Intent to Sue: malathion pesticide products
To: Greg Sheehan <greg_j_sheehan@fws.gov>, Gary Frazer <Gary_Frazer@fws.gov>

FYI
Sent from my iPad

Begin forwarded message:

From: Stephanie Parent <SParent@biologicaldiversity.org>
Date: March 21, 2018 at 9:37:52 AM EDT
To: "Pruitt.scott@Epa.gov" <Pruitt.scott@Epa.gov>, "exsec@ios.doi.gov" <exsec@ios.doi.gov>, "WLRoss@doc.gov" <WLRoss@doc.gov>, "Jim_Kurth@fws.gov" <Jim_Kurth@fws.gov>, "Chris.W.Oliver@noaa.gov" <Chris.W.Oliver@noaa.gov>
Cc: Jonathan Evans <JEvans@biologicaldiversity.org>
Subject: ESA Notice of Intent to Sue: malathion pesticide products

Please, find attached a letter providing notice of intent to sue. I would be happy to

schedule a time to discuss this matter.

Sincerely,

Stephanie Parent, Senior Attorney

Center for Biological Diversity

971-717-6404

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Vincent Devito
Sent: 2018-03-23T08:04:28-04:00
Importance: Normal
Subject: Fwd: Energy Summit Update
Received: 2018-03-23T08:04:34-04:00

Begin forwarded message:

From: "Stolte, Christopher" <christopher_stolte@ios.doi.gov>
Date: March 22, 2018 at 5:14:29 PM EDT
To: John Bockmier <john_bockmier@ios.doi.gov>, "Deeley, Blake" <blake_deeley@ios.doi.gov>, Jason Funes <jason_funes@ios.doi.gov>, John Tahsuda <john.tahsuda@bia.gov>, John Tanner <john_tanner@ios.doi.gov>, "Campbell, Joshua" <joshua.campbell@sol.doi.gov>, Leila Getto <leila_getto@ios.doi.gov>, Todd Wynn <todd_wynn@ios.doi.gov>, Joseph Balash <joseph_balash@ios.doi.gov>, Katharine MacGregor <katharine_macgregor@ios.doi.gov>, Laura Rigas <laura_rigas@ios.doi.gov>, Landon Davis <ldavis@osmre.gov>, Russell Newell <russell_newell@ios.doi.gov>, William Dove <william_dove@ios.doi.gov>, Alex Hinson <alex_hinson@ios.doi.gov>
Cc: "Devito, Vincent" <vincent_devito@ios.doi.gov>, Michael Argo <michael_argo@ios.doi.gov>
Subject: Energy Summit Update

Team,
Sending you a quick update on Vincent's behalf regarding the DOI Energy Summit.

This week Vincent received an update from the White House that May 15th will be the new Energy Summit date. We can move forward with planning the event. Therefore, we will continue our Energy Summit planning meetings next week. Please continue to work action items and be prepared to discuss next Thursday.

Thanks in advance, looking forward to a great event!

Chris

To: Bernhardt, David[dwbernhardt@ios.doi.gov]; Cason, Jim[james_cason@ios.doi.gov]; Voyles, James[james_voyles@ios.doi.gov]
From: Willens, Todd
Sent: 2018-03-26T08:09:13-04:00
Importance: Normal
Subject: Fwd: EIS Explanation for Exceeding 150-page limit
Received: 2018-03-26T08:09:49-04:00
Secretarial Order 3355 Page Limit Justification - Yolo HCP.docx
Secretarial Order 3355 Page Limit Justification - SSHCP.docx

FYI Two NEPA waiver requests pending w/ASFWP.

Todd Willens
Assistant Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW -- MIB Room 6116
Washington, DC 20240
office: 202-208-6291

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----- Forwarded message -----

From: **Larrabee, Jason** <jason_larrabee@ios.doi.gov>
Date: Mon, Mar 26, 2018 at 7:46 AM
Subject: Fwd: EIS Explanation for Exceeding 150-page limit
To: Todd Willens <todd_willens@ios.doi.gov>

FYI...

Jason Larrabee
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks
U.S. Department of the Interior
1849 C Street, NW -- MIB Room 3154
Washington, DC 20240
office: 202-208-4416

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

----- Forwarded message -----

From: **Morris, Charisa** <charisa_morris@fws.gov>
Date: Fri, Mar 23, 2018 at 4:31 PM
Subject: EIS Explanation for Exceeding 150-page limit
To: "Larrabee, Jason" <jason_larrabee@ios.doi.gov>, Aurelia Skipwith <aurelia_skipwith@ios.doi.gov>, Wendy Fink <wendy_r_fink@ios.doi.gov>, "Foster, Maureen" <maureen_foster@ios.doi.gov>
Cc: Greg Sheehan <greg_j_sheehan@fws.gov>, Jim Kurth <jim_kurth@fws.gov>, Stephen Guertin <stephen_guertin@fws.gov>, Kashyap Patel <kashyap_patel@fws.gov>, Lois A Wellman <Lois_Wellman@fws.gov>, "Randolph, Nikki" <nikki_randolph@fws.gov>, Gary Frazer <Gary_Frazer@fws.gov>, Gina Shultz <Gina_Shultz@fws.gov>

Good afternoon-

These explanations will accompany all future printouts of EISs that are delivered to FWP.

Thanks!

Charisa

--

Charisa_Morris@fws.gov | Chief of Staff, Office of the Director | U.S. Fish & Wildlife Service
| 1849 C Street NW, Room 3348 | Washington, DC 20240 | (202) 208-3843 | For urgent matters, please dial
cell: 301-875-8937

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Joseph Balash[joseph_balash@ios.doi.gov]; Hammond, Casey[casey_hammond@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]
From: Benedetto, Kathleen
Sent: 2018-03-28T10:07:02-04:00
Importance: Normal
Subject: Fwd: Early Alert: BLM New Mexico to close on 648 acres that will be added to the Río Grande del Norte National Monument
Received: 2018-03-28T10:07:09-04:00

FYI - Early Alert land acquisition in Río Grande del Norte National Monument

----- Forwarded message -----

From: Michael Nedd <mnedd@blm.gov>
Date: Tue, Mar 27, 2018 at 9:13 PM
Subject: RE: Early Alert: BLM New Mexico to close on 648 acres that will be added to the Río Grande del Norte National Monument
To: Aden Seidlitz <aseidlitz@blm.gov>, Jeff Krauss <jkrauss@blm.gov>
Cc: Brian Steed <bsteed@blm.gov>, Megan Crandall <mcrandal@blm.gov>, Christopher McAlear <cmcalear@blm.gov>, Kathleen Benedetto <kbenedetto@blm.gov>

Since BLM is acquiring this property, I suspect DOI will be very interested in this and therefore we need to ensure they are in the loop and fully aware of any announcements, even by Trust for Public Land or others...

Take care and have a wonderful day! :)

Michael D. Nedd

202-208-3801 Office

202-208-5242 Fax

mnedd@blm.gov

A thought to consider "Do all the good you can, in all the ways you can, for all the people you can, while you can!"

From: Megan Crandall <mcrandal@blm.gov>

Sent: Tuesday, March 27, 2018 8:54 PM

To: blm_wo_100@blm.gov

Cc: Jeff Krauss <jkrauss@blm.gov>; bwinston@blm.gov; Patrick Wilkinson <p2wilkin@blm.gov>; acargile@blm.gov; gfuhs@blm.gov; leng@blm.gov

Subject: Fwd: Early Alert: BLM New Mexico to close on 648 acres that will be added to the Río Grande del Norte National Monument

EARLY ALERT

Please note: This is an internal document only; it is not for external distribution.

To: Washington Office (WO) BLM/DOI Officials

From: BLM New Mexico State Office

Through: Division Chief, WO Public Affairs

Subject: BLM New Mexico Taos Field Office is expecting to close on 648 acres that will be added to the Río Grande del Norte National Monument

What: The acquisition of formerly private land will increase public hunting and fishing access in the interior of the Monument

Who: Trust for Public Land

Where: Taos Field Office (TAFO)

When: This week, possibly March 28

Background: The BLM New Mexico TAFO is expecting to close on 648 acres that will be added to the Rio Grande del Norte National Monument in an acquisition coordinated by the Trust for Public Land. The organization may announce the acquisition as early as March 28.

The acquisition of formerly private land, which was known as the Kessler Property, will increase public hunting and fishing access in the interior of the Monument, including the Río Grande. The Trust for Public Land purchased the property in February and held it until the BLM was able to complete the due diligence process to acquire the property.

The Trust for Public Land has a long history of working with the BLM in New Mexico, specifically at the Rio Grande del Norte National Monument. For this acquisition, the organization collaborated with BLM, using \$438,000 from the Fiscal Year 2016 Collaborative Land and Water Conservation Fund. This project saw full support from the New Mexico Congressional delegation. The organization is planning to issue a news release, date unknown, announcing the acquisition. BLM New Mexico has been invited to provide a quote for that news release.

Contact: Leslie Holland, Acting Associate State Director, (505) 954-2222

####

--

Kathleen Benedetto
Senior Adviser
Bureau of Land Management
Room 5648, MIB
1849 C Street NW
Washington, DC 20240
Direct: (202) 208-5934

Cell: (202) 336-9318

To: James Voyles[james_voyles@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-06T13:11:43-04:00
Importance: Normal
Subject: Fwd: Draft memo on the border
Received: 2018-04-06T13:11:51-04:00
[ATT00001.htm](#)
[Department of the Interior Contributes to National Border Security draft to SOL.docx](#)

Please start on this

Sent from my iPhone

Begin forwarded message:

From: "Cameron, Scott" <scott_cameron@ios.doi.gov>
Date: April 6, 2018 at 11:27:13 AM EDT
To: David Bernhardt <dwbernhardt@ios.doi.gov>, Daniel Jorjani
<daniel.jorjani@sol.doi.gov>
Cc: Olivia Ferriter <olivia_ferriter@ios.doi.gov>, Harry Humbert
<harry_humbert@ios.doi.gov>, Jason Freihage <jason_freihage@ios.doi.gov>,
Brent Range <brent_range@ios.doi.gov>
Subject: Draft memo on the border

David,
Per your request yesterday.
Thanks,
Scott
Scott J. Cameron
Acting Assistant Secretary for Policy, Management and Budget
Office of the Secretary of the Interior
Desk 202 208 4242
Cell 202 706 9031

To: Keable, Edward[edward_keable@ios.doi.gov]
From: gareth_rees@ios.doi.gov
Sent: 2018-03-30T12:22:44-04:00
Importance: Normal
Subject: Fwd: Draft Evaluation Report – Reassignment of Senior Executives at the U.S. Department of the Interior, Report No. 2017-ER-061
Received: 2018-03-30T12:23:35-04:00
DraftEvaluation SESReassignment 022318.pdf

----- Forwarded message -----

From: **AIE Reports, OIG** <aie_reports@doioig.gov>
Date: Fri, Feb 23, 2018 at 10:41 AM
Subject: Draft Evaluation Report Reassignment of Senior Executives at the U.S. Department of the Interior, Report No. 2017-ER-061
To: Robert Howarth <robert_howarth@ios.doi.gov>, Scott Hommel <scott_hommel@ios.doi.gov>, Downey Magallanes <downey_magallanes@ios.doi.gov>
Cc: Allen Lawrence <allen_lawrence@ios.doi.gov>, David Bernhardt <dwbernhardt@ios.doi.gov>, James Cason <james_cason@ios.doi.gov>, Karen Richardson <karen.richardson@sol.doi.gov>, Nancy Thomas <Nancy_Thomas@ios.doi.gov>, Richard Myers <Richard.Myers@sol.doi.gov>, Scott Cameron <scott_cameron@ios.doi.gov>, Sharon Blake <sharon_j_blake@ios.doi.gov>, Patrick McHugh <patrick_mchugh@ios.doi.gov>, "Lampros, Alexandra" <Alexandra_Lampros@ios.doi.gov>

Good Morning,

The Office of Inspector General has completed the Draft Evaluation Report Reassignment of Senior Executives at the U.S. Department of the Interior, Report No. 2017 ER 061. An electronic copy is attached.

Please be advised that the attached report is ***For Official Use Only***; therefore it should not be released to anyone outside of the Department or this specified distribution. If additional distribution is required, please contact us.

Should you require additional information or assistance, please do not hesitate to contact me.

Thank you
CRISTAL J. GORHAM | COMMUNICATIONS COORDINATOR

U.S. DEPARTMENT OF THE INTERIOR | OIG IO
DIRECT: 202.219.2069
CRISTAL_GORHAM@DOIOIG.GOV

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior

1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Josephson, Temi[Temi.Josephson@sol.doi.gov]; Cally Younger[cally.younger@sol.doi.gov]; Aaron Moody[aaron.moody@sol.doi.gov]; Russell, Gregory[gregory.russell@sol.doi.gov]
From: Jorjani, Daniel
Sent: 2018-04-02T09:54:18-04:00
Importance: Normal
Subject: Fwd: Draft Briefing Paper - CBD v. BLM and FS re WSRs
Received: 2018-04-02T09:55:08-04:00
2018 4 2 CBD v BLM and FS re WSRs in CA (4) (2).docx

FYI from Temi -

----- Forwarded message -----

From: **Josephson, Temi** <temi.josephson@sol.doi.gov>
Date: Mon, Apr 2, 2018 at 9:41 AM
Subject: Fwd: Draft Briefing Paper - CBD v. BLM and FS re WSRs
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Cally Younger <cally.younger@sol.doi.gov>, Gregory Russell <Gregory.Russell@sol.doi.gov>, Erica Niebauer <erica.niebauer@sol.doi.gov>

Dan, we prepared a draft and forwarded to Cally and Greg yesterday. Temi

Clementine Josephson
Regional Solicitor
Pacific Southwest Region

Department of the Interior
Office of the Solicitor
2800 Cottage Way, E-1712
Sacramento, California 95825

Tel.: 916-978-5682
Fax: 916-978-5694

clementine.josephson@sol.doi.gov

----- Forwarded message -----

From: **Josephson, Temi** <temi.josephson@sol.doi.gov>
Date: Sun, Apr 1, 2018 at 12:03 PM
Subject: Draft Briefing Paper - CBD v. BLM and FS re WSRs
To: Cally Younger <cally.younger@sol.doi.gov>, Gregory Russell <Gregory.Russell@sol.doi.gov>
Cc: Erica Niebauer <erica.niebauer@sol.doi.gov>

Cally and Greg,

Attached is the briefing paper on the WSR litigation filed by CBD against BLM and the FS. Please review and edit as you feel needed and then forward to Dan J. for review before you send to David B.

Thanks,

Temi and Erica

**Clementine Josephson
Regional Solicitor
Pacific Southwest Region**

**Department of the Interior
Office of the Solicitor
2800 Cottage Way, E-1712
Sacramento, California 95825**

**Tel.: 916-978-5682
Fax: 916-978-5694**

clementine.josephson@sol.doi.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-25T22:05:35-04:00
Importance: Normal
Subject: Fwd: DPW
Received: 2018-03-25T22:06:20-04:00
Significant Matters DPW 3.26.18.docx

Since [REDACTED] I asked him to prepare a comprehensive outline of his current matters. Attached below.

----- Forwarded message -----

From: Goeken, Richard <richard.goeken@sol.doi.gov>
Date: Sun, Mar 25, 2018 at 9:17 PM
Subject: DPW
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>

Dan:

I have attached a rough outline of matters I have been working on. I hope it will help facilitate our discussion on the status of DPW.

Rick

--

Richard W. Goeken
Deputy Solicitor, Parks and Wildlife
Department of Interior Solicitor's Office, MS 6345
1849 C Street, N.W.
Washington, D.C. 20240
Richard.Goeken@sol.doi.gov
office - 202-208-3142
mobile - 202-507-1862

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Renner, Elinor[elinor_werner@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Wynn, Todd[todd_wynn@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]
From: Rigas, Laura
Sent: 2018-03-28T15:45:18-04:00
Importance: Normal
Subject: Fwd: DOI Week-ahead - March 28-April 4
Received: 2018-03-28T15:45:26-04:00
Interior Week Ahead 3.28.18.docx

FYI.

----- Forwarded message -----

From: **Rigas, Laura** <laura_rigas@ios.doi.gov>
Date: Wed, Mar 28, 2018 at 3:44 PM
Subject: DOI Week-ahead - March 28-April 4
To: "Rateike, Bradley A. EOP/WHO" [REDACTED] >, "Love, Kelly A. EOP/WHO" [REDACTED] >, Hogan Gidley [REDACTED] >, "Schlapp, Mercedes V. EOP/WHO" [REDACTED] >
Cc: Heather Swift <heather_swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, Alex Hinson <alex_hinson@ios.doi.gov>, John Bockmier <john_bockmier@ios.doi.gov>

Hi All --

Attached please find our week-ahead report.

Please let us know if you have any questions.

Thanks!

My best,
L

*Laura Keehner Rigas
Communications Director
U.S. Department of the Interior
(202) 897 7022 cell
@Interior*

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Wynn, Todd[todd_wynn@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]; Renner, Elinor[elinor_wemer@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]
From: Rigas, Laura
Sent: 2018-03-21T13:32:20-04:00
Importance: Normal
Subject: Fwd: DOI Week-ahead - March 21-28
Received: 2018-03-21T13:32:34-04:00
Interior Week Ahead 3.21.18.docx

FYI.

----- Forwarded message -----

From: Rigas, Laura <laura_rigas@ios.doi.gov>
Date: Wed, Mar 21, 2018 at 1:28 PM
Subject: DOI Week-ahead - March 21-28
To: "Rateike, Bradley A. EOP/WHO" [REDACTED] >, "Love, Kelly A. EOP/WHO" [REDACTED] >, Hogan Gidley [REDACTED] >, "Schlapp, Mercedes V. EOP/WHO" [REDACTED] >
Cc: Heather Swift <heather_swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, Alex Hinson <alex_hinson@ios.doi.gov>, John Bockmier <john_bockmier@ios.doi.gov>

Hi All --

Attached please find our week-ahead report. I've highlighted in yellow some new items which I do not believe are in the 30 day report.

Please let us know if you have any questions.

Thanks!

My best,
L

*Laura Keehner Rigas
Communications Director
U.S. Department of the Interior
(202) 897 7022 cell
@Interior*

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Wynn, Todd[todd_wynn@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; John Tanner[john_tanner@ios.doi.gov]; Lori Mashburn[lori_mashburn@ios.doi.gov]; Magallanes, Downey[downey_magallanes@ios.doi.gov]; Renner, Elinor[elinor_werner@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]
From: Rigas, Laura
Sent: 2018-04-05T10:25:24-04:00
Importance: Normal
Subject: Fwd: DOI Week-ahead - April 4-11
Received: 2018-04-05T10:25:32-04:00
Interior Week Ahead 4.5.18.docx

FYI.

----- Forwarded message -----

From: Rigas, Laura <laura_rigas@ios.doi.gov>
Date: Thu, Apr 5, 2018 at 10:24 AM
Subject: DOI Week-ahead - April 4-11
To: "Rateike, Bradley A. EOP/WHO" [REDACTED], "Love, Kelly A. EOP/WHO" [REDACTED], Hogan Gidley [REDACTED], "Schlapp, Mercedes V. EOP/WHO" [REDACTED]
Cc: Heather Swift <heather_swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, Alex Hinson <alex_hinson@ios.doi.gov>, John Bockmier <john_bockmier@ios.doi.gov>

Hi All --

Attached please find our week-ahead report. Please let us know if you have any questions.

Also, thank you for taking the time to meet with us yesterday. We thought it was productive and helpful.

My best,
L

*Laura Keehner Rigas
Communications Director
U.S. Department of the Interior
(202) 897 7022 cell
@Interior*

To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-02T20:07:15-04:00
Importance: Normal
Subject: Fwd: DoD MOU for liaison
Received: 2018-04-02T20:15:28-04:00
[mime-attachment.txt](#)
[ATT00001.htm](#)
[VanHouten William - Memorandum of Agreement \(2\) \(3\) clean \(1\) \(2\).doc](#)
[ATT00002.htm](#)

Let's discuss tomorrow.

Sent from my iPhone

Begin forwarded message:

From: Katharine MacGregor <katharine_macgregor@ios.doi.gov>
Date: April 2, 2018 at 3:55:27 PM EDT
To: Todd Willens <todd_willens@ios.doi.gov>, David Bernhardt
<dwbernhardt@ios.doi.gov>
Subject: DoD MOU for liaison

Attached is the MOU for the position we have for our DoD liaison. I had a few edits - it would make sense to do that when you move her to your hallway.
- K

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Katharine MacGregor
Sent: 2018-04-03T16:13:33-04:00
Importance: Normal
Subject: Fwd: Chapita Wells BP
Received: 2018-04-03T16:13:41-04:00
[ATT00001.htm](#)
[Updated Chapita DEIS BLM WO100 edits BP 8.1.17 RTC.docx](#)

Sent from my iPhone

Begin forwarded message:

From: "Spisak, Timothy" <tspisak@blm.gov>
Date: April 3, 2018 at 4:02:36 PM EDT
To: Katharine Macgregor <katharine_macgregor@ios.doi.gov>
Subject: Chapita Wells BP

Kate, here is the BP on subject topic from DTS. Isn't specific to your question of why programmatic EIS vs. existing NEPA. Take a look. However, if I recall this one has been in the works a very long time and it was based on the large project being beyond the RMP, so the specific project was going to the EIS route which would allow APD specific NEPA to use a DNA/CX. If needed, let me know and I can ask UT to provide answer to specific Q.

Thanks

Tim

--

Timothy 'Tim' R. Spisak
Acting Assistant Director,
Energy, Minerals & Realty Management, WO-300
DOI-Bureau of Land Management
1849 C Street, NW
Washington, D.C. 20240
tspisak@blm.gov
(202) 208-4201 office
(202) 251-3079 cell

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Daniel Jorjani[daniel.jorjani@sol.doi.gov]
From: Hawbecker, Karen
Sent: 2018-03-28T18:56:29-04:00
Importance: Normal
Subject: Fwd: BSEE revisions to RIN1014-AA39
Received: 2018-03-28T18:57:19-04:00
[AA39 RIA trackchanges back to OIRA \(3-23-18\) \(2\).docx](#)
[AA39 RIA master clean back to OIRA \(3-23-18\) \(1\).docx](#)
[AA39 proposed rule - master file trackchanges \(3-28-18\) \(1\).docx](#)
[AA39 proposed rule - Master file clean \(3-28-18\) \(1\).docx](#)

David, FYI the draft proposed well control rule has just gone back to OIRA for their final look. Karen

----- Forwarded message -----

From: **Lillie, Juliette** <juliette_lillie@ios.doi.gov>
Date: Wed, Mar 28, 2018 at 6:29 PM
Subject: BSEE revisions to RIN1014-AA39
To: "Hodson Marten, Elke L. EOP/OMB" [REDACTED] >
Cc: "Rodgers, Kerry" <kerry_rodgers@ios.doi.gov>, "MacGregor, Katharine" <katharine_macgregor@ios.doi.gov>, "Hawbecker, Karen" <karen.hawbecker@sol.doi.gov>, Scott Angelle <scott.angelle@bsee.gov>, Frederick Brink <frederick.brink@bsee.gov>, Megan Apgar <Megan_Apgar@ios.doi.gov>, Bryce Barlan <bryce.barlan@bsee.gov>

Elke: Please see attached red-lined and clean versions of BSEE's revisions to RIN 1014-AA39.
Thank you,
Julie

Juliette Lillie
Director Executive Secretariat and Regulatory Affairs
Department of the Interior
1849 C St. NW
Washington DC 20240

Email: juliette_lillie@ios.doi.gov
Ph: 202-219-7724

--

Karen Hawbecker
Acting Deputy Solicitor
Energy and Mineral Resources
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507
karen.hawbecker@sol.doi.gov

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-30T19:03:52-04:00
Importance: Normal
Subject: Fwd: Border barrier reading materials
Received: 2018-03-30T19:04:46-04:00
Authority of the Department of the Interior to Construct Border Barriers - 3-23-18 (1).tem edits.docx
Illegal Immigration Reform and Immigrant Responsibility Act as amended - 8 USC 1103 note.pdf
Border wall waiver - Federal Register - 8-2-17.pdf

Interesting meeting with the DOI border coordinator this morning. He mentioned that he gave a 90-minute briefing yesterday to Craig Crutchfield and several other OMB staffers. I think the he and Harry Humbert are planning on briefing you next week. I got a shorter version. Ryan Nelson arrived and needed access to the building, but it's solid. I called Craig this afternoon to get his take-away. He said he didn't learn anything new from the briefing but it was good for new members of his team to get the overview.

