

Status Update

April 28, 2014

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSMRE)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSMRE on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012, and the initial technical review has been completed by OSMRE staff. All technical deficiencies have been forwarded to BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), for response. OSMRE will not issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSMRE will continue to coordinate with MMCo to resolve all technical review deficiencies.
2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- The Navajo Mine Permit will expire September 24, 2014. Mine permit renewals must be submitted at least 120 days in advance of the expiration date. OSMRE must receive the Navajo Mine permit renewal application on or before May 27, 2014.
- Considering that the permit term will expire prior to OSMRE's anticipated completion of the EIS and prior to the currently expected March 2015 Record of Decision (ROD), OSMRE will administratively extend Federal Permit NM0003F until the EIS is completed, allowing MMCo to continue surface coal mining and reclamation operations under the

current permit provided that the applicant has met all renewal application requirements and procedures in accordance with 30 CFR 750.12(c) (1)(ii) and 774.15(a). Upon completion of the EIS, the ROD for the pending Pinabete Permit Application will also address OSMRE's decision on the pending permit renewal application for Federal Permit NM0003F.

3. Lead Agency in Preparing the EIS

STATUS

- The Current Project Schedule, including major milestones and completion dates for the FCPP and Navajo Mine Energy Project have been updated and are provided in Appendix A of this document.
- The NOA for the DEIS was published in the Federal Register on March 28, 2014.
- Beginning March 28, 2014, physical copies of the DEIS were mailed to 26 repositories for public viewing including regional libraries and federal agency offices.
- All cooperating agencies and elected officials were mailed a stakeholder letter with an enclosed CD copy of the DEIS. Hard copies of the DEIS are being provided upon request.
- All interested parties were mailed a notification postcard announcing the availability of the DEIS for review and comment and the dates of scheduled public meetings.
- On March 28, 2014, OSMRE began distribution of public notification material announcing the availability of the DEIS, as well as the schedule for public meetings to be held April 30 through May 9, 2014. Advertisements are being published in 13 regional newspapers, and public service announcements are being aired on 31 regional radio stations in English, Navajo and Hopi languages. Additionally, fliers have been posted at locales in regional centers.
- OSMRE has updated the FCPP and Navajo Mine Energy Project webpage, announcing the availability of the DEIS for review and comment, as well as the scheduled April 30 – May 9, 2014, public meetings. The project website address is http://www.wrcc.osmre.gov/Current_Initiatives/fcnavprj/FCPPEIS.shtm
- OSMRE will conduct public meetings April 30, 2014, through May 9, 2014. The public meetings will be held at the same nine locations where the August 2012 scoping meetings were held. These locations are: Hotevilla, Arizona; Cortez, Colorado; Burnham, New Mexico; Durango, Colorado; Farmington, New Mexico; Shiprock, Arizona; Nenahnezad, New Mexico; Window Rock, Arizona and Albuquerque, New Mexico.
- The public comment period is currently scheduled to end on May 27, 2014. Several public commenters have requested that OSMRE extent the public comment period an additional 60 days. These requests are under consideration by OSMRE, with the decision regarding these requests to be issued soon after the pending April 30 through May 9 public meetings have been concluded.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSMRE is currently reviewing the Draft Biological Assessment (BA).
- OSMRE anticipates delivery of the Draft BA to the USFWS on May 30, 2014; and anticipates delivering the Final BA to the USFWS on July 11, 2014, thereby initiating formal consultation.