----- Forwarded message -----

From: **Wenger, Lance** <lance.wenger@sol.doi.gov>
Date: Fri, Mar 30, 2018 at 11:22 AM
Subject: Border barrier reading materials
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>

Hi Dan,

For your reading over the weekend, attached are three documents. First is the border barrier options memo which Tim Murphy and I prepared last week which discusses DOI's authority to

The second document is the REAL ID Act itself and the third is an example of a Federal Register Notice

Please let me know whether you would like additional information, or to talk through any aspect of this.

Thanks.

----- Forwarded message -----

From: **Murphy, Timothy** <timothy.murphy@sol.doi.gov>
Date: Fri, Mar 23, 2018 at 3:03 PM
Subject: Re: border barrier options memo
To: "Wenger, Lance" <lance.wenger@sol.doi.gov>

Hi Lance,

Thanks for the draft. I assume you know the crises is resolved. But I made the bulk of the edits and have given it to DJ. So this is FYI, for now at least. Have a great weekend!
Tim

On Fri, Mar 23, 2018 at 1:35 PM, Wenger, Lance <lance.wenger@sol.doi.gov> wrote:

Tim,

Here is the draft memo. please see the two parts where i am especially requesting your additions, but please feel free to add as much to it as necessary. Thanks!

--

Lance Wenger
Regional Solicitor Southwest Region
Office of the Solicitor
U.S. Department of the Interior
(505) 248-5613

--

Lance Wenger
Regional Solicitor Southwest Region
Office of the Solicitor
U.S. Department of the Interior
(505) 248-5613

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-03-28T22:16:48-04:00
Importance: Normal
Subject: Fwd: BLM water rights policy review - SOL team needed
Received: 2018-03-28T22:16:53-04:00

FYI from Brandon -

Sent from my iPhone

Begin forwarded message:

From: "Middleton, Brandon" <brandon.middleton@sol.doi.gov>
Date: March 28, 2018 at 5:05:27 PM EDT
To: Gary Lawkowski <gary_lawkowski@ios.doi.gov>
Cc: Cally Younger <cally.younger@sol.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Subject: Fwd: BLM water rights policy review - SOL team needed

Attorney client work product/FOIA exempt

Gary:

See below, fyi. BLM is undertaking a review of its water rights policies, and has requested SOL assistance. We had a good initial meeting last week with Brian Steed, Mike Nedd, and others from BLM.

Brandon M. Middleton
Deputy Solicitor for Water Resources
United States Department of the Interior
202.208.5388
brandon.middleton@sol.doi.gov

----- Forwarded message -----

From: **Levine, Haninah** <haninah.levine@sol.doi.gov>
Date: Wed, Mar 28, 2018 at 4:56 PM
Subject: BLM water rights policy review - SOL team needed
To: Laura Brown <laura.brown@sol.doi.gov>, John Steiger <john.steiger@sol.doi.gov>, Wonsook Sprague <wonsook.sprague@sol.doi.gov>, Lynn Peterson <lynn.peterson@sol.doi.gov>, "Carr, Kathleen" <kathleenmarion.carr@sol.doi.gov>, Temi Josephson <temi.josephson@sol.doi.gov>, Matthew McKeown <matthew.mckeown@sol.doi.gov>, Karan Dunnigan <karan.dunnigan@sol.doi.gov>, Lance Wenger <lance.wenger@sol.doi.gov>, Barbara Goodyear <barbara.goodyear@sol.doi.gov>
Cc: Aaron Moody <aaron.moody@sol.doi.gov>, Carter Brown <carter.brown@sol.doi.gov>, Brandon Middleton

<brandon.middleton@sol.doi.gov>, Cally Younger <cally.younger@sol.doi.gov>

Dear regional and field solicitors,

BLM has decided to put together a working team to review BLM's water rights policies.

The team is being headed by Peter Ditton (BLM Idaho), and will include Kristin Bail/Steve Tryon (BLM WO-200), Ray Suazo (BLM Arizona), Jon Raby (BLM Montana), John Ruhs (BLM Nevada/NIFC), and BLM water rights specialists Fred Price, Roy Smith, and Mark D'Aversa.

BLM has asked DLR and DWR to put together a team of Solicitor's Office representatives to support this effort. I will be participating on behalf of DLR, along with Carter Brown or his designee on behalf of DWR.

Please let me know if you would like to participate, or to assign an attorney from your office to participate. From our perspective at DLR and DWR, it will be very helpful to have colleagues onboard with expertise in water law and in current issue in water policy from each of the major BLM states.

The timetable for BLM's effort is undefined, along with the exact nature of the final product, but Mike Nedd has asked Peter Ditton to have some sort of product ready by April 20, so we anticipate some level of effort in the coming weeks.

Thanks,

Haninah

--

Haninah Levine

Attorney-Advisor, Branch of Public Lands
Division of Land Resources
Office of the Solicitor
U.S. Department of the Interior
202-208-4321

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To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-24T09:09:50-04:00
Importance: Normal
Subject: Fwd: Background for BLM Briefing on BLM Modified Directed Sale in Arizona
Received: 2018-03-24T09:10:00-04:00
[ATT00001.htm](#)
[Gila Settlement Background for BLM 010818.docx](#)
[GRIC Reservation and Lands for Trust Status 113024677\(1\).pdf](#)
[ATT00002.htm](#)

Call me re this Monday

Sent from my iPhone

Begin forwarded message:

From: "Rossetti, Michael" <mrossetti@AKINGUMP.com>
Date: January 17, 2018 at 6:02:29 PM EST
To: "David Bernhardt (dwbernhardt@ios.doi.gov)" <dwbernhardt@ios.doi.gov>
Cc: "Rossetti, Michael" <mrossetti@AKINGUMP.com>
Subject: Background for BLM Briefing on BLM Modified Directed Sale in Arizona

David:

I wanted to be sure that you had the benefit of the attached materials and my transmittal of same to the BLM Acting Chief of Staff, Peter Mali, on a Gila River Indian Community modified directed sale of BLM lands in Arizona. Please let me know if you have any other questions.

Regards,
Michael

From: Rossetti, Michael
Sent: Tuesday, January 09, 2018 1:43 PM
To: Peter Mali (PMali@BLM.GOV)
Subject: Background for BLM Briefing on BLM Modified Directed Sale in Arizona
Importance: High

Peter:

Per our discussions, enclosed please find the following for your review in the event that they may be helpful for history and context of the proposed Notice of Realty Action:

1. Background paper regarding the settlement between the United States and the Gila River Indian Community that forms the basis for a proposed Notice of Realty Action, proposed disposal of approximately 3,400 acres of land in Arizona by modified directed sale to the Gila River Indian Community; and,
2. Map showing the lands to be re-surveyed per settlement, and the two BLM parcels.

I hope that this helps. Please call if you all have any questions.

Michael

Michael G. Rossetti

AKIN GUMP STRAUSS HAUER & FELD LLP

1333 New Hampshire Avenue, N.W. | Washington, DC 20036-1564 | USA | Direct: [+1 202.887.4311](tel:+12028874311) |

Internal: [24311](tel:24311)

Fax: +1 202.887.4288 | mrossetti@akingump.com | akingump.com | [Bio](#)

The information contained in this e-mail message is intended only for the personal and confidential use of the recipient(s) named above. If you have received this communication in error, please notify us immediately by e-mail, and delete the original message.

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Rees, Gareth
Sent: 2018-03-26T14:39:24-04:00
Importance: Normal
Subject: Fwd: Awareness Review - 3/28 deadline
Received: 2018-03-26T14:39:32-04:00
17-01153partial 2.docx
17-01153cc.pdf
17-01153qa.pdf

David,

Please see the email below from the FOIA office. Matt has already review and has no issues. If you are ok with the documents, I can respond to the FOIA office.

Thanks

----- Forwarded message -----

From: **Fairman, Leah** <leah_fairman@ios.doi.gov>
Date: Mon, Mar 26, 2018 at 12:44 PM
Subject: Awareness Review - 3/28 deadline
To: Gareth Rees <gareth_rees@ios.doi.gov>, Katharine MacGregor
<katharine_macgregor@ios.doi.gov>, Ann Navaro <ann.navaro@sol.doi.gov>
Cc: Robert Howarth <robert_howarth@ios.doi.gov>, Rachel Spector
<rachel.spector@sol.doi.gov>

Good afternoon,

I have been asked to provide the attached 15 pages of records to you for an awareness review. These records are involved in active litigation and will need to be produced by the close of business Wednesday, March 28, 2018.

Please provide confirmation that you have received and reviewed these records by noon on Wednesday, March 28, 2018.

Please contact me if you have any questions.

Thanks,

Leah

--

Leah Fairman
Department of the Interior
Office of the Secretary, FOIA Office
1849 C Street, NW, MS 7328
Washington, D.C. 20240
Leah_Fairman@ios.doi.gov
(202) 513 0765 phone
(202) 565 1076 direct line
(202) 219 2374 fax

--

Gareth C. Rees

Office to the Deputy Secretary

U.S. Department of the Interior

Tel: 202-208-6291

Fax: 202-208-1873

Cell: 202-957-8299

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Mashburn, Lori
Sent: 2018-03-30T09:03:47-04:00
Importance: Normal
Subject: Fwd: Assoc. Dep Sec.pdf
Received: 2018-03-30T09:04:35-04:00
ATT00001.txt
Assoc. Dep Sec.pdf

Please find the Associate Deputy Secretary PD attached.

Lori K. Mashburn
White House Liaison & Senior Advisor to the Secretary
Department of the Interior
202.208.1694

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-25T22:08:30-04:00
Importance: Normal
Subject: Fwd: Arctic Memo
Received: 2018-03-25T22:09:15-04:00
2018.03.25 Arctic Rule Briefing. SHC KSH comments (MB) (1).docx

Nice words from Scott. Karen's edits attached. Don't know what version Scott will forward.

----- Forwarded message -----

From: **Jorjani, Daniel** <daniel.jorjani@sol.doi.gov>
Date: Sun, Mar 25, 2018 at 9:54 PM
Subject: Re: Arctic Memo
To: Scott Angelle <scott.angelle@bsee.gov>
Cc: "Daugherty, Dennis" <dennis.daugherty@sol.doi.gov>, "Cason, Susan" <susan.cason@sol.doi.gov>, Walter Cruickshank <walter.cruickshank@boem.gov>, "Ballenger, Matthew" <matthew.ballenger@sol.doi.gov>, Karen Hawbecker <karen.hawbecker@sol.doi.gov>

Scott - Your recognition of SOL's value creation is appreciated.

Karen - Please send me the final version of the memo.

On Sun, Mar 25, 2018 at 9:06 PM, Scott Angelle <scott.angelle@bsee.gov> wrote:

Good evening. Just additional evidence of how supportive sol is of bsee's efforts. I'm sure you guys don't hear it near enough but I wanted to say thanks for always meeting and often exceeding expectations. I'm very fortunate to have such integrity and knowledge combined with a world class work ethic supporting our mission. Thanks again

Sent from my iPhone

On Mar 25, 2018, at 8:34 PM, Hawbecker, Karen <karen.hawbecker@sol.doi.gov> wrote:

Scott, I've noted some additional suggested edits, if it's not too late. Karen

On Sun, Mar 25, 2018 at 3:18 PM, Scott Angelle <scott.angelle@bsee.gov> wrote:

Thanks Dennis. Hope you are feeling better. As always I appreciate your amazing support and outstanding service.

Sent from my iPhone

On Mar 25, 2018, at 1:57 PM, Daugherty, Dennis <dennis.daugherty@sol.doi.gov> wrote:

Sorry I hadn't looked at this sooner; spent yesterday [REDACTED]

One comment. [REDACTED]

On Sun, Mar 25, 2018 at 12:02 PM, Cason, Susan <susan.cason@sol.doi.gov> wrote:

Scott,
Good morning. I am forwarding my edits to the briefing paper and Matt's. Neither Dennis nor Karen have reviewed, so they may have further suggestions if they see this email later today. I did not see any edits from Walter.

Enjoy the remainder of your weekend!

Susan

Susan Hoven Cason

Acting Deputy Assistant Solicitor for Offshore Resources

Office of the Solicitor

Department of the Interior

1849 C Street NW
Washington, DC 20240

Telephone (202) 208-7023
Fax (202) 208-1505

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email or its contents is strictly prohibited. If you received this email in error please notify the sender immediately and destroy all copies.

On Sat, Mar 24, 2018 at 5:36 AM, Scott Angelle <scott.angelle@bsee.gov> wrote:

Awesome!!!!!! Thanks.

Sent from my iPhone

On Mar 24, 2018, at 12:38 AM, Cason, Susan <susan.cason@sol.doi.gov> wrote:

Scott,
I have made some suggested edits and forwarded them to Dennis for review and to Matt for additional suggestions because he has, to date, worked most closely with the rule and the BSEE efforts regarding revisions. I will give them through tomorrow to review and provide you and Walter consolidated edits Sunday morning. I hope that works for you.

Regards,
Susan

Susan Hoven Cason

Acting Deputy Assistant Solicitor for Offshore Resources

Office of the Solicitor

Department of the Interior

1849 C Street NW
Washington, DC 20240

Telephone (202) 208-7023

Fax (202) 208-1505

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email or its contents is strictly prohibited. If you received this email in error please notify the sender immediately and destroy all copies.

On Fri, Mar 23, 2018 at 10:08 PM, Scott Angelle <scott.angelle@bsee.gov> wrote:

Sorry to bother. I'm meeting with aslm on Monday at 9 and I'd love to hand deliver memo on above subject. I would be appreciative of your effort to review and provide any edits or suggestions prior to that time. I realize we all are very busy so I understand if my requested timing does not work for you. Thanks for all the cooperation and collaboration !!!! Also very nice for you to take time to attend [REDACTED]
Have a great weekend.

Sent from my iPhone

Begin forwarded message:

From: "Angelle, Scott"
<scott.angelle@bsee.gov>
Date: March 23, 2018 at 4:12:17 PM EDT
To: Susan Cason <Susan.Cason@sol.doi.gov>, Walter Cruickshank
<walter.cruickshank@boem.gov>
Subject: Arctic Memo

Attached please find a memo prepared for transmittal to the ASLM. Please review and provide any edits or suggestions so that this can be delivered on Monday.

Scott A. Angelle
Director, BSEE
scott.angelle@bsee.gov
202-208-3500
Department of the Interior, MIB 5412

--

Dennis Daugherty
Assistant Solicitor, Offshore Resources
Division of Mineral Resources
Office of the Solicitor

Mail Stop 5358

--

Karen Hawbecker
Acting Deputy Solicitor
Energy and Mineral Resources
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507
karen.hawbecker@sol.doi.gov

<2018.03.25 Arctic Rule Briefing. SHC KSH comments (MB) (1).docx>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-04-03T11:40:26-04:00
Importance: Normal
Subject: Fwd: Annual Information Management & Technology (IMT) Training
Received: 2018-04-03T11:41:28-04:00

Please see below for information concerning OCIO's bundled training program.
Sincerely,

Gary Lawkowski

----- Forwarded message -----

From: **Ruffin, Lawrence** <lawrence_ruffin@ios.doi.gov>
Date: Tue, Apr 3, 2018 at 11:38 AM
Subject: Annual Information Management & Technology (IMT) Training
To: Edward Keable <edward.keable@sol.doi.gov>, "Lawkowski, Gary" <gary_lawkowski@ios.doi.gov>
Cc: Elena Gonzalez <maria_gonzalez@ios.doi.gov>, Sylvia Burns <sylvia_burns@ios.doi.gov>, Rotimi Abimbola <rotimi_abimbola@ios.doi.gov>, Bruce Downs <bruce_downs@ios.doi.gov>, Richard Cardinale <richard_cardinale@ios.doi.gov>, James Anderton <james_anderton@ios.doi.gov>

Ed and Gary,

In follow up to our meeting with Ed this morning, the courses for annual Information Management & Technology (IMT) Awareness Training will be bundled in a single learning plan to be delivered to employees through DOI-LEARN. Courses included in the bundle include the followig:

- Cyber-Awareness Challenge (FISSA - IMT) - **45 minutes (optional)**

https://gm2.geolearning.com/geonext/doi/coursesummary.coursecatalog.geo?id_217034

- Cyber-Awareness Test (FISSA-IMT) - **15 minutes**

https://gm2.geolearning.com/geonext/doi/coursesummary.coursecatalog.geo?id_218002

- Privacy Awareness, Records Management, and Section 508 Compliance (IMT) - **60-90 minutes**

<https://gm2.geolearning.com/geonext/doi/coursesummary.coursecatalog.geo?id=213184>

- Controlled Unclassified Information (CUI) Basic Training (IMT) - **30 minutes**

<https://gm2.geolearning.com/geonext/doi/coursesummary.coursecatalog.geo?id=218295>

- Rules of Behavior for Computer Network Users (IMT) - **5 minutes**

<https://gm2.geolearning.com/geonext/doi/coursesummary.coursecatalog.geo?id=217035>

The entire bundled learning plan is available on DOI-LEARN at:

<https://gm2.geolearning.com/geonext/doi/LearningPlanCatalog.geo?id=5845>

Bundling does not reduce the time employees spend on the courses. Rather, it reduces the administrative support time on the back-end needed by bureaus and offices to track and report on employee completion - a measure that is also necessary in order to determine if continued access to the network is permissible if those courses are not completed.

We did significantly reduce employee burden by making the first course optional by unbundling the first two items enabling employees to effectively test-out of the cyber awareness course. Only the last 4 items will be required to be completed in order to successfully complete and pass the learning plan bundle. We checked with the OIG and they were fine with this approach.

The above courses were identified on the following inventory of IMT courses that we submitted to PMB per the Deputy Secretary's memorandum - see rows 8, 12, 13, 14, and 16.

https://docs.google.com/spreadsheets/d/1_5Nfa8Afxr4ZciRYWZwT-93xq9M_BvC_q2UI7wOShd8/edit?usp=sharing

Additionally, there will be role-based training for Security, Privacy and CUI that will be initiated separately from these as there is a Role-Based Security Training (RBST) standard that outlines a variety of means by which specific individuals can complete that requirement and the Privacy Role-Based Training (RBPT) has a variety of courses applicable to certain individuals based on their roles/responsibilities that will be required to be taken by certain employees. The CUI role-based training has yet to be developed and may not be introduced until next fiscal year. The RBST and RPST learning requirements are identified in rows 20 and 23 of the spreadsheet.

We need approval in order for us to issue our memorandums to bureaus and offices that training is commencing and for Pat Houghton to be able to begin making those courses available through the learning plans.

Additional background on the awareness training and role based training is provided in this document:

https://docs.google.com/document/d/1oAep5Ni_rIoVIdC1azm_8hhreJV_TOtWyymPZSq33I/edit?usp=sharing

With the exception of the new CUI course requirements, the rest of the courses have been required for years. There are performance measures in our quarterly and annual FISMA reporting to OMB, DHS and ultimately Congress (and NARA for records management) and these courses enable DOI to meet those requirements. We're open to further simplifying and streamlining as much as possible in the future

as long as we can still meet the requirements.

Please note, bureaus and offices have expressed their desire to release the courses as quickly as possible as they will likely have challenges in having employees complete the training resulting from mission-related constraints such as fire season, educators not being available during the summer months, etc. Other time constraints are as follows:

- IMT Training Completion by July 1, 2018 to allow bureaus to follow-up with stragglers.
- All compliance reporting submissions due to OCIO CAM by **Monday August 27, 2018**.
- CIO/SAOP FISMA Report draft due to CIO for review by Monday September 24, 2018.
- CIO/SAOP FISMA Report draft due to AS-PMB for review by Monday October 1, 2018.
- FISMA Report due to ExecSec for Secretary review, approval and signature by Monday October 8, 2018.
- OCIO-CAM processing and posting by Monday October 29, 2018.
- FISMA Report due to OMB by **Wednesday October 31, 2018**.
- FISMA Report to Congress by Monday December 10, 2018.
- FISMA Report due to Congress no later than Friday March 1, 2019.

Note 1. There is no longer an OMB approver required to transmit to Congress/GAO; however, OMB suggests agencies wait until after the Annual reporting has been finalized typically in late November or early December.

Note 2. We will prepare the Reporting to Congress simultaneously with the reporting to OMB, and transmit in December before the new Congress is seated.

Note 3. Our dates are dependent on OMB timely issuing final CIO/SAOP guidance for this years FISMA Reporting.

Thanks,

Larry

Lawrence K. Ruffin, CISSP+CAP
Chief Information Security Officer,
Office of Information Assurance (OIA)
Office of the Chief Information Officer (OCIO)
US Department of the Interior
1849 C Street, N.W., Room 7124K
Washington DC 20240

Email: lawrence_ruffin@ios.doi.gov

Office phone: 202-208-5419
Mobile phone: 703 887 7313

www.DOI.gov/OCIO

--

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary Lawkowski@ios.doi.gov
202 208 7340

To: Brooke Appleton[Brooke.Appleton@osec.usda.gov]
Cc: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Scott Hommel
Sent: 2018-04-03T15:54:09-04:00
Importance: Normal
Subject: Fwd: Analysis on interagency annual fee pass
Received: 2018-04-03T15:54:19-04:00
[ATT00001.htm](#)
[Pricing of the Interagency Annual Pass - Final 2017-03-10.pdf](#)

Brooke,

Thanks for the call. Dan Jiron at USDA is who Jason Larabee was working with. I believe Dan has the attached. Jason left DOI this past Friday prior to closure on this. We understand you all need time to review and discuss with the Secretary. I have copied DOI Deputy Secretary, David Bernhardt for any specific questions anyone may have.

Scott

Scott C. Hommel
Chief of Staff
Department of the Interior

Begin forwarded message:

From: "Larrabee, Jason" <jason_larrabee@ios.doi.gov>
Date: March 30, 2018 at 12:01:40 PM EDT
To: Laura Rigas <laura_rigas@ios.doi.gov>, Todd Willens <todd_willens@ios.doi.gov>, Downey Magallanes <downey_magallanes@ios.doi.gov>, Heather Swift <heather_swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, "Bockmier, John" <john_bockmier@ios.doi.gov>, "Wynn, Todd" <todd_wynn@ios.doi.gov>, Scott Hommel <scott_hommel@ios.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Subject: Fwd: Analysis on interagency annual fee pass

FYI.... This has been shared with Forest Service as well. We are good in good shape for the inter-agency pass in my opinion.

Jason Larrabee
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks
U.S. Department of the Interior
[1849 C Street, NW](#) MIB Room 3154
Washington, DC 20240
office: 202 208 4416

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **McDowall, Lena** <lena_mcdowall@nps.gov>

Date: Thu, Mar 29, 2018 at 12:03 PM

Subject: Analysis on interagency annual fee pass

To: Jason Larrabee <jason_larrabee@ios.doi.gov>

Cc: Jason Gibson <Jason_Gibson@nps.gov>, "Austin, Teresa"

<teresa_austin@nps.gov>, Chris Williamson <Chris_Williamson@nps.gov>

Jason -

The Fee team reminded me that the NPS Social Sciences unit and DOI's office of Economic Analysis conducted a study on the price of the interagency annual pass in early 2017. That study in combination with the comp research provide a firm basis for a reasonable price increase:

1. An analysis conducted by NPS and DOI in early 2017 -see attached - found that an increase to the Interagency Annual Pass price is warranted due to inflation, increases in site-specific pass prices, and relatively inelastic demand (e.g. the data show that an increase would likely have little effect on demand for the passes). The IA pass price has not increased since 2007; adjusting for inflation the baseline price of the IA pass in 2016 would be \$93. The report authors recommended an IA pass price of \$90-95, but also noted that the chosen price could also be adjusted upward slightly in advance to account for future increases in entrance fees. See attached report for more detail and sourcing.
2. Comp research shows that other park systems have moved far beyond the federal interagency annual pass in their pass pricing. The California State Parks annual pass is currently \$195; the Florida State Parks annual pass is \$120; and a Parks Canada annual pass is CAD\$136.40 (Currently \$105 USD).

Please let me know if you have any questions.

Thanks,

Lena

To: David W[dwbernhardt@ios.doi.gov]
From: Julie
Sent: 2018-03-20T20:05:50-04:00
Importance: Normal
Subject: Fwd: Alaska Day draft agenda and Paper
Received: 2018-03-20T20:06:49-04:00
032018 pm Alaska Day Working Draft Agenda.pdf
031918 v4 Draft Alaska Day Paper .pdf
ATT00001.txt

Dear Deputy Secretary Bernhardt,

We were very happy to meet you on your trip to Alaska. Here is the follow-up on the April 16th conference.

We hope you and the Secretary can join us. Nearly 100 participants will be attending.

Sincerely,

Julie Kitka, President
Alaska Federation of Natives

>
>

To: Willens, Todd[todd_willens@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: Magallanes, Downey
Sent: 2018-03-30T11:38:34-04:00
Importance: Normal
Subject: Fwd: AG Sec
Received: 2018-03-30T11:38:36-04:00

----- Forwarded message -----

From: **Laura Rigas** <laura_rigas@ios.doi.gov>
Date: Fri, Mar 30, 2018 at 11:33 AM
Subject: AG Sec
To: jason_larrabee@ios.doi.gov, susan_combs@ios.doi.gov
Cc: todd_wynn@ios.doi.gov, Heather Swift <Heather_Swift@ios.doi.gov>, Russell Newell <russell_newell@ios.doi.gov>, scott_hommel@ios.doi.gov, downey_magallanes@ios.doi.gov, daniel.jorjani@sol.doi.gov

Hi all

I was just informed that the Ag Secretary has not been briefed on the Parks issue and is going on an RV Tour next week. He's supposedly got some time with senior staff first thing Monday but I'm not sure if this is on the docket. Clearly this is out of the Comms lane.

Who will own this from DOI so that we're each not pinging USDA from different directions?

Also, WH comms is reviewing the materials. We just need to get them a new roll-out date.

Please keep us posted on any outstanding issues.

Thank you!

My best,

L

Laura Keehner Rigas
Communications Director
U.S. Department of the Interior
(202) 897-7022 cell
@Interior

--

Downey Magallanes
Deputy Chief of Staff for Policy
U.S. Department of the Interior
downey_magallanes@ios.doi.gov
202 706 9199

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Jorjani, Daniel
Sent: 2018-03-20T00:31:54-04:00
Importance: Normal
Subject: Fwd: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss
Received: 2018-03-20T00:32:42-04:00
ATT00001.htm
45 Order denying motions to dismiss.pdf

FYI

----- Forwarded message -----

From: **Karen Hawbecker** <karen.hawbecker@sol.doi.gov>
Date: Mon, Mar 19, 2018 at 11:47 PM
Subject: Fwd: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss
To: daniel.jorjani@sol.doi.gov

Dan, The Alaska District Court has denied the motions to dismiss the plaintiffs' challenges to Executive Order 13795, which reversed the Obama January 2015 and December 2016 withdrawals in the Arctic and Atlantic oceans from future oil and gas leasing. The parties are now to file a proposed schedule for briefing on summary judgment. Karen

Sent from my iPad

Begin forwarded message:

From: "Daugherty, Dennis" <dennis.daugherty@sol.doi.gov>
Date: March 19, 2018 at 9:58:53 PM EDT
To: Karen Hawbecker <KAREN.HAWBECKER@sol.doi.gov>
Subject: **Fwd: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss**

----- Forwarded message -----

From: **Himmelhoch, Sarah (ENRD)** <Sarah.Himmelhoch@usdoj.gov>
Date: Mon, Mar 19, 2018 at 9:25 PM
Subject: Fwd: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss
To: "tim.baker@sol.doi.gov" <tim.baker@sol.doi.gov>, "susan.cason@sol.doi.gov" <susan.cason@sol.doi.gov>, "molly.watson@noaa.gov" <molly.watson@noaa.gov>, "Gette, James (ENRD)" <James.Gette@usdoj.gov>, "Montero, Guillermo (ENRD)" <Guillermo.Montero@usdoj.gov>, "gladys.miles@noaa.gov" <gladys.miles@noaa.gov>,

"Dennis.Daugherty@sol.doi.gov" <Dennis.Daugherty@sol.doi.gov>

Sent from my iPhone

Begin forwarded message:

From: "Grant, Eric (ENRD)" <EGrant@ENRD.USDOJ.GOV>
Date: March 19, 2018 at 6:35:17 PM EDT
To: "Wood, Jeffrey (ENRD)" <JWood@ENRD.USDOJ.GOV>, "Williams, Jean (ENRD)" <JWilliams@ENRD.USDOJ.GOV>, "Russell, Lisa (ENRD)" <LRussell@ENRD.USDOJ.GOV>, "Montero, Guillermo (ENRD)" <GMontero@ENRD.USDOJ.GOV>, "Himmelhoch, Sarah (ENRD)" <SHimmelhoc@ENRD.USDOJ.GOV>
Subject: RE: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss

Colleagues,

In a lengthy but superficial opinion, the district court denied all the motions to dismiss Plaintiffs' challenges to Executive Order 13795 (titled "Implementing an America-First Offshore Energy Strategy"), which reversed President Obama's January 2015 and December 2016 withdrawals of the Arctic and Atlantic Oceans from oil and gas leasing under OCSLA.

The court ordered that "within 14 days from the date of this order, the parties shall file a proposed schedule for summary judgment briefing (or proposed schedules if the parties are unable to agree)."

Eric

From: cmecfmail@akd.uscourts.gov [<mailto:cmecfmail@akd.uscourts.gov>]

Sent: Monday, March 19, 2018 6:11 PM

To: cmecfmail@akd.uscourts.gov

Subject: Activity in Case 3:17-cv-00101-SLG League of Conservation Voters et al v. Trump et al Order on Motion to Dismiss

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** There is no charge for viewing opinions.**

U.S. District Court

District of Alaska

Notice of Electronic Filing

The following transaction was entered on 3/19/2018 at 2:10 PM ADT and filed on 3/19/2018

Case Name: League of Conservation Voters et al v. Trump et al

Case Number: 3:17-cv-00101-SLG

Filer:

Document Number: 45

Docket Text:

ORDER: re Motions to Dismiss [12]; [25]; and [34]. Within 14 days from the date of this order, the parties shall file a proposed schedule for summary judgment briefing (see order for full details). Signed by Judge Sharon L. Gleason on 03/19/2018. (AEM, CHAMBERS STAFF)

--

Dennis Daugherty
Assistant Solicitor, Offshore Resources
Division of Mineral Resources
Office of the Solicitor

Mail Stop 5358

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: james_cason@ios.doi.gov[james_cason@ios.doi.gov]; Vaughan, Erika[erika_vaughan@ios.doi.gov]; gareth_rees@ios.doi.gov[gareth_rees@ios.doi.gov]
From: Janet Pfleeger - Y
Sent: 2018-03-20T13:26:26-04:00
Importance: Normal
Subject: Fwd: Accepted: FAST-41 Permitting Council Meeting @ Wed Mar 21, 2018 3:30pm - 4:30pm (EDT) (janet.pfleeger@gsa.gov)
Received: 2018-03-20T13:26:38-04:00
[invite.ics](#)

Dave,

I see you've accepted the Council meeting invite for tomorrow. Please do WAVES so you can enter the building:

WAVES is required for this meeting for Council members + 1 (CERPO).

Please cut and paste this link to complete WAVES:

[REDACTED]

Thanks,

Janet Pfleeger
Acting Executive Director
Federal Permitting Improvement Steering Council
Office of the Executive Director (OED)
janet.pfleeger@fpisc.gov
(202) 714 7288
1800 F St, NW, Suite 3017
Washington, DC 20405

----- Forwarded message -----

From: <dwbernhardt@ios.doi.gov>
Date: Mon, Mar 19, 2018 at 4:57 PM
Subject: Accepted: FAST-41 Permitting Council Meeting @ Wed Mar 21, 2018 3:30pm - 4:30pm (EDT) (janet.pfleeger@gsa.gov)
To: janet.pfleeger@gsa.gov

dwbernhardt@ios.doi.gov has accepted this invitation.

FAST-41 Permitting Council Meeting

WAVES is required for this meeting for Council members + 1 (CERPO).

Please cut and paste this link to complete WAVES:

[REDACTED]

An agenda for the quarterly Permitting Council meeting will be sent in advance of the meeting.

When Wed Mar 21, 2018 3:30pm – 4:30pm Eastern Time

Where Eisenhower Executive Office Building, Room [REDACTED] Enter White House complex: 17th St NW and State Place NW. Bring government identification) ([map](#))

Calendar janet.pfleeger@gsa.gov

Who . janet.pfleeger@gsa.gov organizer

. ecomstock@doc.gov

- karen.hanley@gsa.gov
- [REDACTED]
- terry.turpin@ferc.gov
- [REDACTED]
- amber.levofsky@gsa.gov
- mark.menezes@hq.doe.gov
- stanley.gimont@hud.gov
- brandon.wales@hq.dhs.gov
- jfowler@achp.gov
- [REDACTED]
- [REDACTED]
- [REDACTED]
- giancarlo.brizzi@gsa.gov
- [REDACTED]
- jeff.rosen@dot.gov
- dwbernhardt@ios.doi.gov
- michael.johnson@nrc.gov
- matthew.fountain@wdc.usda.gov
- kendra.wilson@gsa.gov
- brown.byron@epa.gov
- robert.taylor@nrc.gov
- kavita.vaidyanathan@gsa.gov
- [REDACTED] optional
- tomiak.robert@epa.gov optional
- [REDACTED] optional
- kelsey.owens@osec.usda.gov optional
- melson@achp.gov optional
- james_cason@ios.doi.gov optional
- bruce.walker@hq.doe.gov optional
- [REDACTED] optional

- grover.burthey@dot.gov optional
- [REDACTED] optional
- teresa.pohlman@hq.dhs.gov optional
- [REDACTED] optional
- erika_vaughan@ios.doi.gov optional
- kelly.alexander@gsa.gov optional
- [REDACTED] optional
- [REDACTED] optional
- andrew.kugler@nrc.gov optional
- [REDACTED] optional
- juthmeier@doc.gov optional
- gareth_rees@ios.doi.gov optional
- heather.e.campbell@ferc.gov optional
- danielle.l.schopp@hud.gov optional
- robert.noecker@gsa.gov optional
- [REDACTED] optional
- melissa.pauley@hq.doe.gov optional
- [REDACTED] optional
- gcasamassa@fs.fed.us optional

Invitation from [Google Calendar](#)

You are receiving this email at the account janet.pfleeger@gsa.gov because you are subscribed for invitation replies on calendar janet.pfleeger@gsa.gov

To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Forwarding this invitation could allow any recipient to modify your RSVP response. [Learn More](#)

To: Susan Combs[susan_combs@ios.doi.gov]; Paul (Dan) Smith[paul_smith@nps.gov]
From: David Bernhardt
Sent: 2018-04-07T21:13:09-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Wipeout: Human role in climate change removed from science report | Reveal
Received: 2018-04-07T21:14:11-04:00

Danny: Your press shop and team may already be on top of this matter with a complete understanding of the facts. If so that's great!

However, with boss headed to the hill to testify and the recent commentary by the hill to the IG. By noon on Monday, I need to know exactly what the factual situation is regarding this document.

In the biweekly operations meeting it was explained that the document had never even been in DC. Is that accurate? Bottom line, if we don't already have the facts I want to have them by noon on Monday. If you already have them send them to me sooner,

Thanks,
David

>

> <https://www.revealnews.org/article/wipeout-human-role-in-climate-change-removed-from-science-report/>

>

>

> David Bernhardt

> [REDACTED]

To: Matthew Dermody[matthew_dermody@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-06T18:50:59-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Request for meeting with Secretary Zinke
Received: 2018-04-06T18:51:09-04:00
[ATT00001.htm](#)
[alaska day reception .pdf](#)
[AFN Conference Working Draft Agenda.pdf](#)
[ATT00002.htm](#)
[NMAI Invitation.pdf](#)
[ATT00003.htm](#)
[040618 Interior Dept.pdf](#)
[ATT00004.htm](#)

Sent from my iPhone

Begin forwarded message:

From: Julie Kitka [REDACTED]
Date: April 6, 2018 at 4:32:24 PM EDT
To: <dwbernhardt@ios.doi.gov>, <leila_getto@ios.doi.gov>, <steve_wackowski@ios.doi.gov>, <gareth_rees@ios.doi.gov>
Subject: [EXTERNAL] Request for meeting with Secretary Zinke

Copy of Letter which is attached.

Honorable Ryan Zinke,
Secretary of the Interior
1849 C Street, N.W.
Washington, D.C. 20240

April 6, 2018

Dear Secretary Zinke,

As you may know, AFN's conference ***Challenges at America's Northernmost Border: Critical Investment Decisions for National Security, Energy, Transportation and Communities*** will be held on April 16th in Washington, D.C. This gathering with the great assistance of Alaska's Congressional Delegation promises to be a very important milestone in an action-focused agenda. This was rescheduled from January 22nd when the federal government was shutdown.

Mr. Secretary, you and Deputy Secretary David Bernhardt were both invited, and we hope your schedules will firm up so that you can participate. Attached is the latest agenda and description of the day's event. We of course will schedule you in whenever you are able to attend.

In the meantime, AFN would like to request your assistance on two items:

1) **Request a short courtesy meeting on Thursday, April 12th or Friday, April 13th** to discuss a fast track regulatory solution to the **Sturgeon** case.

As we have mentioned before, Senator Murkowski tried to advance a solution, which we brokered with the State of Alaska and Mr. John Sturgeon's lawyer on the FY 2017 Omnibus bill. Unfortunately nearly 100 riders fell by the wayside in the final hours of the Omnibus negotiations, and this **Sturgeon** fix was one of them. We understand that Interior and Justice was supportive of it as well. The critical timing is right now for a regulatory fix. This is the subject we would like to talk to you about.

2) In an earlier meeting we discussed setting up a **Task Force on Food Security and Emergency Preparedness**. The Interior Department agreed to participate and be helpful. The AFN Board and delegates at the AFN Convention approved setting up this task force.

AFN has asked Adj. General Laurie Hummel, from the Alaska National Guard to Co Chair this task force with us and she has agreed. She is bringing the expertise of the Alaska National Guard into the discussions and action plan. In this task force we have three main goals: a) standup a rural volunteer Alaska militia to help build capacity in rural villages for emergency preparedness and domain awareness; b) ensure each rural village and community has an emergency checklist and ready to go emergency plan; and c) advance recommendations to you of the most effective and efficient actions to strengthen food security by moving cooperative management to true co

management. The first goal is ready for discussions with you on ways the Interior department might help.

I would like to talk to you about how the Interior Department and Homeland Security can help us to advance capacities building in our villages on emergency preparedness and domain awareness. We are starting to put together a public private partnership to support standing up a rural component of the volunteer Alaska militia. With the increased Arctic development and access, increasing number of non state actors hostile to the US, resurgent Russia in the Arctic, increase in storm number and severity, decrease in sea ice and community protection, and an increasing over concentration of responders in Southcentral Alaska – a standing up of a rural component is critically important. The model we are using is based on the Canadian Rangers model and it is perfectly suited for our villages. The immediate impact of standing up a rural component is to increase the capacity in our villages for emergency readiness for both natural disasters and potential conflicts, increase organized domain awareness in ways not available at this time.

This is not just a study. This is real time concrete action to implement. We want it fully operational over the summer and discussion of expansion at our October convention. Your assistance is crucial to helping us make this happen this year.

Please advise if there is an opportunity to meet on April 12th or 13th in DC. Thank you very much.

Sincerely,

Julie Kitka, President
Alaska Federation of Natives

Attachment: Agenda and abstract

.....

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: McKeown, Matthew
Sent: 2018-04-02T16:11:23-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] RE: written proposal
Received: 2018-04-02T16:34:22-04:00

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

----- Forwarded message -----

From: **McKeown, Matthew** <matthew.mckeown@sol.doi.gov>
Date: Mon, Apr 2, 2018 at 2:11 PM
Subject: Fwd: [EXTERNAL] RE: written proposal
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Joseph Balash <joseph_balash@ios.doi.gov>, Katharine Macgregor <kate_macgregor@ios.doi.gov>, Brian Steed <bsteed@blm.gov>, Gregory Shoop <gshoop@blm.gov>
Cc: Karen Hawbecker <karen.hawbecker@sol.doi.gov>, Terri Debin <terri.debin@sol.doi.gov>, Art Kleven <art.kleven@sol.doi.gov>

Hi All: It looks like we have a deal in the SG (Thompson Divide) litigation.

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

----- Forwarded message -----

From: **Hajek, Luke (ENRD)** <Luke.Hajek@usdoj.gov>
Date: Mon, Apr 2, 2018 at 12:06 PM
Subject: [EXTERNAL] RE: written proposal
To: Brian Tooley <BTooley@wsmtlaw.com>

Cc: Rebecca Watson <RWatson@wsmtlaw.com>, "Matt. McKeown (Matthew.McKeown@sol.doi.gov)" <Matthew.McKeown@sol.doi.gov>, "Arthur Kleven (Art.Kleven@sol.doi.gov)" <Art.Kleven@sol.doi.gov>, Robbie Guinn <rguinn@sginterests.com>

Brian, thank you. That is good news. I will start working on the agreement. Luke

Luke Hajek

U.S. Department of Justice

(303) 844-1376

From: Brian Tooley <BTooley@wsmtlaw.com>
Sent: Monday, April 2, 2018 11:52 AM
To: Hajek, Luke (ENRD) <LHajek@ENRD.USDOJ.GOV>
Cc: Rebecca Watson <RWatson@wsmtlaw.com>; Matt. McKeown (Matthew.McKeown@sol.doi.gov) <Matthew.McKeown@sol.doi.gov>; Arthur Kleven (Art.Kleven@sol.doi.gov) <Art.Kleven@sol.doi.gov>; Robbie Guinn <rguinn@sginterests.com>
Subject: RE: written proposal
Importance: High

Luke:

SG accepts the government's settlement offer of \$1.5 million.

Will you please prepare the draft settlement agreement and we will promptly turn it around.
Thanks.

Brian Tooley

Welborn Sullivan Meck & Tooley, P.C.

1125 17th Street, Suite 2200, Denver, CO 80202

EMAIL: BTooley@wsmtlaw.com

MAIN: 303-830-2500

DIRECT: 303-376-4475

FAX: 303-832-2366

WEBSITE: wsmtlaw.com

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From: Hajek, Luke (ENRD) [<mailto:Luke.Hajek@usdoj.gov>]

Sent: Monday, March 19, 2018 10:30 AM

To: Rebecca Watson; Matt. McKeown (Matthew.McKeown@sol.doi.gov); Arthur Kleven (Art.Kleven@sol.doi.gov)

Cc: Brian Tooley

Subject: RE: written proposal

Rebecca,

Please see the attached letter responding to your February 1 letter regarding settlement.

We look forward to discussing this with you soon.

Luke

Luther L. Hajek

U.S. Department of Justice
Environment & Natural Resources Division
Natural Resources Section
999 18th Street
South Terrace, Suite 370
Denver, CO 80202
Tel: (303) 844-1376

From: Rebecca Watson [<mailto:RWatson@wsmtlaw.com>]
Sent: Monday, March 19, 2018 9:54 AM
To: Matt. McKeown (Matthew.McKeown@sol.doi.gov) <Matthew.McKeown@sol.doi.gov>;
Arthur Kleven (Art.Kleven@sol.doi.gov) <Art.Kleven@sol.doi.gov>; Hajek, Luke (ENRD)
<LHajek@ENRD.USDOJ.GOV>
Cc: Brian Tooley <BTooley@wsmtlaw.com>
Subject: written proposal
Importance: High

Greetings Checking in on the status of the government's written offer. I understood that we would receive it last week. I have conveyed the oral offer that Matt and I discussed and SG is actively considering it. Because the offer is less than the costs we detailed, the ownership of SG Interests would like to see the government's rationale on costs accepted and rejected. That will move along SG's consideration of the federal offer. Please let me know when we can see the written offer.

Regards, Rebecca

Rebecca W. Watson
WELBORN SULLIVAN MECK & TOOLEY, P.C.
[1125 17th Street, Suite 2200, Denver, CO 80202](#)
EMAIL: rwatson@wsmtlaw.com
MAIN: 303 830 2500
DIRECT: 303 376 4463
FAX: 303 832 2366
WEBSITE: www.wsmtlaw.com

[HTTPS://WWW.LINKEDIN.COM/IN/RWLINKEDIN](https://www.linkedin.com/in/rwlinkedin)

LAW OF THE LAND

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To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-05T07:29:08-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Re: Draft All Employee Message
Received: 2018-04-05T07:29:14-04:00
[ATT00001.htm](#)
[Draft All Employees Ethics Announcement 4-4-18.docx](#)

Looks like I spoke with him Tuesday, not Monday. Didn't like striking a key word in the original draft that starts with the letter D and followed the language about recruiting the best ethics lawyers in the Government.

Sent from my iPhone

Begin forwarded message:

From: SCOTT DE LA VEGA [REDACTED]
Date: April 4, 2018 at 5:04:45 PM EDT
To: "Jorjani, Daniel" <daniel.jorjani@sol.doi.gov>
Subject: [EXTERNAL] Re: Draft All Employee Message

Hi Dan -

Attached, please find the draft memo, with a few minor suggestions/comments. If too wordy, I totally understand if you need to revert to original. However, please review in track changes with comments as I do have a substantive comment bubble regarding a point of law [REDACTED]

Also, I just heard from Sharon today with the great news that OPM approved the SES. If you have time and would like to grab a cup of coffee to get a jump on things prior to the 16th, please let me know.

Scott

On Tue, Apr 3, 2018 at 2:49 PM, Jorjani, Daniel <daniel.jorjani@sol.doi.gov> wrote:

Scott - It was great speaking with you. Draft message attached.