- On May 2, 2014 cooperating federal agencies will receive the Draft BA for review and comment. To maintain the project schedule, OSMRE has requested that all review comments be submitted by May 16, 2014.
- OSMRE has scheduled a Section 7 Working Group meeting for the afternoon of May 15, 2014. This meeting will be held at the USFWS office in Albuquerque.
- The International Union for Conservation of Nature, Conservation Breeding Specialist Group (CBSG) has been contracted to complete a population viability analysis (PVA) for the federally listed Colorado Pike minnow. The PVA will be used to inform the USFWS's decision and the development of the Biological Opinion (BO).
- Currently, OSM anticipates the USFWS will issue their BO on or around January 23, 2014.
- Due to logistics associated with review of the Draft BA, a few weeks additional review time have been added to the overall Section 7 schedule. This delay is only expected to delay the issuance of the ROD by approximately 10 days. OSMRE considers the overall project as remaining on schedule.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- FCPP & Transmission Lines Programmatic Agreement (PA) for management and protection of cultural resources - OSMRE distributed the second draft of the PA to all Section 106 consulting parties on March 6, 2014, allowing 30 days for review and comment. A coordination meeting was held on March 20, 2014, in Farmington, NM, to discuss the draft PA and receive preliminary comment from consulting parties.
- Navajo Mine PA for management and protection of cultural resources - OSMRE distributed the second draft of the PA to all signatories on March 18, 2014, allowing 30 days for review and comment.
- OSMRE has received comments on both PAs for the project and is currently working to address all comments. The revised versions of the PAs will be distributed for review by Section 106 consulting parties before finalization.
- Both the draft PA for the FCPP and associated transmission lines, and the draft PA for the Navajo Mine and proposed Pinabete Permit area, are included in the DEIS for public review.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.
- On October 9, 2013, the Hopi Tribal Council approved a resolution (H-078-2013) authorizing the Tribe to enter into a settlement agreement with APS regarding their

dispute concerning the “Original” ROW and consenting to grant a “New” ROW in the same location for the same purpose to APS for a term of 30 years. This ROW is associated with the APS 500 kV El Dorado transmission line that passes through Hopi Tribal lands. The BIA Hopi Agency has indicated that they have received the ROW application and it is currently under review.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- In December 2012 BIA received a ROW application for the access road for Area III North on the mine.

5. Approval of San Juan River Bridge (El Paso Bridge)

STATUS– NO CHANGE

- BNCC has requested from BIA a ROW renewal for an access road running from the San Juan River Bridge (El Paso Bridge) to the FCPP. This ROW is approximately 6.5 miles.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM’s grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSMRE is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013, of which option they wished to pursue. The BART notification date was subsequently extended by the EPA to December 31, 2013. On December 30, 2013, APS notified the EPA that they had selected the compliance strategy as set forth in the BART rule and would be retiring the Units 1, 2, and 3 of the FCPP by January 1, 2014; and would comply with the BART emission limits on Units 4 and 5 through the installation and operation of selective catalytic reduction controls (SCR), by July 31, 2018. APS permanently shut down Units 1, 2, and 3 on December 30, 2013.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSMRE's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of issuing a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS submitted a PSD permit application for the SCR controls on October 29, 2013, and received acknowledgment and notice of preliminary review from EPA Region 9 on November 27, 2013. The USEPA has informed OSMRE that they will conduct consultations as required by Section 7 of the ESA and Section 106 of the NHPA for their PSD permitting action independent of FCPP/NMEP Section 7 and Section 106 consultations. In March 2014, EPA received additional information from APS that revised certain portions of their PSD application. The FCPP and Navajo Mine Energy Project EIS will discuss the PSD permit and potential air resource impacts associated with the continued operation of FCPP. APS expects EPA to issue the final PSD permit by the summer of 2014. OSMRE will coordinate with USEPA regarding their findings and determination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- The USFWS continues to work with OSMRE providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has completed a draft Decision Document for the agencies action. The draft Decision Document is included as an Appendix in the DEIS for public review and comment.
- USACE published the public notice for the Draft Decision Document associated with 404(b)(1) permitting. BHP will send a copy of the Federal Register notice by certified mail to the list of people who received the previous notice. USACE will include evidence of delivery in the administrative record.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSMRE selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSMRE, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSMRE, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSMRE/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSMRE receives Public Scoping Summary Report	11/30/12	12/3/12
OSMRE receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSMRE receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSMRE receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSMRE receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSMRE receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSMRE receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	10/29/13
OSMRE submits request for species list to USFWS	11/18/13	11/12/13
OSMRE receives PDEIS Consultation & Coordination (Chapter 6)	11/22/13	11/22/13
OSMRE completes review/comment of complete PDEIS	12/6/13	12/11/13
Revised PDEIS submitted to OSMRE for review/comment	12/16/13	12/16/13
OSMRE receives species list confirmation from USFWS	12/16/13	12/16/13
OSMRE completes review of revised PDEIS	12/19/13	12/19/13
OSMRE distributes PDEIS to Cooperating Agencies	12/20/13	12/19/13
Cooperating Agencies Complete Review of PDEIS	2/7/14	2/7/14
Revise PDEIS per Cooperating Agency review comments	3/7/14	3/7/14
OSMRE receives draft Biological Assessment (BA)	3/19/14	3/21/14
Prepare DEIS for publication	3/21/14	3/21/14
NOA for DEIS in Federal Register begin public comment period	3/28/14	3/28/14
First Public Comment Meeting (Hotevilla, AZ)	4/30/14	
Last Public Comment Meeting (Albuquerque, NM)	5/9/14	
End public comment period	5/27/14	
OSMRE submits Draft BA to USFWS	5/30/14	
OSMRE submit Final BA to USFWS (formal consult)	7/11/14	
Prepare Public Comment Analysis Report	7/16/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
USFWS notifies OSMRE of BA information deficiencies	8/13/14	
OSMRE prepares Response to Comments	9/24/14	
PFEIS submitted to OSMRE	10/2/14	
OSMRE completes review of revised PFEIS	10/15/14	
OSMRE distributes PFEIS to Cooperating Agencies	10/31/14	
Complete Draft PVA Report	11/17/14	
Complete Final PVA Report	12/10/14	
Cooperating Agencies Complete Review of PFEIS	12/15/14	
USFWS issues Biological Opinion (BO)	1/23/15	
Prepare FEIS for publication	1/15/15	
NOA for FEIS in Fed. Register	2/9/15	
Prepare Record of Decision (ROD)	3/9/15	
Publish ROD	3/25/15	
End Appeal period	4/20/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), currently operates the Navajo Mine on behalf of the permittee, Navajo Transitional Energy Company (NTEC), which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). Their current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the BART requirement of the Regional Haze Rule for the FCPP. The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation and operation of selective catalytic reduction controls (SCR) by July 31, 2018 to meet BART limits on Units 4 and 5.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