To: Gareth Rees[gareth_rees@ios.doi.gov]
From: Bernhardt, David
Sent: 2018-04-03T10:45:37-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Preservation Ranch Meeting Request
Received: 2018-04-03T10:46:24-04:00

Send him a form.

----- Forwarded message -----

From: **Edward Whitfield** <EWhitfield@farragutpartners.com>
Date: Tue, Apr 3, 2018 at 10:39 AM
Subject: [EXTERNAL] Preservation Ranch Meeting Request
To: "Dwbernhardt@ios.doi.gov" <Dwbernhardt@ios.doi.gov>
Cc: "downey_magallanes@ios.doi.gov" <downey_magallanes@ios.doi.gov>, "gareth_rees@ios.doi.gov" <gareth_rees@ios.doi.gov>

Mr. Deputy Secretary, My Firm, Farragut Partners has had the privilege of working with Dan and Linda Mitrovich on an innovative demonstration project utilizing Federal, State and private lands in California. Surrounding military bases in California have been involved as well as State and Local Governments. The project is a genuine public-private partnership but will be paid for using private dollars and taxpayer dollars will not be used. It is also exciting that State and Local Governments, private business entities, and environmental groups support this project. Jeff Mortier, of our firm has had productive discussions with Downey Magallanes and Brian Steed at DOI.

Mr. and Mrs. Mitrovich will be in DC over the next couple of weeks and I wanted to ask if you would have time to meet with them. They obviously will accommodate your schedule. I am writing because I do firmly believe this is an outstanding project consistent with the philosophical views of the Administration and does reflect a true public-private partnership. Thanks for your consideration. Ed Whitfield

The Honorable Edward Whitfield

Principal (US House of Representatives 1995-2016)

Farragut Partners, LLP

1634 I Street NW, Suite 1200

Washington, DC 20006

Direct Line (202) 285-1360

ewhitfield@farragutpartners.com

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T22:01:49-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Opioid Cabinet Deployment
Received: 2018-04-05T22:01:57-04:00
[mime-attachment.html](#)
[ATT00001.htm](#)
[Opioid April Cabinet Deployment \(002\).docx](#)
[ATT00002.htm](#)

Sent from my iPhone

Begin forwarded message:

From: Scott Hommel <scott_hommel@ios.doi.gov>
Date: April 5, 2018 at 9:43:04 PM EDT
To: David Bernhardt <dwbernhardt@ios.doi.gov>
Subject: Fwd: [EXTERNAL] Opioid Cabinet Deployment

Can you work an Opioid tribal visit or two into your schedule this month?

Scott

Scott C. Hommel
Chief of Staff
Department of the Interior

Begin forwarded message:

From: "Riggs, Charlotte R. EOP/WHO"
<[REDACTED]>
Date: April 5, 2018 at 7:07:55 PM EDT
To: "Riggs, Charlotte R. EOP/WHO" <[REDACTED]>
Subject: [EXTERNAL] Opioid Cabinet Deployment

Hi all,

Attached is the latest Opioid Deployment Chart. As you continue to schedule memorial visits for your principals, we recommend reviewing this document to have them come on a day that does not already have many principals attending.

As always, please send all updates to Ashley Gunn, Renee Hudson, and myself.

Thank you,

Charlotte

Charlotte Riggs
Assistant to the Senior Director
Office of Cabinet Affairs
The White House
M: [REDACTED]

To: Susan Combs[susan_combs@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-27T08:18:16-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] NCAI Letter to Secretary Zinke - Consultation on DOI Reorg
Received: 2018-03-27T08:18:24-04:00
[ATT00001.htm](#)
[NCAI Letter to Secretary Zinke - Requesting Meaningful Consultation on DOI Reorganization.pdf](#)

FYI

To: robert_howarth@ios.doi.gov[robert_howarth@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-26T18:25:07-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] NCAI Letter to Secretary Zinke - Consultation on DOI Reorg
Received: 2018-03-26T18:32:22-04:00
[ATT00001.htm](#)
[NCAI Letter to Secretary Zinke - Requesting Meaningful Consultation on DOI Reorganization.pdf](#)

Sent from my iPhone

Begin forwarded message:

From: Jacqueline Pata <jpata@ncai.org>
Date: March 26, 2018 at 6:07:05 PM EDT
To: 'David Bernhardt' <dwbernhardt@ios.doi.gov>, "'Cason, James'" <james_cason@ios.doi.gov>
Cc: "'scheduling_sio@ios.doi.gov'" <scheduling_sio@ios.doi.gov>, "'Tahsuda, John (John.Tahsuda@BIA.gov)'" <John.Tahsuda@BIA.gov>, Derrick Beetso <dbeetso@NCAI.org>
Subject: [EXTERNAL] NCAI Letter to Secretary Zinke - Consultation on DOI Reorg

Dear Deputy Secretary Bernhardt;

Attached please find NCAI's President Keel's letter requesting consultation on DOI reorganization to Secretary Zinke. I also want to personally thank you and Jim Cason for taking the time out of your busy schedules to meet with the TBIC tribal leadership last week. It was so important for them to hear directly from you both and really made a difference. Please let me know if I can assist in anyway. Thanks Jackie

Jacqueline Kus.een Pata
Executive Director
National Congress of American Indians
1516 P Street NW
Washington, DC 20005
202-466-7767
jpata@ncai.org

To: Greg_J_Sheehan@fws.gov[Greg_J_Sheehan@fws.gov]
From: David Bernhardt
Sent: 2018-03-23T20:51:45-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] meeting follow-up
Received: 2018-03-23T20:51:54-04:00
[ATT00001.htm](#)
[image001.jpg](#)
[TRCP-DOI meeting follow-up.pdf](#)
[ATT00002.htm](#)

Sent from my iPhone

Begin forwarded message:

From: Ed Arnett <earnett@trcp.org>
Date: March 23, 2018 at 3:37:26 PM EDT
To: "dwbernhardt@ios.doi.gov" <dwbernhardt@ios.doi.gov>
Cc: Christy Plumer <cplumer@trcp.org>, Whit Fosburgh <wfosburgh@trcp.org>, Steve Kline <skline@trcp.org>
Subject: [EXTERNAL] meeting follow-up

Hello David...

I've attached some additional information, points and considerations as a follow up to our February discussion on mitigation. Have a good weekend.

Best regards,
ea

Edward B. Arnett, Ph.D.
Certified Wildlife Biologist®
Chief Scientist
Theodore Roosevelt Conservation Partnership
Loveland, CO 80537
970-775-7490 (office)
541-520-5252 (cell)
earnett@trcp.org
www.trcp.org

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: McKeown, Matthew
Sent: 2018-04-04T16:43:23-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Intake (9th Cir) = we won!
Received: 2018-04-04T16:43:34-04:00
Intake Decision (9th Cir) (unpublished).pdf

At one point last year, the Secretary had considerable interest in this item.

Matt McKeown

Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

----- Forwarded message -----

From: **McKeown, Matthew** <matthew.mckeown@sol.doi.gov>
Date: Wed, Apr 4, 2018 at 10:38 AM
Subject: Fwd: [EXTERNAL] Intake (9th Cir) we won!
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Brandon Middleton
<brandon.middleton@sol.doi.gov>, "Mikkelsen, Alan" <amikkelsen@usbr.gov>, "Ryan,
Michael J" <mryan@usbr.gov>, Michael Black <mblack@usbr.gov>, Carter Brown
<carter.brown@sol.doi.gov>, Peg Romanik <PEG.ROMANIK@sol.doi.gov>
Cc: Karan Dunnigan <karan.dunnigan@sol.doi.gov>, Tyson Powell
<tyson.powell@sol.doi.gov>

Here's some good news on a Wednesday. The 9th Circuit has reversed the district court's issuance of a preliminary injunction in the Yellowstone River intake case.

Matt McKeown

Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

----- Forwarded message -----

From: **Powell, Tyson** <tyson.powell@sol.doi.gov>
Date: Wed, Apr 4, 2018 at 10:31 AM
Subject: Fwd: [EXTERNAL] Intake (9th Cir) we won!
To: Matthew McKeown <matthew.mckeown@sol.doi.gov>
Cc: Karan Dunnigan <karan.dunnigan@sol.doi.gov>, Bryan Wilson
<bryan.wilson@sol.doi.gov>

FYI. Good news. Not sure yet what this means for summary judgment hearing coming up in district court on April 19 before Judge Morris. More to follow.

----- Forwarded message -----

From: **Beelaert, Jeffrey (ENRD)** <Jeffrey.Beelaert@usdoj.gov>
Date: Wed, Apr 4, 2018 at 10:27 AM
Subject: [EXTERNAL] Intake (9th Cir) we won!
To: "Tracey, Stanley E CIV USARMY CENWO (US)" [REDACTED],
"Howell, Coby (USAOR)" <Coby.Howell@usdoj.gov>, Tyson Powell
<tyson.powell@sol.doi.gov>, "Wehling, Carrie" <Wehling.Carrie@epa.gov>, "Austin-Smith,
Christina A CIV USARMY CENWD (US)" [REDACTED],
"Wilson, Bryan" <bryan.wilson@sol.doi.gov>, "Nalven, Heidi" <Nalven.Heidi@epa.gov>,
"Murphy, Erin K CIV USARMY CENWO (US)" [REDACTED],
"Dunnigan, Karan" <karan.dunnigan@sol.doi.gov>, "Hough, Palmer"
<Hough.Palmer@epa.gov>, "Pinkston, Daniel (ENRD)" <Daniel.Pinkston@usdoj.gov>
Cc: "Vanosdall, Tiffany K CIV USARMY CENWO (US)" [REDACTED], "Flachs, Patrick M CIV USARMY USACE (US)"
[REDACTED], "DeBergh, James V CIV USARMY CEHQ (US)"
[REDACTED], "Govindan, Jay (ENRD)" <Jay.Govindan@usdoj.gov>,
"Mergen, Andy (ENRD)" <Andy.Mergen@usdoj.gov>, "Kilbourne, Jim (ENRD)"
<Jim.Kilbourne@usdoj.gov>, "Pepin, Joan (ENRD)" <Joan.Pepin@usdoj.gov>, "Haag, Mark
(ENRD)" <Mark.Haag@usdoj.gov>, "Grant, Eric (ENRD)" <Eric.Grant@usdoj.gov>

Great news: In an unpublished decision (attached), the Ninth Circuit vacated the preliminary injunction.
We won.

Thank you so much for your help!

Jeff Beelaert

Appellate Attorney, U.S. Dep't of Justice

Environment & Natural Resources Division

(202) 307-6250

From: ca9_ecfnoticing@ca9.uscourts.gov <ca9_ecfnoticing@ca9.uscourts.gov>
Sent: Wednesday, April 4, 2018 12:22 PM
To: Beelaert, Jeffrey (ENRD) <JBeelaert@ENRD.USDOJ.GOV>
Subject: 17-35712 DOW, et al v. U.S. Army Corps of Engineers, et al "Memorandum Filed"

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United States Court of Appeals for the Ninth Circuit

Notice of Docket Activity

The following transaction was entered on 04/04/2018 at 9:21:22 AM PDT and filed on 04/04/2018

Case Name: DOW, et al v. U.S. Army Corps of Engineers, et al

Case Number: 17-35712

Document(s): Document(s)

Docket Text:

FILED MEMORANDUM DISPOSITION (N. RANDY SMITH, ANDREW D. HURWITZ and GONZALO P. CURIEL) We therefore VACATE the preliminary injunction. FILED AND ENTERED JUDGMENT. [10823670] [17-35712, 17-35713] (MM)

Notice will be electronically mailed to:

Ms. McCrystie Adams, Attorney
Mr. Jeffrey S. Beelaert, Attorney
Mr. Patrick Arthur Byorth, Attorney
Mr. Brian Matthew Collins, Trial Attorney
Mr. William Stewart Eubanks, II, Attorney
Coby Howell
Neil Levine, Attorney
Honorable Brian M. Morris, District Judge
Daniel Pinkston, Senior Litigation Attorney

Mark Steger Smith, Assistant U.S. Attorney
Mark Stermitz
USDC, Great Falls

The following document(s) are associated with this transaction:

Document Description: Memorandum

Original Filename: 17-35712.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID 1106763461 [Date 04/04/2018] [FileNumber 10823670-0]
[196dc4ef005c2e2b0ad884829ff4d713aca4cff3ab114c1c143c4ffbeb7880457e124da2dd3869ff03
aa061abc7bf6bfc0ed08f27ee64a9127faa8019238ecaf]]

Document Description: Post Judgment Form

Original Filename: PostJudgmentandBillofCosts_Flat.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID 1106763461 [Date 04/04/2018] [FileNumber 10823670-1]
[706b500be64e16ed03a4269ec4d458ce2d755c3a22a7ffd51b7bd94416ca8e4a0d8495879356c37
a064910dc1b83089b9ce4a8c3140107eca86345206e927b38]]

--

Tyson Powell
Office of the Regional Solicitor
Rocky Mountain Region
U.S. Department of Interior
755 Parfet Street, Suite 151
Lakewood, CO 80215
Direct dial (office): 303-445-0629
Office cell: 202-794-0472

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Downey Magallanes
Sent: 2018-04-06T18:22:22-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Infrastructure MOU Factsheet
Received: 2018-04-06T18:22:30-04:00
[ATT00001.htm](#)
[Infrastructure - MOU Signing Fact Sheet V.1.docx](#)

Sent from my iPhone

Begin forwarded message:

From: Staff Secretary <[REDACTED]>
Date: April 6, 2018 at 6:07:32 PM EDT
To: "Gribbin, DJ J. EOP/WHO" <[REDACTED]>, "Knight, Shahira E. EOP/WHO" <[REDACTED]>, "McGinley, William J. EOP/WHO" <[REDACTED]>, "Knouse, Ruth (OST)" <ruth.knouse@dot.gov>, "Downey_magallanes@ios.doi.gov" <Downey_magallanes@ios.doi.gov>, "Jackson, Ryan" <jackson.ryan@epa.gov>, "Donaldson, Annie M. EOP/WHO" <[REDACTED]>, "Doty, George E. EOP/WHO" <[REDACTED]>, "Nordquist, DJ D. EOP/CEA" <[REDACTED]>, "Bremberg, Andrew P. EOP/WHO" <[REDACTED]>, DL NSC PaperDeputies <[REDACTED]>
Cc: Staff Secretary <[REDACTED]>
Subject: [EXTERNAL] Infrastructure MOU Factsheet

Attached please find a factsheet that will be used in signing the One Federal Decision Memorandum of Understanding.

Affirmative clearance requested from NEC, DOT, DOI, EPA, and CEA.

Please send comments by noon on Sunday.

Thank you,

STAFF SEC

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
Gary_Lawkowski@ios.doi.gov[Gary_Lawkowski@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-02T15:51:24-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] FW: Activity in Case 2:18-at-00406 United States of America v. State of California et al .
Received: 2018-04-02T16:41:10-04:00
[ATT00001.htm](#)
[United States v. California -- Complaint.pdf](#)
[United States v. California -- Complaint and Exhibits.pdf](#)
[ATT00002.htm](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: "Grant, Eric (ENRD)" <Eric.Grant@usdoj.gov>
To: "Jorjani, Daniel" <daniel.jorjani@sol.doi.gov>
Cc: "Wood, Jeffrey (ENRD)" <Jeffrey.Wood@usdoj.gov>
Subject: [EXTERNAL] FW: Activity in Case 2:18-at-00406 United States of America v. State of California et al .

Dan,

This issue will make its way to your career attorneys in due course (including on tomorrow's weekly call), but Jeff and I thought you'd be interested in the attached lawsuit that ENRD just filed against the State of California.

Please note that a BLM conveyance is the subject of Paragraphs 41-43 of the Complaint and of Exhibit 3.

Let me know if you have any questions.

Thanks,
Eric

From: caed_cmecf_helpdesk@caed.uscourts.gov
<caed_cmecf_helpdesk@caed.uscourts.gov>
Sent: Monday, April 2, 2018 3:16 PM
To: CourtMail@caed.uscourts.dcn
Subject: Activity in Case 2:18-at-00406 United States of America v. State of California et al .

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U.S. District Court

Eastern District of California - Live System

Notice of Electronic Filing

The following transaction was entered by Grant, Eric on 4/2/2018 at 12:15 PM
PDT and filed on 4/2/2018

Case Name: United States of America v. State of California et al

Case Number: 2:18-at-00406

Filer: United States of America

Document Number: 1

Docket Text:

**COMPLAINT against All Defendants by United States of America.
(Attachments: # (1) Exhibit 1, # (2) Exhibit 2, # (3) Exhibit 3, # (4)
Exhibit 4, # (5) Exhibit 5, # (6) Exhibit 6, # (7) Civil Cover
Sheet)(Grant, Eric)**

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-08T21:41:20-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end — GAO
Received: 2018-04-08T21:41:31-04:00
[ATT00001.htm](#)
[2018 GAO Report on self-bonding.pdf](#)

FYI from GAO via Karen

Sent from my iPhone

Begin forwarded message:

From: "Hawbecker, Karen" <karen.hawbecker@sol.doi.gov>
Date: April 8, 2018 at 9:30:53 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Tom Bovard <Tom.Bovard@sol.doi.gov>
Subject: Fwd: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end — GAO

Dan, FYI The GAO has issued the attached report in which it advises Congress to consider amending SMCRA to eliminate the option for coal companies to self bond. Karen

----- Forwarded message -----

From: **Collier, Briana** <briana.collier@sol.doi.gov>
Date: Fri, Apr 6, 2018 at 10:40 AM
Subject: Fwd: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end GAO
To: Thomas Bovard <Tom.Bovard@sol.doi.gov>, Karen Hawbecker <karen.hawbecker@sol.doi.gov>
Cc: Emily Morris <Emily.Morris@sol.doi.gov>, Kristen Guerriero <kristen.guerriero@sol.doi.gov>

All, FYI. GAO Report attached.

Briana Collier
Attorney Adviser, Division of Mineral Resources
U.S. Department of the Interior, Office of the Solicitor
505 Marquette Ave., NW Ste.1800
Albuquerque, NM 87102

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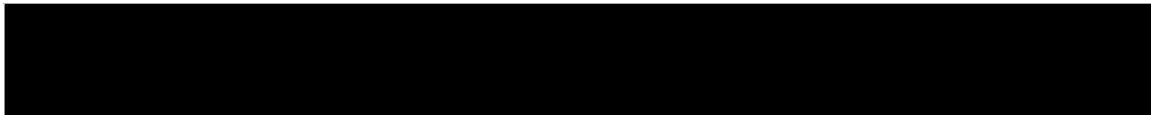
From: **briana.collier** <email_this@eenews.net>

Date: Fri, Apr 6, 2018 at 8:39 AM

Subject: [EXTERNAL] From E&E News PM -- COAL: Self-bonding needs to end
GAO

To: briana.collier@sol.doi.gov

This E&E News PM story was sent to you by: briana.collier@sol.doi.gov



COAL

Self-bonding needs to end — GAO

Dylan Brown, E&E News reporter

Published: Thursday, April 5, 2018

This story was updated at 4:41 p.m. EST.

The Government Accountability Office today called for Congress to eliminate coal companies' ability to use just their reports of healthy finances to insure mine cleanup.

GAO published a **report** that recommends eliminating self-bonding, a practice unique to coal mining that allows corporate promises to cover reclamation obligations under the Surface Mining Control and Reclamation Act.

Self-bonding came under heavy fire during a spate of major coal bankruptcies as taxpayer watchdogs and environmentalists raised concerns about taxpayers getting stuck with coal mine cleanup bills.

Peabody Energy Corp., Arch Coal Inc. and Alpha Natural Resources took the vast majority of the nation's \$3.7 billion in self-bonding with them into debt restructuring in 2016.

Since then, all three companies have replaced their self-bonds with sureties backed by a third party or collateral bonds guaranteed by a tangible asset.

But GAO found that the \$1.2 billion in remaining self-bonds nationwide still put taxpayers "potentially at financial risk for future reclamation costs resulting from coal mines with unsecured financial assurances."

The federal study found coal operators forfeited more than 450 bonds in 13 states between July 2007 and June 2016.

The bonds did not cover reclamation costs 22 percent of the time, with an additional 26 percent of cases still pending.

"The operator remains responsible for reclaiming the mine site," GAO wrote. "However, [Office of Surface Mining Reclamation and Enforcement] officials said ... it might be difficult for the states or OSMRE to compel the operator to complete the reclamation or provide additional funds to do so without having the operator go out of business or into bankruptcy."

Only Congress has the authority to eliminate self-bonding. Under President Obama, OSMRE recommended tightening regulations on the practice, but the Trump administration killed that rulemaking ([*Greenwire*](#), July 20, 2017).

Interior Secretary Ryan Zinke should "reverse course," said Senate Energy and Natural Resources ranking member Maria Cantwell (D-Wash.), who sponsored [S. 800](#) to ban self-bonding.

Cantwell and House Democrats requested the study after a previous GAO self-bonding [report](#) ([*E&E News PM*](#), Jan. 17, 2017).

"It's time we put an end to the cycle of allowing dirty industries to put communities' air and water at risk with no repercussions," said House Natural Resources ranking member Raúl Grijalva (D-Ariz.), who co-sponsored the companion House self-bonding ban bill, [H.R. 1819](#).

According to GAO, self-bonds remain in eight states — Alaska, Colorado, Missouri, North Dakota, Texas, Virginia, West Virginia and Wyoming.

Wyoming has proposed new regulations restricting eligibility requirements ([*Greenwire*](#), Nov. 8, 2017).

But the Western Organization of Resource Councils made the case for ending self-bonding in a new [report](#), also released today ([*E&E News PM*](#), April 3).

"Congress and states should expeditiously curtail the practice," the landowner advocacy group wrote. "Only the end of self-bonding will adequately protect coalfield communities from the burden of abandoned and unreclaimed coal mines."

But National Mining Association spokesman Luke Popovich said GAO did not show

evidence of the self-bonded companies defaulting on cleanup obligations.

"Self-bonded companies tend to be the largest with strong records of on-going operation and therefore have a self-interest in meeting their obligations," Popovich said in a statement. "Not only does GAO's recommendation appear unfounded, it may actually be harmful by shifting a greater burden on the surety industry."

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Karen Hawbecker
Acting Deputy Solicitor
Energy and Mineral Resources
Office of the Solicitor
U.S. Department of the Interior
1849 C Street N.W. MS 6348
Washington, D.C. 20240

Office: (202) 208-4507
karen.hawbecker@sol.doi.gov

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Downey Magallanes
Sent: 2018-03-30T16:07:34-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] EPA Report on Foreign Imports
Received: 2018-03-30T16:07:42-04:00
[ATT00001.htm](#)
[MTE and Imports.docx](#)

Please see below

Sent from my iPhone

Begin forwarded message:

From: "Davis, May M. EOP/WHO" <[REDACTED]>
Date: March 30, 2018 at 12:59:39 PM MST
To: "[Scott Hommel@ios.doi.gov](mailto:Scott_Hommel@ios.doi.gov)" <Scott_Hommel@ios.doi.gov>, "Downey_magallanes@ios.doi.gov" <Downey_magallanes@ios.doi.gov>, "Knouse, Ruth (OST)" <ruth.knouse@dot.gov>, "geoff.burr@dot.gov" <geoff.burr@dot.gov>, "derek.kan@dot.gov" <derek.kan@dot.gov>, "Smith, Wayne D" <Wayne.Smith@hq.doe.gov>, "McCormack, Brian" <Brian.Mccormack@hq.doe.gov>
Cc: Staff Secretary <[REDACTED]>
Subject: [EXTERNAL] EPA Report on Foreign Imports

DOI, DOT, and DOE

Your staff has provided (or is currently providing) input on the attached addendum to the EPA's mid term evaluation. The addendum deals with emission standards for foreign vehicle imports.

We are interested in your high-level concerns, if you can provide them by 4:45 PM. Sorry for the rush. Please feel free to call if easier.

Thank you,

May

May Davis
Special Assistant to the President
Associate Staff Secretary
Office: [REDACTED]
Cell: [REDACTED]
[REDACTED]

To: Hommel Scott[scott_hommel@ios.doi.gov];
dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
Cc: downey_magallanes@ios.doi.gov[downey_magallanes@ios.doi.gov]; Howarth
Robert[Robert_Howarth@ios.doi.gov]
From: Juliette Lillie
Sent: 2018-04-02T07:29:01-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] EO on Federal Ocean Policy
Received: 2018-04-02T07:29:04-04:00
[ATT00001.htm](#)
[Ocean EO 4.1.docx](#)
[DM for Ocean EO 4.1.docx](#)
[ATT00002.htm](#)

Good morning. Please see below email re: draft EO on Federal Ocean Policy.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

Comments are due by **Thursday at 12:00 PM**.

Please let me know if you would like OES to coordinate any comments, and if so, what offices you would like to review.

Thank you

Juliette Lillie
Director Executive Secretariat and Regulatory Affairs
Department of the Interior

Begin forwarded message:

From: Staff Secretary [REDACTED] >
Date: April 1, 2018 at 9:07:39 PM EDT
To: "McMaster, H. R. EOP/WHO" <[REDACTED]>, "Sanders,
Sarah H. EOP/WHO" <[REDACTED]>, "Schlapp, Mercedes V.
EOP/WHO" <[REDACTED]>, "Ditto, Jessica E.
EOP/WHO" <[REDACTED]>, "Hicks, Hope C. EOP/WHO"
[REDACTED], "Short, Marc T. EOP/WHO"
<[REDACTED]>, "Kushner, Jared C. EOP/WHO"

<[REDACTED], "Liddell, Christopher P. EOP/WHO"
 [REDACTED], "Miller, Stephen EOP/WHO"
 [REDACTED], "Conway, Kellyanne E. EOP/WHO"
 [REDACTED], "McGahn, Donald F. EOP/WHO"
 <[REDACTED], "Ayers, Nick N. EOP/OVP"
 [REDACTED], "Bossert, Thomas P. EOP/WHO"
 [REDACTED], "Bremberg, Andrew P. EOP/WHO"
 [REDACTED], "Leggitt, Lance B. EOP/WHO"
 [REDACTED], "Knight, Shahira E. EOP/WHO"
 [REDACTED], "Whitaker, Matthew (OAG)"
 <Matthew.Whitaker@usdoj.gov>, "Marquis, Ashley H. EOP/WHO"
 [REDACTED], "Mulaney, Mick M. EOP/OMB"
 <[REDACTED], [REDACTED]>,
 "Greenblatt, Jason D. EOP/WHO" <[REDACTED]>,
 "DeStefano, John J. EOP/WHO" <[REDACTED]>, "Clark, Justin R.
 EOP/WHO" <[REDACTED]>, "Hassett, Kevin A. EOP/CEA"
 [REDACTED], "Fuentes, Zach D. EOP/WHO"
 [REDACTED], "Kratsios, Michael J. EOP/OSTP"
 [REDACTED], "Neumayr, Mary B. EOP/CEQ"
 [REDACTED], "Mohler, Hallock N JR CAPT USN OSD
 OSD (US)" <[REDACTED]>, "Krause, Scott"
 <scott.krause@hq.dhs.gov>, "EComstock@doc.gov" <EComstock@doc.gov>,
 "Jackson, Ryan" <jackson.ryan@epa.gov>, "awilliams2@doc.gov"
 <awilliams2@doc.gov>, "Wayne.Smith@hq.doc.gov"
 <Wayne.Smith@hq.doc.gov>, "McCormack, Brian"
 <Brian.McCormack@hq.doc.gov>, "juliette_lillie@ios.doi.gov"
 <juliette_lillie@ios.doi.gov>, "Kenna, Lisa EOP" <kennald@state.gov>

Cc: Staff Secretary [REDACTED]

Subject: [EXTERNAL] EO on Federal Ocean Policy

Attached please find an Executive Order for review on "Ocean Policy to Advance the Economic, Security, and Environmental Interests of the United States" (Ocean EO). The EO revokes a 2010 Executive Order that established a 27-member National Ocean Council and broad regional ocean planning processes and requirements. It replaces the Council with an interagency committee that would be more limited in membership and scope of activities.

Signature is requested on this EO around May 31, as June is National Ocean Month.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

Please send comments by **Thursday at 12:00 PM**.

Thank you,

STAFF SEC

To: Kate Macgregor[katharine_macgregor@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-02T08:36:58-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] EO on Federal Ocean Policy
Received: 2018-04-02T08:37:02-04:00
[mime-attachment.html](#)
[ATT00001.htm](#)
[Ocean EO 4.1.docx](#)
[ATT00002.htm](#)
[DM for Ocean EO 4.1.docx](#)
[ATT00003.htm](#)
[mime-attachment.html](#)
[ATT00004.htm](#)

Sent from my iPhone

Begin forwarded message:

From: Juliette Lillie <juliette_lillie@ios.doi.gov>
Date: April 2, 2018 at 7:29:01 AM EDT
To: Hommel Scott <scott_hommel@ios.doi.gov>, dwbernhardt@ios.doi.gov
Cc: downey_magallanes@ios.doi.gov, Howarth Robert <Robert_Howarth@ios.doi.gov>
Subject: Fwd: [EXTERNAL] EO on Federal Ocean Policy

Good morning. Please see below email re: draft EO on Federal Ocean Policy.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

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Thank you

Juliette Lillie

Director Executive Secretariat and Regulatory Affairs
Department of the Interior

Begin forwarded message:

From: Staff Secretary [REDACTED]
Date: April 1, 2018 at 9:07:39 PM EDT
To: "McMaster, H. R. EOP/WHO" [REDACTED],
"Sanders, Sarah H. EOP/WHO" [REDACTED] >,
"Schlapp, Mercedes V. EOP/WHO"
[REDACTED] >, "Ditto, Jessica E.
EOP/WHO" [REDACTED] >, "Hicks, Hope C.
EOP/WHO" [REDACTED] >, "Short, Marc T.
EOP/WHO" [REDACTED] >, "Kushner, Jared C.
EOP/WHO" [REDACTED], "Liddell, Christopher P.
EOP/WHO" [REDACTED], "Miller,
Stephen EOP/WHO" [REDACTED] >, "Conway,
Kellyanne E. EOP/WHO" [REDACTED]
"McGahn, Donald F. EOP/WHO"
[REDACTED] >, "Ayers, Nick N. EOP/OVP"
[REDACTED], "Bossert, Thomas P. EOP/WHO"
[REDACTED], "Bremberg, Andrew P.
EOP/WHO" [REDACTED], "Leggitt, Lance
B. EOP/WHO" [REDACTED] >, "Knight, Shahira
E. EOP/WHO" <[REDACTED]>, "Whitaker,
Matthew (OAG)" <Matthew.Whitaker@usdoj.gov>, "Marquis,
Ashley H. EOP/WHO" [REDACTED] >,
"Mulaney, Mick M. EOP/OMB"
[REDACTED] >, [REDACTED]
[REDACTED] >, "Greenblatt, Jason D. EOP/WHO"
[REDACTED], "DeStefano, John J.
EOP/WHO" <[REDACTED]> "Clark, Justin R. EOP/WHO"
[REDACTED] >, "Hassett, Kevin A. EOP/CEA"
<[REDACTED]> "Fuentes, Zach D. EOP/WHO"
[REDACTED] >, "Kratsios, Michael J.
EOP/OSTP" [REDACTED], "Neumayr, Mary
B. EOP/CEQ" [REDACTED] >, "Mohler, Hallock
N JR CAPT USN OSD OSD (US)" [REDACTED],
"Krause, Scott" <scott.krause@hq.dhs.gov>, "EComstock@doc.gov"
<EComstock@doc.gov>, "Jackson, Ryan" <jackson.ryan@epa.gov>,
"awilliams2@doc.gov" <awilliams2@doc.gov>,
"Wayne.Smith@hq.doc.gov" <Wayne.Smith@hq.doc.gov>,
"McCormack, Brian" <Brian.Mccormack@hq.doc.gov>,
"juliette_lillie@ios.doi.gov" <juliette_lillie@ios.doi.gov>, "Kenna,
Lisa EOP" <kennald@state.gov>

Cc: Staff Secretary [REDACTED]

Subject: [EXTERNAL] EO on Federal Ocean Policy

Attached please find an Executive Order for review on “Ocean Policy to Advance the Economic, Security, and Environmental Interests of the United States” (Ocean EO). The EO revokes a 2010 Executive Order that established a 27-member National Ocean Council and broad regional ocean planning processes and requirements. It replaces the Council with an interagency committee that would be more limited in membership and scope of activities.

Signature is requested on this EO around May 31, as June is National Ocean Month.

Affirmative clearance or comments on the EO are requested from **NEC, DPC, NSC, OMB, and WHCO**. All other components are invited to comment, but affirmative clearance is not requested. Comments are not necessary on the decision memorandum at this time.

Please send comments by **Thursday at 12:00 PM**.

Thank you,

STAFF SEC

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Daniel Jorjani
Sent: 2018-04-02T23:23:25-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Clean Air Council
Received: 2018-04-02T23:23:39-04:00
[ATT00001.htm](#)
[show temp.pdf](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: "Hawbecker, Karen" <karen.hawbecker@sol.doi.gov>
Date: April 2, 2018 at 11:21:23 PM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Subject: Fwd: [EXTERNAL] Clean Air Council

Dan, FYI this is the motion to dismiss that was filed in the Pennsylvania climate change case.
Karen

----- Forwarded message -----

From: McNeer, Richard <richard.mcneer@sol.doi.gov>
Date: Mon, Apr 2, 2018 at 1:27 PM
Subject: Fwd: [EXTERNAL] Clean Air Council
To: "Hawbecker, Karen" <KAREN.HAWBECKER@sol.doi.gov>
Cc: "roy.fuller" <roy.fuller@sol.doi.gov>, Thomas Bovard <tom.bovard@sol.doi.gov>

Karen:

Here is the motion to dismiss as filed in the Climate Change case in Pennsylvania.

Richard

----- Forwarded message -----

From: Piropato, Marissa (ENRD) <Marissa.Piropato@usdoj.gov>
Date: Mon, Apr 2, 2018 at 1:19 PM
Subject: [EXTERNAL] Clean Air Council
To: Elizabeth Carls <elizabeth.carls@sol.doi.gov>, "mcneer richard." <richard.mcneer@sol.doi.gov>, "Singer, Frank (ENRD)" <Frank.Singer@usdoj.gov>

Motion to dismiss as filed is attached

We have a meet and confer with Plaintiffs on Monday, April 9

We should have a call this week or early Monday to discuss.

Thanks

--

Karen Hawbecker

Acting Deputy Solicitor

Energy and Mineral Resources

Office of the Solicitor

U.S. Department of the Interior

1849 C Street N.W. MS 6348

Washington, D.C. 20240

Office: (202) 208-4507

karen.hawbecker@sol.doi.gov

Sent from my iPhone

To: David Bernhardt[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]
From: MacGregor, Katharine
Sent: 2018-04-03T14:27:29-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Broadband Interagency Working Group - Request for Agency Principals
Received: 2018-04-03T14:33:54-04:00

I thought y'all sent this over already :)

-K

----- Forwarded message -----

From: Lira, Mathew L. EOP/WHO [REDACTED]
Date: Tue, Apr 3, 2018 at 2:22 PM
Subject: [EXTERNAL] Broadband Interagency Working Group - Request for Agency Principals
To: "Kate_macgregor@ios.doi.gov" <Kate_macgregor@ios.doi.gov>

Thank you for your membership and participation in the Broadband Interagency Working Group (BIWG).

As we continue our efforts to implement the Administration's broadband-related priorities, analyze the implications for broadband deployment given recent appropriations, and monitor the progress of the Executive Order and Presidential Memorandum signed in January, we ask each agency to **identify an agency principal for broadband-related efforts**.

These individuals should be at the Undersecretary or Assistant Secretary level and would help to champion the efforts of the BIWG. Principals will be asked to make key decisions related to the BIWG, sign off on progress reports, and attend quarterly BIWG meetings hosted by the White House. To date, we have received names of agency principals from the Departments of Agriculture, Commerce and Education, and would like to have a complete roster to maximize interagency coordination.

Please send your designated agency principal to Karen Hanson no later than Tuesday, April 10, and copy Gail Slater, Special Assistant to the President for Tech, Telecom and Cyber Policy (NEC) and Kelsey Guyselman, Policy Advisor (OSTP). We plan to hold the next quarterly meeting in late April and will invite the agency principals to participate.

Again, thank you for your cooperation and support of this important effort.

Best,

Matt

--

Matt Lira

Special Assistant to the President

Office of American Innovation

[REDACTED]

--

Kate MacGregor

Principal Deputy Assistant Secretary - Land and Minerals Management

U.S. Department of the Interior

1849 C ST NW

Room 6625

Washington DC 20240

202 208 3671 (Direct)

To: Daniel Jorjani[daniel.jorjani@sol.doi.gov]; Goeken, Richard[richard.goeken@sol.doi.gov]; Greg Sheehan[greg_j_sheehan@fws.gov]; Todd Willens[todd_willens@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: Romanik, Peg
Sent: 2018-04-02T10:02:10-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] Activity in Case 1:14-cv-00670-RCL SAFARI CLUB INTERNATIONAL et al v. JEWELL et al Order Dismissing Case
Received: 2018-04-02T10:03:05-04:00
[14-670 Dkt 157 \(Order Dismissing Cases - No Live Case or Controversy\).pdf](#)
[14-670 Dkt 156 \(Order Denying Fed Defs Mot Leave File Surreply Supp Brief\).pdf](#)

All - DC Circuit Court issued a very favorable opinion in one of our elephant cases. Plaintiffs had challenged the Service's ESA enhancement findings for Zimbabwe for 2014-2015 and the Service's ESA enhancement finding and CITES non-detriment finding for Tanzania, both issued in 2014. In brief the court found:

- Since the Zimbabwe 2014/2015 and Tanzania 2014 findings were withdrawn, challenges to them were moot.
- Contrary to defendant-intervenors' theory, the Service did not have to use rule-making procedures to withdraw the findings.

Peg
Peg Romanik
Associate Solicitor
Division of Parks and Wildlife
Office of the Solicitor
U.S. Department of the Interior
Office: (202)208-5578
Cell: (202)515-1000

----- Forwarded message -----

From: **Husen, Russell** <russell.husen@sol.doi.gov>
Date: Fri, Mar 30, 2018 at 2:29 PM
Subject: Fwd: [EXTERNAL] Activity in Case 1:14-cv-00670-RCL SAFARI CLUB INTERNATIONAL et al v. JEWELL et al Order Dismissing Case
To: "Romanik, Peg" <peg.romanik@sol.doi.gov>, Craig Hoover <Craig_Hoover@fws.gov>, "Gnam, Rosemarie" <rosemarie_gnam@fws.gov>, Mary Cogliano <mary_cogliano@fws.gov>, Eleanora Babij <eleonora_babij@fws.gov>
Cc: Benjamin Jesup <benjamin.jesup@sol.doi.gov>, Gloria Bell <gloria_bell@fws.gov>, Tim Vannorman <tim_vannorman@fws.gov>, A Alvarez <aeric_alvarez@fws.gov>

Hi All,

Please find attached the decision of the D.D.C. to dismiss the 2014-2015 cases in light of the March 1 memorandum. The court also denied our motion for leave to file sur-reply, presumably because it was unneeded. I'll be in touch on Monday when I return from leave and have a chance

to touch base with DOJ.

Thanks,
Russ

Russell Husen | Attorney-Advisor

Department of the Interior | Office of the Solicitor
Division of Parks & Wildlife | Branch of Fish & Wildlife
1849 C Street NW, Washington, DC 20240

Phone: (202) 208 7401 | Russell.Husen@sol.doi.gov

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----- Forwarded message -----

From: <DCD_ECFNotice@dcd.uscourts.gov>

Date: Fri, Mar 30, 2018 at 2:09 PM

Subject: [EXTERNAL] Activity in Case 1:14-cv-00670-RCL SAFARI CLUB
INTERNATIONAL et al v. JEWELL et al Order Dismissing Case

To: DCD_ECFNotice@dcd.uscourts.gov

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered on 3/30/2018 at 2:09 PM and filed on 3/30/2018

Case Name: SAFARI CLUB INTERNATIONAL et al v. JEWELL et al

Case Number: 1:14-cv-00670-RCL

Filer:

WARNING: CASE CLOSED on 03/30/2018

Document Number: 157

Docket Text:

ORDER DISMISSING CASE. Signed by Judge Royce C. Lamberth on 3/29/18. (lsj)

1:14-cv-00670-RCL Notice has been electronically mailed to:

Meredith L. Flax meredith.flax@usdoj.gov, EFILE_WMRS.ENRD@usdoj.gov

Douglas Scott Burdin dburdin@safariclub.org, dburdin@verizon.net

Anna Margo Seidman aseidman@safariclub.org, annaseidman@gmail.com

Robert Pendleton Williams robert.p.williams@usdoj.gov, EFILE_WMRS.ENRD@usdoj.gov,
russell.husen@sol.doi.gov

Tanya Sanerib tsanerib@biologicaldiversity.org

Christopher A. Conte cconte@nrahq.org

Michael Ray Harris michaelharris@friendsofanimals.org, jennifer@friendsofanimals.org,
wlp_admin@friendsofanimals.org

Christine A. Hill christine.hill@usdoj.gov, Christine.Hill2@usdoj.gov

Sarah Uhlemann suhlemann@biologicaldiversity.org

Andrea Gelatt andrea.gelatt@usdoj.gov, efile_wmrs.enrd@usdoj.gov

Anna Elizabeth Frostic afrostic@humanesociety.org

Jennifer Best jennifer@friendsofanimals.org, wlp_admin@friendsofanimals.org

1:14-cv-00670-RCL Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID 973800458 [Date 3/30/2018] [FileNumber 5452143-0]

[4389ab59f7a444774c78ceb179d94998705a0f91f7d94ab30f0fb9e6059bb1802928

ede8c9aa87287a2e6066f7eb05f83149bd21eb6e3130a32bddee9b9daeca]]

To: James Voyles[james_voyles@ios.doi.gov]
From: Bernhardt, David
Sent: 2018-04-04T14:21:16-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL] 300 page limitation
Received: 2018-04-04T14:22:03-04:00

Would you look at this and your guidance and come see me.
David

On Wed, Apr 4, 2018 at 2:08 PM, David Freudenthal <dfreudenthal@freudenthallaw.com> wrote:

David,

Sorry to bother you again but I am seeking some guidance.

I have a client in the Southwest whose power line project is near the draft EIS stage. They have been informed by BLM that the schedule will be delayed because it needs to be redrafted to conform to the 300 page limit. Apparently a request has been forwarded to DC for an exception pursuant to your directive but the request is being denied. The Arizona BLM is the lead on the project. I am seeking guidance as to the appropriate person to discuss this issue with in DC.

This project is already had several delays. According to the client, the additional delay may well kill the project because of an "in service date" contractual obligation.

Thank you in advance for your assistance.

Dave

--

Dave Freudenthal
Freudenthal Law Office, LLC
1604 Pioneer Avenue
Cheyenne, WY 82001
307-996-1401

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--

David Longly Bernhardt
Deputy Secretary

U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: MacGregor, Katharine
Sent: 2018-03-30T16:24:46-04:00
Importance: Normal
Subject: Fwd: [EXTERNAL]
Received: 2018-03-30T16:24:52-04:00

----- Forwarded message -----

From: **Catanzaro, Michael J. EOP/WHO** [REDACTED]
Date: Fri, Mar 30, 2018 at 4:23 PM
Subject: [EXTERNAL]
To: Kate MacGregor <katharine_macgregor@ios.doi.gov>

I need Zinke to call Pruitt ASAP on this MTE issue. Calling you in a few.

Sent from my iPhone

--

Kate MacGregor
Principal Deputy Assistant Secretary - Land and Minerals Management
U.S. Department of the Interior
1849 C ST NW
Room 6625
Washington DC 20240
202 208 3671 (Direct)

To: John Bockmier[john_bockmier@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T21:18:40-04:00
Importance: Normal
Subject: Fwd: 5 new DOI OIG investigative summaries to Hill & public
Received: 2018-04-05T21:18:44-04:00
[ATT00001.htm](#)
[InvestigativeSummary TribalGrantSchoolEmbezzlement.pdf](#)
[InvestigativeSummary FradulentClaimforEquitableAdjustment.pdf](#)
[ATT00002.htm](#)
[InvestigativeSummary NPSAllegationsofMisconduct.pdf](#)
[ATT00003.htm](#)
[InvestigativeSummary DeepwaterRoyaltyRelief.pdf](#)
[ATT00004.htm](#)
[InvestigativeSummary BIESupplementalPayments.pdf](#)
[ATT00005.htm](#)

FYI
Sent from my iPhone

Begin forwarded message:

From: "Congressional, OIG" <oig_congressional@doioig.gov>
Date: April 5, 2018 at 4:47:55 PM EDT
To: Downey Magallanes <downey_magallanes@ios.doi.gov>, John Tanner <John_Tanner@ios.doi.gov>, April Slayton <april_slayton@nps.gov>, Aurelia Skipwith <aurelia_skipwith@ios.doi.gov>, Casey Hammond <casey_hammond@ios.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>, David Bernhardt <dwbernhardt@ios.doi.gov>, Douglas Domenech <douglas_domenech@ios.doi.gov>, Heather Swift <heather_swift@ios.doi.gov>, James Cason <james_cason@ios.doi.gov>, Jeremy Barnum <jeremy_barnum@nps.gov>, Laura Keehner Rigas <laura_rigas@ios.doi.gov>, Micah Chambers <micah_chambers@ios.doi.gov>, Pamela Barkin <pamela_barkin@ios.doi.gov>, Paul Ross <paul_ross@ios.doi.gov>, Scott Hommel <scott_hommel@ios.doi.gov>, Tim Murphy <timothy.murphy@sol.doi.gov>, Jim James <james.james@bia.gov>, Nedra Darling <nedra.darling@bia.gov>, Joseph Balash <joseph_balash@ios.doi.gov>
Subject: 5 new DOI OIG investigative summaries to Hill & public

Here are 5 summaries of investigations that were just sent to Congress and will be posted Monday 4/9.

1. Alleged Embezzlement at BIE Funded Tribally Controlled Grant School
2. Founded Allegations of Misconduct by NPS Senior Official and Subordinate
3. Alleged False Claim for Equitable Adjustment Unfounded
4. Deepwater Royalty Relief Violation Self Corrected

5. BIE Teachers' Federal Salaries Illegally Supplemented

Nancy K. DiPaolo
Director, External Affairs
Office of the Inspector General
Department of the Interior
202.208.4357
(c) 202.805.4701

To: Paul (Dan) Smith[paul_smith@nps.gov]
From: Bernhardt, David
Sent: 2018-04-05T17:08:57-04:00
Importance: Normal
Subject: Fwd: 5 new DOI OIG investigative summaries to Hill & public
Received: 2018-04-05T19:40:30-04:00
[InvestigativeSummary TribalGrantSchoolEmbezzlement.pdf](#)
[InvestigativeSummary FradulentClaimforEquitableAdjustment.pdf](#)
[InvestigativeSummary NPSAllegationsofMisconduct.pdf](#)
[InvestigativeSummary DeepwaterRoyaltyRelief.pdf](#)
[InvestigativeSummary BIESupplementalPayments.pdf](#)

Danny: See the watch report here.