MMCo submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSMRE is required to complete an EIS. OSMRE anticipates NTEC, the current permittee, will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSMRE is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

On May 3, 2013, OSMRE received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. By letter dated August 30, 2013, the BIA informed NTEC that the transfer of the Navajo Mine permit from BNCC to NTEC did not require the agency's approval. On May 18, 2013, OSMRE announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine.

The BIA and BLM were Cooperating Agency in the preparation of this EA. On November 1, 2013, OSMRE issued a finding of no significant impact (FONSI) and conditionally approved the Navajo Mine Permit Transfer. On February 4, 2014, OSMRE's findings confirmed that the requirements stipulated in the permit conditions attached to OSMRE's November 1, 2013, permit transfer approval had been satisfactorily addressed. On February 4, 2014, OSMRE subsequently issued the Navajo Mine Permit to NTEC. NTEC, through its contract miner (MMCo), will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SM CRA Navajo Mine Permit No. NM-0003F.

EIS Roles – OSMRE, BIA and the Cooperating Agencies

OSMRE is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSMRE and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSMRE's Director.

Regional Task Force Members:

OSMRE Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS IMR Regional Director – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSMRE's Regional Director reports to the Director of OSMRE whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

Status Update

December 3, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of
Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

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BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On September 14, 2012, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. Some deficiencies have been identified to date. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Lead Agency in Preparing the EIS

STATUS

- OSM, BIA and Cardno continue to work on the initial draft of the project purpose and need, project description, and draft alternatives. Due to the extension of the scoping comment period to November 1, 2012, and previously unanticipated delays in data delivery from the project proponents, the completion of this task will be extended into early December. No significant impact to the project schedule is anticipated due to this extension.
- OSM/Cardno continues to work with the proponents to obtain outstanding baseline environmental data to be used in the development of the EIS. While, OSM/Cardno continues to work with the Proponents to fill data gaps, most required data has been received and is considered substantially complete. Development of the existing setting for the various environmental resources is ongoing and several sections have been completed.
- Atmospheric modeling – On October 2, 2012 APS/AECOM forwarded two white papers discussing proposed modeling approaches for criteria pollutants, deposition, ecological risk assessment, visibility in Class 1 and Class II areas and ozone. OSM distributed these documents to the USEPA, NNEPA, NPS and Cardno for review and comment by their technical experts. On October 23, 2012, APS/ AECOM hosted an informational webinar with Q&A on the proposed atmospheric modeling. The USEPA and NPS provided comments on November 1, 2012. The NNEPA has indicated they have no substantial comments at this time but would like to be kept informed as the project progresses. AECOM has reviewed all comments and indicated that the recommendations provided will be applied and reflected in the draft modeling reports. The preliminary atmospheric modeling reports utilized in development of the EIS are anticipated to be completed in April 2013.
- Scoping Summary Report –Cardno has delivered the Draft Scoping Summary Report. OSM and BIA have begun reviews of this report.
- Projects considered under cumulative effects – On November 14, 2012, a technical memorandum listing regional projects to be considered in the EIS cumulative effects analysis was distributed to the Cooperating agencies for review and comment.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- The project proponents continue to actively work with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work for completing Population Viability Analysis (PVA).
- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment (ERA) methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM. On November 26, 2012, the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the ERA. OSM anticipates receiving the draft ERA in April of 2013.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2102, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural

resources. OSM/Cardno has additionally called all Section 106 contacts to verify receipt of the letter and again ask if consultation is requested.

- OSM intends to conduct a Section 106 informational meeting with all responsive Section 106 consultation contacts on January 9, 2012, at the Farmington Convention Center, Farmington, New Mexico.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process. On November 26, 2012 the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the Ecological Risk Assessment (ERA).

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS – NO CHANGE

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
- A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA. It is not anticipated that the wetland will trigger Clean Water Act permitting because ACOE does not generally exercise jurisdiction over isolated wetlands.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
Develop agency purpose & need for PDEIS	12/17/12	
Development of Alternatives for PDEIS	12/17/12	
Development of Affected Environment & Impact Analysis for PDEIS	2/20/13	
PDEIS submitted to OSM for review/comment	3/8/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM and Cooperating Agency Review of PDEIS completed	10/31/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	11/29/13	
Public Comment Meetings	1/6/14	
End public comment period	1/24/14	
Prepare Comment Analysis Report	2/28/14	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	3/3/14	
OSM Finalizes BA & BE	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Response to Comments	5/22/14	
PFEIS submitted to OSM	5/30/14	
USFWS & NNDFW complete review BA & BE	6/9/14	
NNDFW completes letter of concurrence for BE	7/9/14	
OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Status Update

September 14, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of
Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012 and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the

EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, US Fish and Wildlife Service (FWS), the National Park Service (NPS). In a letter dated July 13, 2012 the Hopi Tribe affirmed it would participate as a Cooperating Agency, because of the associated transmission line right-of-way on Hopi land.

Regional Task Force

On March 20, 2012, Navajo Nation President Ben Shelly sent Secretary Salazar a letter discussing the importance of the Pinabete Mine and FCPP to the Navajo Nation. In that letter he noted that seven regulatory actions are required and recommended the formation of a task force within DOI to expedite the approval process. This Task Force is lead by OSM's Director – Western Region and is comprised of Western regional directors from the cooperating Federal agencies responsible for assisting in the development of the EIS. This structure provides an eight person task force representing DOI Regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary the task force includes the DOI Regional Solicitor in project issues and setting direction.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen (or designee) – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The PAP was deemed ‘administratively complete’ on May 10, 2012. Newspaper publication and radio broadcasts in the Navajo language, announcing the availability of the PAP for review and opportunity for the public to comment and request an Informal Conference to ask questions and receive further information about the submittal, ran for four consecutive weeks, concluding on June 17, 2012. The 30 day public comment and request for informal conference period ended July 17, 2012. OSM received two requests for informal conference. On July 26, 2012, OSM began publishing notices in three newspapers and on regional radio stations announcing the location and times of the informal conferences. Two informal conference meetings were held on the Navajo Nation at the Burnham Chapter House and the Nenahnezad Chapter House on August 11 and 13 respectively. These informal conferences were held concurrent with the FCPP & Navajo Mine Energy Project EIS Scoping Meetings.
- The PAP is currently undergoing a technical review by OSM permitting analysts.