David

----- Forwarded message -----

From: **Congressional, OIG** <oig_congressional@doioig.gov>

Date: Thu, Apr 5, 2018 at 4:47 PM

Subject: 5 new DOI OIG investigative summaries to Hill & public

To: Downey Magallanes <downey_magallanes@ios.doi.gov>, John Tanner <John_Tanner@ios.doi.gov>, April Slayton <april_slayton@nps.gov>, Aurelia Skipwith <aurelia_skipwith@ios.doi.gov>, Casey Hammond <casey_hammond@ios.doi.gov>, Daniel Jorjani <daniel.jorjani@sol.doi.gov>, David Bernhardt <dwbernhardt@ios.doi.gov>, Douglas Domenech <douglas_domenech@ios.doi.gov>, Heather Swift <heather_swift@ios.doi.gov>, James Cason <james_cason@ios.doi.gov>, Jeremy Barnum <jeremy_barnum@nps.gov>, Laura Keehner Rigas <laura_rigas@ios.doi.gov>, Micah Chambers <micah_chambers@ios.doi.gov>, Pamela Barkin <pamela_barkin@ios.doi.gov>, Paul Ross <paul_ross@ios.doi.gov>, Scott Hommel <scott_hommel@ios.doi.gov>, Tim Murphy <timothy.murphy@sol.doi.gov>, Jim James <james.james@bia.gov>, Nedra Darling <nedra.darling@bia.gov>, Joseph Balash <joseph_balash@ios.doi.gov>

Here are 5 summaries of investigations that were just sent to Congress and will be posted Monday 4/9.

1. Alleged Embezzlement at BIE Funded Tribally Controlled Grant School
2. Founded Allegations of Misconduct by NPS Senior Official and Subordinate
3. Alleged False Claim for Equitable Adjustment Unfounded
4. Deepwater Royalty Relief Violation Self Corrected
5. BIE Teachers' Federal Salaries Illegally Supplemented

Nancy K. DiPaolo
Director, External Affairs
Office of the Inspector General
Department of the Interior
202.208.4357
(c) 202.805.4701

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
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(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: David Bernhardt
Sent: 2018-04-06T22:53:49-04:00
Importance: Normal
Subject: Follow up
Received: 2018-04-06T22:53:51-04:00

Matt remind me Monday to discuss the pilot of Mesa county issue

Sent from my iPhone

To: Richard Cardinale[richard_cardinale@ios.doi.gov]
Cc: robert_howarth@ios.doi.gov[robert_howarth@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Jill Moran[jcmoran@blm.gov]
From: Katharine MacGregor
Sent: 2018-03-30T12:06:27-04:00
Importance: Normal
Subject: FOIA DMU TOOL
Received: 2018-03-30T12:06:34-04:00

Rich - Just want to log a complaint with the current FOIA DMU tool again. I know we have mentioned issues with it earlier this year. Yet again on a time crunch, Jill and I spent time yesterday running a FOIA and reviewing documents. We ultimately filed the documents using the DMU tool only to find out this morning that it did not work. This tool is ultimately impeding our ability to meet departmental deadlines and comply with federal FOIA laws. I just wanted to make sure OCIO is aware.

- Kate

To: Dan Jorjani[daniel.jorjani@sol.doi.gov]
From: David Bernhardt
Sent: 2018-04-05T07:12:32-04:00
Importance: Normal
Subject: Ethics
Received: 2018-04-05T07:12:39-04:00

Whats the status of the employee message for ethics.

Sent from my iPhone

To: Dan Jorjani[daniel.jorjani@sol.doi.gov]
From: Bernhardt, David
Sent: 2018-04-05T17:22:21-04:00
Importance: Normal
Subject: Ethics
Received: 2018-04-05T19:48:26-04:00
PLEASEGIVETHISAFINALCHECKANDGETGOING.docx

Get this going

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Mills, Katie
Sent: 2018-03-30T14:40:49-04:00
Importance: Normal
Subject: ESA CMP comments
Received: 2018-03-30T14:42:19-04:00
Summary ESA-CMP Comments.docx

David,

Attached is a draft memo of the ESA CMP comments. It is only a draft because I have not reviewed, or seen a spreadsheet of all the comments. I asked Gary Frazer and he said he'd confirm with his staff, but due to Spring Break, many of them are out, and he'd get back with me next week. I'll update the draft as soon as I get all of the comments. In the meantime, if you have any edits on the attached draft, let me know.

--

Katie E. Mills
Counselor to the Deputy Secretary
U.S. Department of the Interior
Katie_Mills@ios.doi.gov
202 208 4591

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Mills, Katie
Sent: 2018-04-04T13:06:18-04:00
Importance: Normal
Subject: ESA CMP comment summary
Received: 2018-04-04T13:07:54-04:00
Summary ESA-CMP Comments (1).docx

David,
Attached is the revised Summary of the Mitigation Policy Comments. The only real addition is a paragraph summarizing the non-substantive citizen responses. Let me know your thoughts, and what

--

Katie E. Mills
Counselor to the Deputy Secretary
U.S. Department of the Interior
Katie_Mills@ios.doi.gov
202 208 4591

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Lawkowski, Gary
Sent: 2018-03-29T18:03:36-04:00
Importance: Normal
Subject: ERB
Received: 2018-03-29T18:03:43-04:00
DepSec Reply to OIG Report re SES Reassignments (3-29-18) (redline).docx

Please find attached a revised version of the ERB letter that has been edited and approved by Ed and Dan. This version should track changes to the last version you sent. Please let me know if you have any additional edits.

Please also let me know if Exec Sec has signature authority to sign on your behalf. If so, we will finalize, provide to the front office for awareness, and send to the IG tomorrow morning.

Sincerely,

Gary Lawkowski
Counselor to the Deputy Secretary
U.S. Department of the Interior
Gary Lawkowski@ios.doi.gov
202 208 7340

To: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Mike Argo[michael_argo@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Boulton, Caroline
Sent: 2018-04-06T17:15:34-04:00
Importance: Normal
Subject: Electronic Briefing Book: 4.9.18
Received: 2018-04-06T17:16:28-04:00
[Meeting Template - April 9.1.docx](#)
[RKZ Daily Schedule 4.9.18.docx](#)
[DAILY UPDATE FOR CABINET AFFAIRS 4-6-18.docx](#)

All,

Below and attached are the Secretary's Monday schedule and briefing book.

Best,
Caroline

Daily Schedule

9:00am	Daily Scheduling & Communications Meeting Location: Secretary's Office <i>Staff: Deputy Secretary, Hommel, Magallanes, Argo, Rigas, Tanner, Wynn</i>
10:45am	Depart DOI en route White House
11:00am	Cabinet Meeting Location: White House Cabinet Room
12:45pm	Depart White House en route DOI
1:00pm	Meeting with Craig Sanders, CEO, Cox Oil Location: Secretary's Office <i>Staff: Devito</i>
1:30pm	Daily Meeting with the Chief of Staff Location: Secretary's Office <i>Staff: Hommel</i>
2:00pm	OPEN
4:15pm	Depart DOI en route EEOB
4:30pm	Ambassador Carla Sands Official Swearing In Location: Vice President's Ceremonial Office [REDACTED] <i>Staff: Domenech</i>
5:15pm	Depart EEOB en route DOI
6:30pm	Personal Visit Location: Secretary's Office

RON

Washington, DC

--

Caroline Boulton

Special Assistant to the Secretary

Immediate Office of the Secretary

U.S. Department of the Interior

202.208.5403

To: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Werner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Mike Argo[michael_argo@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Boulton, Caroline
Sent: 2018-04-05T16:53:56-04:00
Importance: Normal
Subject: Electronic Briefing Book: 4.6.18
Received: 2018-04-05T20:29:50-04:00
[4.6.18 NJ Trip Schedule FINAL.pdf](#)
[ATLW6 NY Fisheries Engagement 03162018.pdf](#)
[Briefing for ASLM Balash 032718.pdf](#)
[Historical Summary of Scallop Industry Interactions.pdf](#)

All,
Attached are the trip itinerary and briefing book for tomorrow's New Jersey trip.

Best,
Caroline

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

To: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Renner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Mike Argo[michael_argo@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]

From: Boulton, Caroline

Sent: 2018-04-04T18:04:40-04:00

Importance: Normal

Subject: Electronic Briefing Book: 4.5.18

Received: 2018-04-04T18:05:28-04:00

[Critical Minerals Mapping Plan for Secretary 2018-04-02.docx](#)

[Nat Geo Meeting memo.docx](#)

[RKZ Daily Schedule 4.5.18.docx](#)

[April 4 ASWS monthly - Agenda Items Reclamation & USGS.docx](#)

[Assistant Secretary Monthly Meeting APR2018.docx](#)

[ATLW6 NY Fisheries Engagement 03162018.pdf](#)

[Briefing for ASLM Balash 032718.pdf](#)

[Historical Summary of Scallop Industry Interactions.pdf](#)

All,

Attached is the Secretary's schedule and briefing materials for tomorrow.

Best,

Caroline

Daily Schedule

8:20am	Depart Residence en route White House
9:00am	Principals Meeting on EPA Standards for Imported Vehicles Location: [REDACTED]
10:00am	Depart White House en route DOI
10:30am	Daily Scheduling & Communications Meeting Location: Secretary's Office <i>Staff: Deputy Secretary, Hommel, Magallanes, Argo, Rigas, Tanner, Wynn</i>
11:00am	OPEN
11:30am	Weekly Meeting with Dan Jorjani / Solicitor's Office Location: Secretary's Office
12:00pm	Personal Visit Location: Secretary's Office
12:30pm	Personal Visit Location: Secretary's Office
1:00pm	New Jersey Trip Prep Location: Secretary's Office <i>Staff: Magallanes, Balash, Argo, Schindler</i>
1:30pm	Call with Senator Hatch

Location: Secretary's Office

Staff: Magallanes, Tanner

Note: Senator Hatch will call Elinor, who will transfer

1:45pm	Daily Meeting with the Chief of Staff <i>Location: Secretary's Office</i> <i>Staff: Hommel</i>
2:00pm	Monthly Meeting with Insular & International Affairs <i>Location: Secretary's Office</i> <i>Staff: Deputy Secretary, Magallanes, Willens, Domenech</i>
3:00pm	Monthly Meeting with Water & Science <i>Location: Secretary's Office</i> <i>Staff: Magallanes, Willens, Petty, Travnicek</i>
4:00pm	Meeting with Gary Knell, National Geographic CEO <i>Location: Secretary's Office</i> <i>Staff: Magallanes, Wynn</i>
5:00pm	Meeting with Mike <i>Location: Secretary's Office</i> <i>Staff: Argo</i>
5:30pm	Weekly Meeting with Deputy Secretary <i>Location: Secretary's Office</i> <i>Staff: Deputy Secretary</i>
RON	Washington, DC

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

To: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Renner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Mike Argo[michael_argo@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Boulton, Caroline
Sent: 2018-04-03T17:45:53-04:00
Importance: Normal
Subject: Electronic Briefing Book: 4.4.18
Received: 2018-04-03T17:46:37-04:00
[DAILY UPDATE FOR CABINET AFFAIRS 4-3-18.docx](#)
[4.3.18 Directors SFBPC Meeting Memo.docx](#)
[RKZ Daily Schedule 4.4.18.docx](#)

All,
Attached is the schedule and briefing book for tomorrow.

Best,
Caroline

Daily Schedule

8:30am	Depart Residence en route Museum of the Bible
9:00am	Remarks at the Museum of the Bible Location: Museum of the Bible <i>Staff: Bullock, Argo</i>
10:00am	Depart Museum of the Bible en route DOI
10:30am	Daily Scheduling & Communications Meeting Location: Secretary's Office <i>Staff: Deputy Secretary, Hommel, Magallanes, Argo, Rigas, Tanner, Wynn</i>
11:00am	Hold: Staff Time Location: Secretary's Office
12:00pm	Lunch Location: Secretary's Office
1:00pm	Drop by Sport Fishing and Boating Partnership Council Meeting Location: 5160 Conference Room <i>Staff: Sheehan</i>
1:30pm	Daily Meeting with the Chief of Staff Location: Secretary's Office <i>Staff: Hommel</i>
2:00pm	Personnel Interview
2:45pm	OPEN
3:15pm	Depart en route White House

3:30pm **Meeting with Chris Liddell and Bill McGinley**
Location: [REDACTED]
Staff: Deputy Secretary, Hommel, Magallanes

4:00pm **White House Murder Board**
Location: Cabinet Affairs [REDACTED]
Staff: Hommel, Rigas, Swift

RON **Washington, DC**

--

Caroline Boulton
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
202.208.5403

To: Aaron Thiele[aaron_thiele@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Elinor Renner[elinor_werner@ios.doi.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Leila Getto[leila_getto@ios.doi.gov]; Luke Bullock[wesley_bullock@ios.doi.gov]; Mike Argo[michael_argo@ios.doi.gov]; Ryan Zinke[cd06@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]
From: Werner, Elinor
Sent: 2018-03-20T19:00:47-04:00
Importance: Normal
Subject: Electronic Briefing Book: 3.21.18
Received: 2018-03-20T19:08:10-04:00
[RKZ Daily Schedule 3.21.18.docx](#)
[Memo Secretary National Sheriffs Association.pdf](#)
[Assistant Secretary FWP Monthly Meeting 2018-03-21.docx](#)
[DAILY UPDATE FOR CABINET AFFAIRS 3-20-18.docx](#)

All,

Attached is the Secretary's schedule and briefing materials for tomorrow.

9:00 am	Depart Residence en route to DOS
9:30 am	Attending 2018 International Women of Courage Awards Location: Department of State – Dean Acheson Auditorium
10:30 am	Depart DOS en route to White House
11:00 am	Cabinet Meeting Location: [REDACTED]
12:45 pm	Depart DOI en route to White House
1:45 pm	Depart Capitol en route DOI
1:00 pm	Working Lunch Meeting with Chief of Staff Location: Secretary's Office <i>Staff: Hommel</i>
1:30 pm	Meeting with the National Sheriff's Association Location: Secretary's Office <i>Staff: Magallanes, Cassidy</i>
3:00 pm	Drop by Meeting with Frank Riggler Location: Secretary's Conference Room <i>Staff: Larrabee, Magallanes, Willens, Sheehan, Smith</i>
4:00 pm	Monthly Meeting with ASFWP Location: Secretary's Office <i>Staff: Magallanes, Willens, Swift</i>
6:00 pm	Depart DOI en route to DCA
7:20 pm EST- 9:10 pm CT	Flight: DCA to MSP Flight: Delta 1451

Warmly,

Elinor

--

Elinor Werner
Special Assistant to the Secretary
Immediate Office of the Secretary
U.S. Department of the Interior
Office: 202.208.6087
Cell: 202.706.9242

To: Joseph Balash[joseph_balash@ios.doi.gov]; Macgregor, Katharine[katharine_macgregor@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Downey Magallanes[downey_magallanes@ios.doi.gov]; Brian Steed[bsteed@blm.gov]; Mike Nedd[Mike_Nedd@blm.gov]; Laura Rigas[laura_rigas@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]
From: Benedetto, Kathleen
Sent: 2018-03-26T10:21:38-04:00
Importance: Normal
Subject: Early Alert - Helium Operations
Received: 2018-03-26T10:21:45-04:00
EarlyAlert Helium Contract Negotiations.docx

Good morning,

BLM has a cooperative agreement (CA) with the Cliffside Refiners Limited Partnership (CRLP) for the Crude Helium Enrichment Unit (CHEU). The partnership was required to fund the design and construction of the CHEU, which BLM operates. In 2014, the IG directed BLM to transition from a CA to a Federal Acquisitions Regulation (FAR) contract. The CA expires on March 31, 2018 (this coming Saturday). BLM and CRLP have negotiated a contract, however CRLP has come back with changed they want to the contract that BLM does not want to agree to. See attached memo. If the issues cannot be resolved and a new contract signed, the plant could be shut in. The plant provides 40 percent of the world's helium supplies. KB

--

Kathleen Benedetto
Senior Adviser
Bureau of Land Management
Room 5648, MIB
1849 C Street NW
Washington, DC 20240
Direct: (202) 208-5934
Cell: (202) 336-9318

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]; Katie Mills[katie_mills@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-22T18:15:17-04:00
Importance: Normal
Subject: Draft of Weekly Report to the Secretary
Received: 2018-03-22T18:15:26-04:00
Weekly Report to the Secretary March 25-31.docx

Team,
Here is the draft of the weekly report. Let me know if you have any edits or changes before it goes out tomorrow.

Thanks,

Matthew Dermody
Special Assistant to the Deputy Secretary
Office of the Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Jim Cason[james_cason@ios.doi.gov]; James Voyles[james_voyles@ios.doi.gov]; Katie Mills[katie_mills@ios.doi.gov]; Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-28T18:27:54-04:00
Importance: Normal
Subject: Draft of Weekly Report
Received: 2018-03-28T18:28:04-04:00
Weekly Report to the Secretary April 1-7.docx

All,
Attached is the draft of the weekly report. Please let me know if you have any questions or suggested changes.

Thanks,

Matthew Dermody
Special Assistant to the Deputy Secretary
Office of the Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: David Bernhardt[dwbernhardt@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]
Cc: Olivia Ferriter[olivia_ferriter@ios.doi.gov]; Harry Humbert[harry_humbert@ios.doi.gov]; Jason Freihage[jason_freihage@ios.doi.gov]; Brent Range[brent_range@ios.doi.gov]
From: Cameron, Scott
Sent: 2018-04-06T11:27:13-04:00
Importance: Normal
Subject: Draft memo on the border
Received: 2018-04-06T11:27:55-04:00
Department of the Interior Contributes to National Border Security draft to SOL.docx

David,
Per your request yesterday.
Thanks,
Scott
Scott J. Cameron
Acting Assistant Secretary for Policy, Management and Budget
Office of the Secretary of the Interior
Desk 202 208 4242
Cell 202 706 9031

To: Bernhardt, David[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Jorjani, Daniel[daniel.jorjani@sol.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Richard Cardinale[richard_cardinale@ios.doi.gov]; Owens, Glenda H.[gowens@osmre.gov]; Scott Hommel[scott_hommel@ios.doi.gov]
Cc: Keable, Edward[edward_keable@ios.doi.gov]; Jonathan Mack[jonathan_mack@ios.doi.gov]; Michelle Oxyer[michelle_oxyer@ios.doi.gov]
From: Limon, Raymond
Sent: 2018-03-23T15:40:38-04:00
Importance: Normal
Subject: Draft ERB Charter and Reference Materials
Received: 2018-03-23T15:40:48-04:00
[ERB Charter \(Final Draft\) 03.02.18.docx](#)
[DepSec White Paper re SES Reassignment.docx](#)
[2009 OPM ERB Guidance.pdf](#)

Greetings ERB Members,

We are attaching a short white paper on SES reassignment best practices and OPM's 2009 ERB Guidance memo. Please review/edit/comment on the draft ERB Charter and return to me by Friday, March 30th. We will discuss at the next ERB meeting. Happy to answer any questions you may have.

Thanks, Ray

--

Raymond A. Limon
Director, Office of Human Resources
Deputy, Chief Human Capital Officer
Department of Interior
202 208 5310

To: Darryl LaCounte[darryl.lacounte@bia.gov]
Cc: Michael Black[Michael.Black@bia.gov]; Susan Messerly[susan.messerly@bia.gov]; Allen Lawrence[allen_lawrence@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Karen Richardson[karen.richardson@sol.doi.gov]; Nancy Thomas[Nancy_Thomas@ios.doi.gov]; Richard Myers[Richard.Myers@sol.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Sharon Blake[sharon_j_blake@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Michael Oliva[Michael.Oliva@bia.gov]; Jose Saavedra[jose.saavedra@bia.gov]; Felicia Kelly-Perry[felicia.kelly-perry@bia.gov]
From: cristal_gorham@doioig.gov
Sent: 2018-03-26T14:00:49-04:00
Importance: Normal
Subject: Draft Audit Report – The Wind River Tribes Misapplied Federal Funds for the Tribal Transportation Program, Report No. 2017-CG-042
Received: 2018-03-26T14:01:25-04:00
[DraftAudit_JBCWindRiver_032618.pdf](#)

Good Afternoon,

The Office of Inspector General has completed the Draft Audit Report – The Wind River Tribes Misapplied Federal Funds for the Tribal Transportation Program, Report No. 2017 CG 042. An electronic copy is attached.

Please be advised that the attached report is ***For Official Use Only***; therefore it should not be released to anyone outside of the Department or this specified distribution. If additional distribution is required, please contact us.

Should you require additional information or assistance, please do not hesitate to contact me.

Thank you
CRISTAL J. GORHAM | COMMUNICATIONS COORDINATOR

U.S. DEPARTMENT OF THE INTERIOR | OIG IO
DIRECT: 202.219.2069
CRISTAL_GORHAM@DOIOIG.GOV

To: David Murillo[dmurillo@usbr.gov]
Cc: Andrea Travnicek[andrea_travnicek@ios.doi.gov]; Brenda Burman[bburman@usbr.gov]; Travis Aberle[taberle@usbr.gov]; Alicia Forsythe[aforsythe@usbr.gov]; Beverly Breen[bbreen@usbr.gov]; Allen Lawrence[allen_lawrence@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Karen Richardson[karen.richardson@sol.doi.gov]; Nancy Thomas[Nancy_Thomas@ios.doi.gov]; Richard Myers[Richard.Myers@sol.doi.gov]; Scott Cameron[scott_cameron@ios.doi.gov]; Sharon Blake[sharon_j_blake@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Patrick McHugh[patrick_mchugh@ios.doi.gov]; Alan Skerl[askerl@usbr.gov]; Ashley Hartman[ahartman@usbr.gov]; David Gray[dgray@usbr.gov]
From: cristal_gorham@doioig.gov
Sent: 2018-03-27T12:32:05-04:00
Importance: Normal
Subject: Draft Audit Report – Bureau of Reclamation's Cooperative Agreement No. R16AC00087 With the Panoche Drainage District, Report No. 2017-WR-048
Received: 2018-03-27T12:32:55-04:00
[DraftAudit Panoche 032718.pdf](#)

Good Afternoon,

The Office of Inspector General has completed the Draft Audit Report – Bureau of Reclamation's Cooperative Agreement No. R16AC00087 With the Panoche Drainage District, Report No. 2017 WR 048. An electronic copy is attached.

Please be advised that the attached report is ***For Official Use Only***; therefore it should not be released to anyone outside of this specified distribution, except as needed to complete the Department's official review and comment. If you have any questions about this restriction, please contact us.

Should you require additional information or assistance, please do not hesitate to contact me.

Thank you
CRISTAL J. GORHAM | COMMUNICATIONS COORDINATOR

U.S. DEPARTMENT OF THE INTERIOR | OIG IO
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To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-03-22T08:00:35-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 22, 2018
Received: 2018-03-22T08:00:53-04:00
DOI EM Daily Situation Report 03222018.pdf

Secretary,

Winter Storm Activity – Eastern U.S.

The National Weather Service reports that the Nor'easter, which brought heavy snow across portions of the mid-Atlantic and the Eastern Seaboard, will pull away from the coast and head toward Nova Scotia, Canada today. Moderate to heavy snow rotated across coastal areas of southern New England and much of New Jersey before tapering off to light snow across Delaware and eastern Maryland. The vast majority of winter weather related watches and warnings associated with this storm have expired, and there are no reported impacts to DOI lands, personnel, or facilities, as of this morning.

All winter weather watches and warnings have expired for Washington, D.C. and conditions are expected improve today. Federal offices in the Washington D.C. area are open, but on a two-hour delay today.

Potential Debris Flows – Southern California

Southern California and the central Coast is likely to experience significant rainfall, while up to five feet of snow is possible in the higher elevation areas of the Sierra Nevadas. A Flash Flood Watch has been issued for southern California and mandatory evacuations are in effect for portions of Santa Barbara, Ventura, and Los Angeles counties. Some areas of Santa Barbara and Ventura counties, including burn scar areas from recent wildfire activity, could receive six to 10 inches of rainfall over the next 36 hours.

Five USGS crews from the California Water Science Center are deployed to measure base-flow, first-flow, and rising-limb conditions in select southern California streams. Additional crews will be deployed in response to the peak streamflows that are anticipated. USGS continues to provide technical assistance and is coordinating with the National Weather Service and California Geological Survey.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior

202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-04-02T08:00:06-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for April 2, 2018
Received: 2018-04-02T08:00:11-04:00
DOI EM Daily Situation Report 04022018.pdf

Secretary,

There are no significant emergency management items of note this morning.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-03-28T08:00:52-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 28, 2018
Received: 2018-03-28T08:06:50-04:00
DOI EM Daily Situation Report 03282018.pdf

Secretary,

There are no significant emergency management items of note this morning.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-04-04T08:00:32-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for April 4, 2018
Received: 2018-04-04T08:00:43-04:00
DOI EM Daily Situation Report 04042018.pdf

Secretary,

Dielectric Fluid Release - Straits of Mackinac, Michigan:

On April 2, the U.S. Coast Guard National Response Center reported a leaking underwater transmission cable in the Straits of Mackinac, just east of the Mackinac Bridge in Michigan. The Responsible Party, American Transmission Company (ATC), estimates that 550 gallons of dielectric fluid (DF-45) was released into the Straights. An ongoing release of 8 gallons per hour has continued as ATC has tried to maintain the integrity and functionality of the cables; however, ATC intends to begin pumping off fluids and decommissioning the lines today. Due to the reported quantity of DF-45 released and the strong currents and flow in the Straits, it is anticipated that the product will be heavily diluted and unlikely to have any major impacts.

OEPC provided initial notification of this leak to the Department and has assisted throughout the response. The USFWS Michigan Field Office has provided information to natural resource trustees, including Great Lakes tribes, pertaining to potential environmental impacts and resources at risk (migratory birds, fish, and other aquatic species) based on analysis of DF-45. The USGS Great Lakes Science Center has also been engaged and initially offered to utilize a remotely operated underwater vehicle (ROV) to assess the damaged lines, but this was determined to no longer be needed. OEPC continues to be engaged in response efforts and additional information will be provided as the situation warrants.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: lisa_a_branum@ios.doi.gov
Sent: 2018-03-21T08:02:18-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 21, 2018
Received: 2018-03-21T08:02:38-04:00
DOI EM Daily Situation Report 03212018.pdf

Secretary,

Winter Storm Activity – Eastern U.S.

The National Weather Service reports that a coastal storm will continue to impact the mid-Atlantic, Northeast, and New England through tomorrow, with snowfall amounts up to 15 inches possible in some locations. High winds and moderate coastal flooding is possible from the northern mid-Atlantic into southern and eastern New England. According to the Interior Geospatial Emergency Management System (IGEMS), there are over 12,000 DOI personnel and 100 DOI stations in Winter Storm Watch and Warning areas; however, there have been no reported impacts at this time.

Washington, D.C. remains in a Winter Storm Warning until 8:00 p.m. tonight and today's forecast includes sleet until around noon and snow into this evening. Total daytime snow and sleet accumulation of three to five inches is possible. Additional snow accumulation of one to two inches is possible overnight tonight and conditions are expected to clear up on Thursday.

Although OPM announced that federal offices in the Washington D.C. area are closed today, the Secretary's ramp, as well as the "A" ramp are open, and will operate as usual during regular business hours.

Potential Debris Flows – Southern California

USGS is providing technical assistance and coordinating with the National Weather Service and California Geological Survey in preparation for

a prolonged period of rainfall that is forecast to impact southern California through the end of the week. Based on USGS criteria, the National Weather Service has issued alerts due to the potential for debris flows from the Thomas, Creek, and La Tuna burn scar areas in Santa Barbara, Ventura, and Los Angeles counties. Based on forecasts, the greatest potential for the activity appears to be during the overnight hours tonight and into tomorrow.

Harry

--

Harry Humbert

**Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773**

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-04-03T08:00:20-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for April 3, 2018
Received: 2018-04-03T08:00:27-04:00
DOI EM Daily Situation Report 04032018.pdf

Secretary,

USBR Wildfire Support – Northern California:

As of yesterday, all remaining USBR staff have returned from the U.S. Army Corps of Engineers northern California wildfire debris removal deployment. From December 13, 2017 through April 2, 2018, USBR deployed 103 staff to fill debris removal inspector positions in the Mendocino County, Napa County, and Sonoma County Emergency Field Offices. USBR deployed staff from all of its regions, the Denver Office, and the Washington Office, to meet the needs of this mission and nearly two dozen staff from the Denver Office were involved with various aspects of operational and logistical support throughout the deployment.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-03-30T08:01:14-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 30, 2018
Received: 2018-03-30T08:01:30-04:00
DOI EM Daily Situation Report 03302018.pdf

Secretary,

Hurricane Response and Recovery Efforts

The historic devastation wrought by Harvey, Irma, and Maria was suppressed by the steadfast and heroic contributions of team members throughout the Department. In addition to efforts conducted under existing Departmental authorities, nearly 800 DOI employees supported over 50 Federal Emergency Management Agency (FEMA) Mission Assignments throughout the impacted areas. An additional 45 DOI personnel provided assistance to businesses, homeowners, and renters from Small Business Administration (SBA) call centers and work locations throughout the contiguous U.S., Puerto Rico, and U.S. Virgin Islands.

The Interior Operations Center (IOC) has maintained enhanced operations throughout the Department's support to SBA and has been reporting bureau and office activities on a weekly basis since November 3, 2017. With the conclusion of the SBA mission today, the IOC is returning to normal operations effective 08:00 a.m. this morning. Given this transition, this will be the final weekly report provided. Detailed information pertaining to the Department's support to FEMA and SBA can be found in the attached Emergency Management Daily Situation Report.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cdr06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]
From: lisa_a_branum@ios.doi.gov
Sent: 2018-03-20T08:01:41-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 20, 2018
Received: 2018-03-20T08:01:51-04:00
[DOI EM Daily Situation Report 03202018.pdf](#)

Secretary,

Winter Storm Activity – Eastern U.S.

The National Weather Service has issued Winter Storm Warnings, Winter Weather Advisories, and Winter Storm Watches for a large area spanning from Tennessee and Kentucky to southern New Hampshire. A low pressure system is expected to position itself off the mid-Atlantic coast tonight and Wednesday bringing accumulating snow and gusty winds to the region. Some areas could see up to a foot or more of snow, with the National Capital Region forecast to receive up to five inches or more. According to the Interior Geospatial Emergency Management System (IGEMS), there are over 100 DOI stations across the warning and watch areas.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: lisa_a_branum@ios.doi.gov
Sent: 2018-03-23T08:03:12-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 23, 2018
Received: 2018-03-23T08:03:26-04:00
DOI EM Daily Situation Report 03232018.pdf

Secretary,

Flooding – Southern California

Flash flood watches and mandatory evacuations have been lifted after a Pacific storm brought significant rainfall to central and southern California yesterday. The most dangerous part of the storm has passed and rainfall has tapered off. Many California streams have risen in response to this event with peak streamflows expected today. While it is predicted that most flood forecast points in California will remain below critical flood stage, local flooding has been reported.

Twenty-seven USGS crews from the California Water Science Center are currently supporting this event and additional crews are expected to deploy today. A USGS crew at the Salinas River in Paso Robles assisted with a swift water rescue of a man who was trapped in a tent that had been washed into the rising river.

Hurricane Response and Recovery Efforts

As DOI recovers from Hurricanes Harvey, Irma, and Maria, updates on progress will be included in the attached DOI EM Daily Situation Report on a weekly basis on Fridays. A summary follows here.

OEPC Field Coordinators continue to support recovery operations in Texas, Puerto Rico, and the U.S. Virgin Islands. Personnel from BLM, BOEM, OFAS, USFWS, and NPS are also supporting this initiative. Personnel in Puerto Rico are assembling a working recovery model and continuing to perform damage assessments, while personnel in the U.S. Virgin Islands are developing an Interagency Strategic Plan.

DOI also has 5 employees supporting the Small Business Administration (SBA) in Virginia. DOI support to this mission is scheduled to conclude on March 31, 2018.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services

Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-03-26T08:00:21-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for March 26, 2018
Received: 2018-03-26T08:00:31-04:00
DOI EM Daily Situation Report 03262018.pdf

Secretary,

Flooding – Southern California

The National Weather Service reports that eight to 12 inches of rainfall were recorded in central and southern California last week. Minor to moderate flood stages were observed by USGS gages in several areas and one site in the foothills of the Sierra Nevada exceeded historical peak. Although fifteen USGS crews from the California Water Science Center were deployed on Friday to conduct streamflow rating verification measurements, crews were not required over the weekend and many streams in the area are receding.

Pipeline Diesel Fuel Release – Indiana

On March 20, Marathon Pipe Line LLC (MPL) reported a loss in pressure from its 10-inch petroleum products pipeline that spans the distance from its Robinson, Illinois refinery to Mt. Vernon, Indiana. The pipeline was shut down, and emergency response personnel were deployed to the scene. Of the approximately 1,400 barrels of ultra-low sulfur diesel fuel that was spilled into the Big Creek near New Harmony, Indiana, over 1,100 barrels have been recovered.

According to the Interior Geospatial Emergency Management System (IGEMS), there are no DOI lands or facilities in the immediate vicinity of the spill. The EPA has been in contact with the USFWS regarding trust species in the area and OEPC. There have been no reported wildlife impacts as a result of this spill.

Tropical Depression Jelawat – Western Pacific

As of 6:00 a.m. EDT this morning, Tropical Depression Jelawat (3W) was located approximately 155 miles to the west-southwest of Yap and 100 miles east-northeast of Kayangel, in the Republic of Palau. Although Jelawat is expected to remain northeast of Kayangel, a Tropical Storm Warning remains in effect for the island. Maximum sustained winds are 35 mph, and Jelawat could become a tropical storm today. Yap State, part of the Federated States of Micronesia, and the Republic of Palau, are under a Compact of Free Association with the U.S.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-04-06T08:00:06-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for April 6, 2018
Received: 2018-04-06T08:00:27-04:00
DOI EM Daily Situation Report 04062018.pdf

Secretary,

Magnitude 5.3 Earthquake - Santa Cruz Island, California:

USGS reported that a magnitude 5.3 earthquake occurred on April 5 at 3:29 p.m. EDT, approximately 18 miles southwest of Santa Cruz Island, California, at a depth of 6 miles. There was no tsunami threat associated with this earthquake and USGS issued a Green PAGER Alert, indicating a low likelihood for casualties and damages. Although Channel Islands National Park experienced moderate to strong shaking, there was no reported damage. The Nature Conservancy (a cooperating manager), did however report minor damage to a historic building on the island.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Ryan Zinke[cd06@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: DOI_EMDCC[doi_emdcc@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Todd Willens[todd_willens@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]
From: christopher_weaver@ios.doi.gov
Sent: 2018-04-05T08:01:48-04:00
Importance: Normal
Subject: DOI Emergency Management Daily Situation Report for April 5, 2018
Received: 2018-04-05T08:02:09-04:00
DOI EM Daily Situation Report 04052018.pdf

Secretary,

Winter Weather Response - Montana

BIA and the U.S. Army Corps of Engineers have been in close coordination with BIA Regional personnel in Montana to discuss preparations for potential flooding due to excessive snowmelt from the spring thaw. Although current weather forecasts indicate that thawing is several weeks away, Tribal requested sandbags are en route to Blackfeet, Fort Belknap, and Northern Cheyenne reservations from the BIA cache in Muskogee, Oklahoma. Additionally, USGS assistance has been requested from Big Horn County, Montana, in support of the Crow Tribe, regarding the placement of a stream gauge on the Little Bighorn River, to assist with future flood predictions. BIA continues to coordinate with the U.S. Army Corps of Engineers and has deployed an Emergency Manager to Montana to assist with emergency management activities.

Wireless Emergency Alert Testing Today:

Twenty jurisdictions around the National Capital Region will issue a test message to the public as part of a regional Wireless Emergency Alert (WEA) System test between 10:00 and 11:00 a.m. EDT today. Cell phones or other mobile devices in the area will receive the following message: "A test of the Wireless Emergency Alerts System. No action required." Cellular tower networks are being utilized to execute the test and it is possible that individuals may receive more than one alert message depending on their location and recent travel.

Harry

--

Harry Humbert
Deputy Assistant Secretary
Public Safety, Resource Protection, Emergency Services
Department of the Interior
202-208-5773

To: Todd Willens[todd_willens@ios.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]
From: Katharine MacGregor
Sent: 2018-04-02T15:55:27-04:00
Importance: Normal
Subject: DoD MOU for liaison
Received: 2018-04-02T16:18:12-04:00
ATT00001.txt
VanHouten William - Memorandum of Agreement (2) (3) clean (1) (2).doc

Attached is the MOU for the position we have for our DoD liaison. I had a few edits - it would make sense to do that when you move her to your hallway.
- K

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-25T11:02:58-04:00
Importance: Normal
Subject: Corps
Received: 2018-03-25T11:03:19-04:00
ATT00001.txt
NWP 13783 25sept2017 castle.pdf

http://www.usace.army.mil/Portals/2/docs/civilworks/nwp/NWP_13783_25sept2017_castle.pdf?ver=2017-10-25-092532-813

To: Lillie, Juliette[juliette_lillie@ios.doi.gov]
From: Bernhardt, David
Sent: 2018-04-03T15:01:04-04:00
Importance: Normal
Subject: Comments regarding EO
Received: 2018-04-03T15:02:18-04:00
Ocean EO 4.1 (comments) (1).docx

Julie: Here are the comments that we want to send for the draft we recieved last weekend. Please see me to discuss.

David

--

David Longly Bernhardt
Deputy Secretary
U.S. Department of the Interior
1849 C Street, NW
Washington, D.C. 20240
(202) 208-6291

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To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Swift, Heather
Sent: 2018-03-23T16:04:12-04:00
Importance: Normal
Subject: CNN Inquiry deadline 4:30
Received: 2018-03-23T16:05:55-04:00
Secretary Ryan Zinke invite for CBC Luncheon.pdf

See CNN inquiry below regarding anonymous sources claims against the Secretary. My proposed response is in pink. I'm at my desk 202-208-5338 or can come down anytime.

-

Heather Swift
Department of the Interior
@DOIPressSec
Heather_Swift@ios.doi.gov | Interior_Press@ios.doi.gov

----- Forwarded message -----

From: **Ganim, Sara** <Sara.Ganim@turner.com>
Date: Fri, Mar 23, 2018 at 12:34 PM
Subject: [EXTERNAL] Diversity
To: "Swift, Heather" <heather_swift@ios.doi.gov>

Hi Heather Some questions for Secretary Zinke.

I've spoked to several people inside the department who say that they've heard Secretary Zinke say on numerous occasions that diversity is not important, and that instead he wants the right person for the right job.

People have reported hearing him say, "diversity isn't important," "I don't care about diversity," and "I don't really think that's important anymore."

Those statements are followed by, “what’s important is having the right person for the right job,” and “I care about excellence, and I’m going to get the best people, and you’ll find we have the most diverse group anyone’s ever had.”

Staffers at DOI have expressed to me that they were upset to hear these comments. Particularly those who are minorities and women, feel that diversity is important in an agency that is majority white men.

In addition, data shows that 15 of the 33 SESers who were reassigned last June were minorities, which is disproportionate to the number of SESers who are minority over all the departments at Interior.

Do you have a comment?

Sara Ganim
CNN Washington

954 663 2523

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-29T15:27:52-04:00
Importance: Normal
Subject: Civil Penalty AR Manual Chapter Document
Received: 2018-03-29T15:28:00-04:00
500.2 AR for Civil Penalty Appeals DTS version 08March2018 (SSD MB DD v.2).docx

See attached, per your comment in the weekly report draft. SOL edits through DMR are included.

Let me know if you have questions.

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: david_bernhardt@ios.doi.gov[david_bernhardt@ios.doi.gov]
From: joe.burns@jbmerchant-capital.com
Sent: 2018-03-28T12:11:12-04:00
Importance: Normal
Subject: Checking in
Received: 2018-03-28T12:12:22-04:00

Hi Lynn, have you had a chance to review my last email regarding a cash advance for your business? I have included it below for your reference.

Please reach out to me if we can be of service.

Sincerely,
Joe

We can subordinate to your bank line or provide capital if you were denied credit for any of these reasons:

- Line of credit is close to maxed out?
- Need more capital than your bank is willing to provide?
- Tax liens and credit issues? No problem.
- Funding in as little as 24-72 hours

Regardless of low FICO scores, options like JB Merchant Capital's merchant cash advance may be preferable. Instead of relying on credit scores to evaluate eligibility, our option provides funding from 75% to 125% of the monthly gross revenue for your business. This allows business owners to obtain the cash they need and repay it based on future receivable transactions rather than a credit score.

To qualify you must earn \$500,000, or more annually in gross revenue.

Contact us today to explore your options. There is no obligation to get started, no need for collateral, and no need for a down payment.

Sincerely,
Joe

Joe burns — President/CEO
JB Merchant Capital
joe.burns@jbmerchant-capital.com
www.jbmerchant-capital.com

Our address is: 1363 N 31st St Suite 507, Philadelphia, PA 19121
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In order to unsubscribe from this mailing list, please click [here](#).

To: David Bernhardt[dwbernhardt@ios.doi.gov]
Cc: Gareth Rees[gareth_rees@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-03-29T12:01:36-04:00
Importance: Normal
Subject: Briefing Paper on Yosemite litigation
Received: 2018-03-29T12:01:43-04:00
Briefing Statement re Yosemite Litigation 3.29.18.docx

David,
Attached is the briefing paper you asked for in preparation for your Tuesday meeting on Yosemite concession litigation.

Let me know if you need additional information or require an in person briefing to get you ready for the meeting.

Thanks,

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: Russell Newell[russell_newell@ios.doi.gov]
Cc: Bernhardt, David[dwbernhardt@ios.doi.gov]; Keable, Edward[edward_keable@ios.doi.gov]; Agnes Wanderer[agnes_wanderer@ios.doi.gov]; Ayanna Sears[ayanna_sears@ios.doi.gov]
From: Limon, Raymond
Sent: 2018-03-20T08:22:52-04:00
Importance: Normal
Subject: Background/Response for Comms Office on Harassing Conduct Policy
Received: 2018-03-20T08:23:03-04:00
READY FOR SIGNATURE PB 18-01 Prevention and Elimination of Harassing Conduct 2018-03-16.pdf
Background for Comms on Harassing Conduct Policy DRAFT 2018-03-19.docx
PB 18-01 Communication Plan Recommendation 2018-03-19 PM.docx

Russell,

Per our discussion last Friday, we have begun implementing the communications plan for issuing Personnel Bulletin 18-01, the Department's anti-harassment policy (updated version attached). Please see below for the first item to go out - the advance notice to Bureau Human Capital Officers and HR/EEO Directors was issued yesterday.

Also attached is the background/rebuttal document for your office that the Deputy Secretary asked us to prepare. It provides a brief overview of the policy's content, describes how the policy aligns with the EEOC's recommendations and how it meets the criteria outlined in the *#InteriorToo* report, and includes a brief note on the benchmarking that was done in creating the policy. In the last section, we have also provided some initial context for how the policy fits in with the Work Environment Survey and the related Bureau Action Plans. This section is consistent with the messaging that accompanied the survey results release in December.

Please let us know if you need additional information at this point in time, particularly as related to the *#InteriorToo* report, which lists 29 separate criteria against which each of Interior's policies were rated. We can flesh each of these out, if that is helpful, as opposed to addressing them in the summary manner in the attached.

Looking forward to continuing to work with you on the all-employee email and press materials as the official April 23 release/effective date draws nearer.

Ray

--

Raymond A. Limon
Director, Office of Human Resources
Deputy, Chief Human Capital Officer
Department of Interior
202 208 5310

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Juliette Lillie
Sent: 2018-04-01T11:20:59-04:00
Importance: Normal
Subject: Attachment. Unclassified Message Received by the Interior Operations Center
Received: 2018-04-01T11:21:06-04:00
ATT00001.htm
03-30-2018-0731 1420ewash.pdf

David. Trying again with attachment.

Julie

Juliette Lillie

Director Executive Secretariat and Regulatory Affairs

Department of the Interior

Begin forwarded message:

From: "DOI, WatchOffice" <doi_watch_office@ios.doi.gov>
To: Juliette Lillie <juliette_lillie@ios.doi.gov>
Cc: Christopher Weaver <christopher_weaver@ios.doi.gov>, Charles Soper
<charles_d_soper@ios.doi.gov>, Robert Howarth <robert_howarth@ios.doi.gov>
Subject: **Unclassified Message Received by the Interior Operations Center**

Good evening,

The Interior Operations Center (IOC) is in receipt of a message for your office.

Document Classification: Unclassified

Document Subject: eWASH: WH0027

IOC Control Number: N/A

Response Required: No

Suspense: N/A

Meeting Information: N/A

Attachments: Yes (1-attached to this message)

Thank you for your prompt assistance. The IOC is available 24/7/365 for your convenience.

Respectfully,

Dan Soper

Interior Operations Center

Office of Emergency Management

U.S. Department of the Interior

877.246.1373 :Toll Free

202.208.4108 :Main Phone

202.208.7064 :Secure

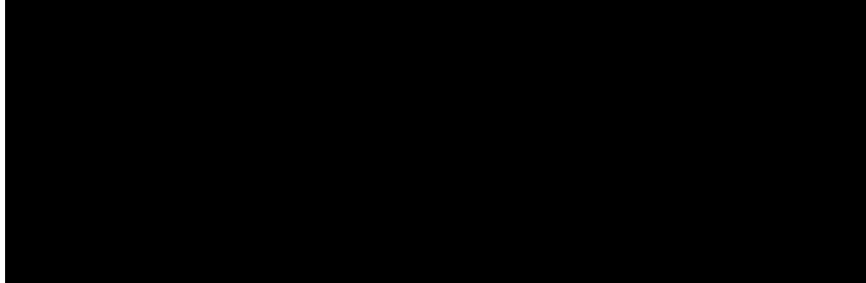
202.208.3421 :Fax

Email: DOI_Watch_Office@ios.doi.gov

To: Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-26T07:35:36-04:00
Importance: Normal
Subject: Assignment
Received: 2018-03-26T07:35:43-04:00

Gary: I want you to look at EPA's suggestion that the only data they will rely on must be publicly available. A similar directive might be helpful to us. Ask Dan if he's been examining this issue. If not, get on it.

In particular, work with Ben Jessup to determine whether there's much



Sent from my iPad

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: McKeown, Matthew
Sent: 2018-04-04T17:53:54-04:00
Importance: Normal
Subject: As We Discussed
Received: 2018-04-04T17:54:06-04:00
Order re Motion to Lift Stay.pdf

Matt McKeown
Regional Solicitor
Rocky Mountain Region
Office of the Solicitor
U.S. Department of the Interior
755 Parfet St., Suite 151
Lakewood, CO 80215
Direct Line: 303-445-0625

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: John Swartout - DNR
Sent: 2018-03-22T18:01:12-04:00
Importance: Normal
Subject: Anvil Points
Received: 2018-03-22T18:01:32-04:00

Hi David:

We wanted to let you know that the Governor signed the Bill today (HB-1249) that ensures the distribution of the Anvil Points money to the 4 Counties it was originally with held from. We will be ready on our end when disbursement happens on 3-29-18.

The Governor wanted to pass along our gratitude to you and Secretary Zinke for returning this money to Colorado. You accomplished what the previous Administration could not.

Many thanks..

John

Sent from my iPhone
John Swartout
Senior Policy Advisor
Governor John W. Hickenlooper
720-556-1682
john.swartout@state.co.us

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Dermody, Matthew
Sent: 2018-04-06T08:11:44-04:00
Importance: Normal
Subject: Anvil Point remarks draft
Received: 2018-04-06T08:11:46-04:00
DB Anvil Point Speech.docx

Matthew Dermody
Special Assistant
Office of the Deputy Secretary
U.S. Department of the Interior

1849 C Street NW
Washington, DC 20240
202-513-7778

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: Katharine MacGregor
Sent: 2018-04-04T00:44:55-04:00
Importance: Normal
Subject: Another refresher
Received: 2018-04-04T00:45:03-04:00
ATT00001.txt
NRS-#1170095-v1-WG5 - As filed - Fed Respdents First Status Report on R....pdf

On the "perfect substitution" challenge that required us to do an SEIS.

To: Gary Lawkowski[gary_lawkowski@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-30T05:53:21-04:00
Importance: Normal
Subject: Another final
Received: 2018-03-30T05:53:24-04:00
ATT00001.txt
DepSec Reply to OIG Report re SES Reassignments (3-29-18) (redline).docx

Gary: Here is a revised final draft. I need you to read it one last time for typos. Then it to the front office for situational awareness, have Rob add page numbers and put it on my desk for signature. I will sign it tonight when I get back to D.C.

To: Dwbernhardt@ios.doi.gov[Dwbernhardt@ios.doi.gov]
Cc: Alan Mintz[alm@vnf.com]; gareth_rees@ios.doi.gov[gareth_rees@ios.doi.gov]
From: Glenn, Richard
Sent: 2018-04-06T15:12:41-04:00
Importance: Normal
Subject: [EXTERNAL] Tara Sweeney Confirmation Process
Received: 2018-04-06T15:12:52-04:00

David,

Greetings from Alaska. I hope to see you on the week of April 16, as you and I are both invited to the Alaska Federation of Native-sponsored workshop focused on "Challenges at America's Northernmost Boarder".

It was nice to visit with you and Joe and your team on your recent trip to the North Slope and I hope it was productive for you.

David as you are aware Tara Sweeney is just about to begin her confirmation process for Assistant Secretary Indian Affairs, and she is anxious to get started. She is looking for a coordinated and organized approach to getting research materials, initiating contacts within the Department, and mapping out the right sequence of meetings with Senate Committee staff and others. I am writing on her behalf to begin a conversation about how to best prepare. I understand that Alan Mintz may be reaching out to you on this subject as well and so I have cc'd him as well as your executive assistant. Questions for ease of review are numbered below and I hope you or someone you suggest could assist Tara in dealing with them. These questions have come up in my conversations with Tara as we grappled with the "how" of getting things started; they are as follows:

1. Is there a single Interior-based point of contact that you would recommend to engage with Tara to assist with her approach in this effort? She has been in some contact with Interior staff but it is not clear if there should be any other person that is better suited for task. Is there one person more suited for the process, and another more suited to discuss overall strategy?
2. Are there any white paper briefings already in existence for the various issues that are important to the Administration? Tara will avail herself to CRS and other sources for the same materials.
3. How best would you counsel Tara to prepare for the hearings (issues are numerous, no time yet on the job, determining latitude between administration-inspired responses versus her own personal experiences to date, will there be a mock hearing or murder board in advance, etc)

Tara reached out to Joe Balash last week and I think that she intended to ask him much of the same types of questions. She wants to spend her thoughts and energy wisely in the coming days. Tara will be in DC the week of April 16, and probably the remainder of the month and I know she would like to meet you.

Thank you David, we hope to see you over the next few weeks,

Sincerely,

Richard Glenn
VP Lands and Natural Resources
Arctic Slope Regional Corporation
rglenn@asrc.com
cellno [REDACTED]

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
leila_getto@ios.doi.gov[leila_getto@ios.doi.gov];
steve_wackowski@ios.doi.gov[steve_wackowski@ios.doi.gov];
gareth_rees@ios.doi.gov[gareth_rees@ios.doi.gov]
From: Julie Kitka
Sent: 2018-04-06T16:32:24-04:00
Importance: Normal
Subject: [EXTERNAL] Request for meeting with Secretary Zinke
Received: 2018-04-06T16:33:26-04:00
[alaska day reception .pdf](#)
[AFN Conference Working Draft Agenda.pdf](#)
[NMAI Invitation.pdf](#)
[040618 Interior Dept.pdf](#)

Copy of Letter which is attached.

Honorable Ryan Zinke,
Secretary of the Interior
1849 C Street, N.W.
Washington, D.C. 20240 April 6, 2018

Dear Secretary Zinke,

As you may know, AFN's conference ***Challenges at America's Northernmost Border: Critical Investment Decisions for National Security, Energy, Transportation and Communities*** will be held on April 16th in Washington, D.C. This gathering with the great assistance of Alaska's Congressional Delegation promises to be a very important milestone in an action-focused agenda. This was rescheduled from January 22nd when the federal government was shutdown.

Mr. Secretary, you and Deputy Secretary David Bernhardt were both invited, and we hope your schedules will firm up so that you can participate. Attached is the latest agenda and description of the day's event. We of course will schedule you in whenever you are able to attend.

In the meantime, AFN would like to request your assistance on two items:

- 1) **Request a short courtesy meeting on Thursday, April 12th or Friday, April 13th** to discuss a fast track regulatory solution to the ***Sturgeon*** case. As we have mentioned before, Senator Murkowski tried to advance a solution, which we brokered with the State of Alaska and Mr. John Sturgeon's lawyer on the FY 2017 Omnibus bill. Unfortunately nearly 100 riders fell by the wayside in the final hours of the Omnibus negotiations, and this ***Sturgeon*** fix was one of them. We understand that Interior and Justice was supportive of it as well. The critical timing is right now for a regulatory fix. This is the subject we would like to talk to you about.
- 2) In an earlier meeting we discussed setting up a **Task Force on Food Security and Emergency Preparedness**. The Interior Department agreed to participate and be helpful. The AFN Board and delegates at the AFN Convention approved setting up this task force. AFN has asked Adj. General Laurie Hummel, from the Alaska National Guard to Co Chair this task force with us and she has agreed. She is bringing the expertise of the Alaska National Guard into the discussions and action plan. In this task force we have three main goals: a) standup a rural volunteer Alaska militia to help build capacity in rural

villages for emergency preparedness and domain awareness; b) ensure each rural village and community has an emergency checklist and ready to go emergency plan; and c) advance recommendations to you of the most effective and efficient actions to strengthen food security by moving cooperative management to true co

management. The first goal is ready for discussions with you on ways the Interior department might help.

I would like to talk to you about how the Interior Department and Homeland Security can help us to advance capacities building in our villages on emergency preparedness and domain awareness. We are starting to put together a public private partnership to support standing up a rural component of the volunteer Alaska militia. With the increased Arctic development and access, increasing number of non state actors hostile to the US, resurgent Russia in the Arctic, increase in storm number and severity, decrease in sea ice and community protection, and an increasing over concentration of responders in Southcentral Alaska – a standing up of a rural component is critically important. The model we are using is based on the Canadian Rangers model and it is perfectly suited for our villages. The immediate impact of standing up a rural component is to increase the capacity in our villages for emergency readiness for both natural disasters and potential conflicts, increase organized domain awareness in ways not available at this time.

This is not just a study. This is real time concrete action to implement. We want it fully operational over the summer and discussion of expansion at our October convention. Your assistance is crucial to helping us make this happen this year.

Please advise if there is an opportunity to meet on April 12th or 13th in DC. Thank you very much.

Sincerely,

Julie Kitka, President
Alaska Federation of Natives

Attachment: Agenda and abstract

To: Rosen, Jeff (OST)[jeff.rosen@dot.gov]; David Bernhardt - Department of Interior (dwbernhardt@ios.doi.gov)[dwbernhardt@ios.doi.gov]; Comstock, Earl (Federal)[EComstock@doc.gov]; Brown, Byron[brown.byron@epa.gov]; Jackson, Ryan T. EOP/WHO [REDACTED]
From: Gribbin, DJ J. EOP/WHO
Sent: 2018-03-26T16:27:38-04:00
Importance: Normal
Subject: [REDACTED]
Received: 2018-03-26T18:53:36-04:00

Gents,

[REDACTED]
[REDACTED]

DJ

DJ Gribbin
Special Assistant to the President for Infrastructure
National Economic Council
The White House
[REDACTED]

To: 'David Bernhardt'[dwbernhardt@ios.doi.gov]; 'Cason, James'[james_cason@ios.doi.gov]
Cc: 'scheduling_sio@ios.doi.gov'[scheduling_sio@ios.doi.gov]; 'Tahsuda, John
(John.Tahsuda@BIA.gov)'[John.Tahsuda@BIA.gov]; Derrick Beetso[dbeetso@NCAI.org]
From: Jacqueline Pata
Sent: 2018-03-26T18:07:05-04:00
Importance: Normal
Subject: [EXTERNAL] NCAI Letter to Secretary Zinke - Consultation on DOI Reorg
Received: 2018-03-26T18:34:14-04:00
NCAI Letter to Secretary Zinke - Requesting Meaningful Consultation on DOI Reorganization.pdf

Dear Deputy Secretary Bernhardt;

Attached please find NCAI's President Keel's letter requesting consultation on DOI reorganization to Secretary Zinke. I also want to personally thank you and Jim Cason for taking the time out of your busy schedules to meet with the TBIC tribal leadership last week. It was so important for them to hear directly from you both and really made a difference. Please let me know if I can assist in anyway. Thanks Jackie

Jacqueline Kus.een Pata
Executive Director
National Congress of American Indians
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Washington, DC 20005
202-466-7767
jpata@ncai.org

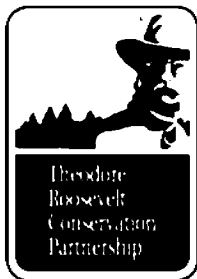
To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
Cc: Christy Plumer[cplumer@trcp.org]; Whit Fosburgh[wfosburgh@trcp.org]; Steve Kline[skline@trcp.org]
From: Ed Arnett
Sent: 2018-03-23T15:37:26-04:00
Importance: Normal
Subject: [EXTERNAL] meeting follow-up
Received: 2018-03-23T15:37:34-04:00
[TRCP-DOI meeting follow-up.pdf](#)

Hello David...

I've attached some additional information, points and considerations as a follow up to our February discussion on mitigation. Have a good weekend.

Best regards,
ea

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Chief Scientist
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joseph_balash@ios.doi.gov[joseph_balash@ios.doi.gov];
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casey_hammond@ios.doi.gov[casey_hammond@ios.doi.gov];
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Kathleen_benedetto@blm.gov[Kathleen_benedetto@blm.gov]
Cc: militoe@api.org[militoe@api.org]; 'Bruce Thompson
(bthompson@axpc.us)'[bthompson@axpc.us]; Dan Naatz[dnaatz@ipaa.org]; Andrew
Casper[Andrew.Casper@COGA.org]; Alan Olson[Alan@montanapetroleum.org]; Kari
Cutting[kcutting@ndoil.org]; Esther Wagner[esther@pawyo.org];
mruckel@txoga.org[mruckel@txoga.org]; Peggy Trenk[ptrenk@tsria.net]
From: Tripp Parks
Sent: 2018-03-27T18:04:12-04:00
Importance: Normal
Subject: [EXTERNAL] Joint Trades Letter on Interior Mitigation Policies
Received: 2018-03-27T18:05:42-04:00
Joint Trades Letter re Mitigation Policies 3.27.18.pdf

Good afternoon all,

On behalf of the organizations listed below, I want to share the attached letter on the Department of the Interior's mitigation policies. The letter was submitted through *regulations.gov* in response to the *Federal Register* notice on DOI Regulatory Reform. We greatly appreciate your continued efforts on this important topic, and we're happy to answer any questions you may have.

Signatories:

Western Energy Alliance
American Petroleum Institute
American Exploration & Production Council
Independent Petroleum Association of America
Colorado Oil & Gas Association
Montana Petroleum Association
North Dakota Petroleum Council
Petroleum Association of Wyoming
Texas Oil and Gas Association
Treasure State Resources Association of Montana

Thank you,

Tripp Parks
Manager of Government Affairs
Western Energy Alliance
Main: 303-623-0987
Direct: 303-501-1061
tparks@westernenergyalliance.org

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; John Tanner[John_Tanner@ios.doi.gov]; April Slayton[april_slayton@nps.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Jeremy Barnum[jeremy_barnum@nps.gov]; Laura Keehner Rigas[laura_rigas@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Pamela Barkin[pamela_barkin@ios.doi.gov]; Paul Ross[paul_ross@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Tim Murphy[timothy.murphy@sol.doi.gov]; Jim James[james.james@bia.gov]; Nedra Darling[nedra.darling@bia.gov]; Joseph Balash[joseph_balash@ios.doi.gov]
From: nancy_dipaolo@doioig.gov
Sent: 2018-04-05T16:47:55-04:00
Importance: Normal
Subject: 5 new DOI OIG investigative summaries to Hill & public
Received: 2018-04-05T20:15:24-04:00
[InvestigativeSummary TribalGrantSchoolEmbezzlement.pdf](#)
[InvestigativeSummary FradulentClaimforEquitableAdjustment.pdf](#)
[InvestigativeSummary NPSAllegationsofMisconduct.pdf](#)
[InvestigativeSummary DeepwaterRoyaltyRelief.pdf](#)
[InvestigativeSummary BIESupplementalPayments.pdf](#)

Here are 5 summaries of investigations that were just sent to Congress and will be posted Monday 4/9.

1. Alleged Embezzlement at BIE Funded Tribally Controlled Grant School
2. Founded Allegations of Misconduct by NPS Senior Official and Subordinate
3. Alleged False Claim for Equitable Adjustment Unfounded
4. Deepwater Royalty Relief Violation Self Corrected
5. BIE Teachers' Federal Salaries Illegally Supplemented

Nancy K. DiPaolo
Director, External Affairs
Office of the Inspector General
Department of the Interior
202.208.4357
(c) 202.805.4701

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; John Tanner[John_Tanner@ios.doi.gov]; April Slayton[april_slayton@nps.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Jeremy Barnum[jeremy_barnum@nps.gov]; Laura Keehner Rigas[laura_rigas@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Pamela Barkin[pamela_barkin@ios.doi.gov]; Paul Ross[paul_ross@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Tim Murphy[timothy.murphy@sol.doi.gov]
From: gillian_carroll@doioig.gov
Sent: 2018-03-26T14:45:34-04:00
Importance: Normal
Subject: 2 new reports from DOI OIG
Received: 2018-03-26T14:46:11-04:00
FinalAudit FWSGuam Public.pdf
VerificationReview OilandGasonRefuges 032618.pdf

Good afternoon,

The two attached reports have been sent to Congress and will be posted to doioig.gov on Wednesday, March 28.

Best,
Gillian Carroll

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; John Tanner[John_Tanner@ios.doi.gov]; April Slayton[april_slayton@nps.gov]; Aurelia Skipwith[aurelia_skipwith@ios.doi.gov]; Casey Hammond[casey_hammond@ios.doi.gov]; Daniel Jorjani[daniel.jorjani@sol.doi.gov]; David Bernhardt[dwbernhardt@ios.doi.gov]; Douglas Domenech[douglas_domenech@ios.doi.gov]; Heather Swift[heather_swift@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; Jeremy Barnum[jeremy_barnum@nps.gov]; Laura Keehner Rigas[laura_rigas@ios.doi.gov]; Micah Chambers[micah_chambers@ios.doi.gov]; Pamela Barkin[pamela_barkin@ios.doi.gov]; Paul Ross[paul_ross@ios.doi.gov]; Scott Hommel[scott_hommel@ios.doi.gov]; Tim Murphy[timothy.murphy@sol.doi.gov]; Jim James[james.james@bia.gov]; Nedra Darling[nedra.darling@bia.gov]
From: nancy_dipaolo@doioig.gov
Sent: 2018-04-03T16:27:51-04:00
Importance: Normal
Subject: 2 new DOI OIG investigative summaries to Hill & public
Received: 2018-04-03T16:28:23-04:00
[InvestigativeSummary_BIAEthicsViolations.pdf](#)
[InvestigativeSummary_PineRidgeAgency.pdf](#)

These summaries of investigations were just sent to Congress and will be posted publicly on doioig.gov Thurs 4/5.

1. OIG investigated & confirmed allegations that a former BIA contracting employee had a conflict of interest involving a government contractor. We also investigated & confirmed that allegations that the employee had an inappropriate relationship with a second government contractor. The employee left the Department. Prosecution was declined by the U.S. Attorney for the District of New Mexico.

2. OIG investigated allegations that a BIA employee improperly used a BIA purchase card to purchase speakers, headphones, and electronic tablets. Prior to any significant involvement by our office, we learned that BIA had already investigated the matter and confirmed that two employees inappropriately purchased items. One of the employees also used his personal funds to improperly purchase five tablet computers at a discounted rate through a BIA contract. Both employees involved in the purchases left the Department.

Our investigation also found two supervisors were responsible for approving the purchase card purchases. One supervisor received a letter of reprimand, and the other was removed from Federal service.

Nancy K. DiPaolo
Director, External Affairs
Office of the Inspector General
Department of the Interior
202.208.4357
(c) 202.805.4701

To: Downey Magallanes[downey_magallanes@ios.doi.gov]; James Cason[james_cason@ios.doi.gov]; DS[gareth_rees@ios.doi.gov]; DS[dwbernhardt@ios.doi.gov]; OIG[nancy_dipaolo@doioig.gov]; OIG[bruce_delaplaine@doioig.gov]; OIG[Lori_Vassar@doioig.gov]; OCL Office[micah_chambers@ios.doi.gov]; OCL Office[amanda_kaster@ios.doi.gov]; OCL Office[blake_deeley@ios.doi.gov]; OCL Office[john_tanner@ios.doi.gov]; OCL Office[james_voyles@ios.doi.gov]; A/S-PMB[Amy_Holley@ios.doi.gov]; A/S-PMB[Denise_Flanagan@ios.doi.gov]; A/S-PMB[Abigail_D_Miller@ios.doi.gov]; A/S-PMB[Olivia_Ferriter@ios.doi.gov]; A/S-PMB[Scott_Cameron@ios.doi.gov]; PPA[Shawn_Buckner@ios.doi.gov]; PPA[Chloe_Mayne@ios.doi.gov]; POB[adrianne_moss@ios.doi.gov]; POB[jason_freihage@ios.doi.gov]; POB[tiffany_taylor@ios.doi.gov]; POB[patrick_joos@ios.doi.gov]; A/S-FWP[maureen_foster@ios.doi.gov]; A/S-FWP[wendy_r_fink@ios.doi.gov]; FWS[angela_gustavson@fws.gov]; FWS[Martin_Kodis@fws.gov]; FWS[alyssa_hausman@fws.gov]; FWS[lisa_m_jones@fws.gov]; FWS[devin_helfrich@fws.gov]; FWS[taylor_pool@fws.gov]; A/S-LM[Pam.Royal@boemre.gov]; A/S-LM[jcmoran@blm.gov]; A/S-LM[pam.royal@bsee.gov]; William Dove[william_dove@ios.doi.gov]; BLM[William_E_Holmes@blm.gov]; BLM[michelle_reid@blm.gov]; BLM[jralston@blm.gov]; BLM[mgins@blm.gov]; BLM[wholmes@blm.gov]; BLM[mareid@blm.gov]; SOL[Marigrace.Caminiti@sol.doi.gov]; SOL[edward.keable@sol.doi.gov]; SOL-GL[rachel.spector@sol.doi.gov]; SOL-LR[Laura.Brown@sol.doi.gov]; SOL-LR[renee.cooper@sol.doi.gov]; SOL-LR[aaron.moody@sol.doi.gov]; SOL-PW[Kathleen.Aiken@sol.doi.gov]; SOL-PW[Carolyn.Burch@sol.doi.gov]; SOL-PW[peg.romanik@sol.doi.gov]; SOL-PW[louise.milkman@sol.doi.gov]
Cc: OCL Office[Matthew_Quinn@ios.doi.gov]
From: Nevils, Joseph
Sent: 2018-03-20T10:40:28-04:00
Importance: Normal
Subject: *DUE DATE CORRECTION* LEGISLATIVE REFERRAL: (DUE 3/22/18 @ 5 PM) HRG #139 - DEFENSE Oversight Testimony 3/21/18 Re: Fiscal Year 2019 Budget Request - Energy, Installations, and Environment
Received: 2018-03-20T10:40:37-04:00
FY19 Posture Statement Niemeyer FINAL.DOCX

CORRECT DUE DATE IS MARCH 22 @ 5 PM

DEADLINE: MONDAY, MARCH 22, 2018 @ 5 PM

DEPARTMENT OF THE INTERIOR

LEGISLATIVE COUNSEL REFERRAL

Date: March 20, 2018

To: Legislative Liaison

From: Matt Quinn (208-3146)

Contact: Joe Nevils (208-4580)

Subject: HRG #139 - DEFENSE Oversight Testimony 3/21/18
Re: Fiscal Year 2019 Budget Request - Energy, Installations, and Environment

Please review the attached 22-page DOD (Niemeyer) statement for a 3/21 House Appropriations (MILCON-VA Subcommittee on the FY 2019 budget for energy, installations, and the environment and provide any comments by the deadline above.

Please send agency comments or respond with a "no comment" to Matthew Quinn@ios.doi.gov and Joseph Nevils@ios.doi.gov by the deadline above.

Attachment(s): 1

--

Joseph Nevils

Legislative Assistant

Department of the Interior
1849 C St, NW 20240
(202) 208-4580 (O)
(202) 208-7619 (F)

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-30T06:51:12-04:00
Importance: Normal
Received: 2018-03-30T06:51:19-04:00
ATT00001.txt
op-olc-v031-p0083.pdf

<https://www.justice.gov/file/451191/download>

To: David Bernhardt[dwbernhardt@ios.doi.gov]
From: Mills, Katie
Sent: 2018-03-29T15:11:58-04:00
Importance: Normal
Received: 2018-03-29T15:12:45-04:00
TO Deputy Secretary David Bernhardt.docx

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Katie E. Mills
Counselor to the Deputy Secretary
U.S. Department of the Interior
Katie_Mills@ios.doi.gov
202 208 4591

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov]
From: David Bernhardt
Sent: 2018-03-22T21:37:59-04:00
Importance: Normal
Received: 2018-03-22T21:38:16-04:00
[op-olc-v031-p0083.pdf](#)

<https://www.justice.gov/file/451191/download>

David Bernhardt
2027017456