2. Lead Agency in Preparing the EIS

STATUS

- On April 6, 2012, OSM and BIA selected the third-party contractor, Cardno Entrix, who has been tasked with assisting OSM in preparing the EIS.
- An MOU between OSM-BIA and the Project Proponents (BNCC, APS,) has been prepared. Additionally, a later Amendment was prepared to include the Public Service Company of New Mexico (PNM) as a signatory of the MOU due to additional transmission lines and associated rights-of-ways renewals that will be considered in the EIS as connected actions. The MOU document was completed on August 3, 2012 and has been signed by OSM, BIA, and the project proponents. Currently, the Amendment is being processed for signature by BIA. Upon signature of the Amendment by BIA, the MOU and Amendment will be mailed to OSM. Upon receipt, OSM will add the final signature to the Amendment. Final signature is anticipated before the end of September.
- An MOU between the Lead Agency and the Cooperating Agencies has been prepared. The EPA is not a signatory to this MOU but has submitted a letter to OSM detailing their roles and responsibilities as a Cooperating Agency. The finalized MOU was distributed on July 20, 2012 by DOI OEPC for signature by the Cooperating Agencies. Currently, all Cooperating Agencies have signed the MOU except for the USFWS, BLM and the Army Corps of Engineers. During the most recent Cooperators monthly conference call (September 5, 2012), representatives of the outstanding Cooperating Agencies indicated the MOU is received and being processed by the appropriate signatory. Due to delays in obtaining all signatures the revised expected completion date for all signatures being gained is September 30, 2012.
- ~~Publication of the~~The NOI-Notice of Intent to prepare an EIS is published in the Federal Register ~~occurred~~ on July 18, 2012.
- Open house EIS scoping meetings were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18. In summary, the Scoping Meetings were successfully completed and generally well received. A total of 455 persons attended and 61 written and approximately 58 oral comments were collected. Attendees included concerned citizens from local communities potentially affected, local and regional government officials and non-government organizations (NGO’s) such as local grass roots environmental and social justice groups. Significant topics of concern included the potential for significant job losses as well as loss of economic revenue to the Navajo Nation, air quality and regional haze

issues related to emissions from the FCPP, fugitive dust associated with mining activities, dependence on coal generated energy, impacts to traditional cultural properties and perceived disproportionate impacts and negligible benefits to Native American communities located near the proposed project. Attendees from Tribal, State and Federal Government included; President of the Navajo Nation (the Honorable Ben Shelley and staff), Speaker of the Navajo Nation Council (the Honorable Johnny Naize), New Mexico State Representative James Strickler, and representatives from the offices of Congressmen Scott Tipton (Colorado) and Ben R. Lujan (New Mexico), and the offices of Senators Tom Udall (New Mexico) and Jeff Bingaman (New Mexico). Attending NGO's included Dine Citizens Against Ruining Our Environment, San Juan Citizens Alliance, Sierra Club, and the San Juan Wildlife Federation. In addition to OSM third party NEPA consultant (Cardno Entrix), representatives of the BIA, BLM, ACOE, the Navajo Nation Minerals Department and the Navajo Nation EPA, actively participated in the EIS scoping meetings.

- In response to several formal requests to extend the comment period OSM has decided to grant a 45 day extension of the scoping comment period. The original deadline for submittal of scoping comment published in the July 18, 2012 NOI was September 17, 2012. ~~The~~ OSM has extended ~~this the~~ deadline until November 1, 2012. OSM is currently working with OSM HQ ~~to administer the processing of~~ an extension notice for publication in the Federal Register. It is expected the notice to extend the scoping comment period will be published in the Federal Register in late September.
- ~~In accordance with extending the scoping comment period~~ OSM has initiated informing the public and stakeholders that the scoping comment period is being extended through a comprehensive ~~public announcement~~ effort that including includes mailing of notice postcards to approximately 800 persons, public service announcements on over 30 radio stations (including translations to Navajo and Hopi), advertisement in four regional newspapers, and an OSM webpage announcement. The Public Involvement Plan is currently being updated to reflect the extension of the scoping comment ~~extension period~~ and the associated public announcement effort.
- ~~The EIS Scoping Report is currently under development.~~ All comments received during Scoping Comment period will be considered during the development of the alternatives section in the Draft EIS. ~~As previously discussed the Scoping Comment deadline has been extended to November 1, 2012~~
- OSM has launched the FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage. The address is available in the published NOI and is the following [<http://www.wrcc.osmre.gov/FCPPEIS.shtm>]. Additionally, the Navajo Nation has included a link to the Project webpage on the Official Website of the Navajo Nation. OSM has recently posted the announcement to extend the scoping comment period until November 1, 2012 and is currently working on updating the webpage to include materials provided during scoping such as the informational posters, project fact sheet and the project video.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- Technical Working Group members have been identified and include representatives from the USACE, USFWS, BIA, EPA, Navajo Nation, NPS and OSM.
- OSM/Cardno Entrix initiated informal consultation with USFWS during a meeting in Albuquerque, New Mexico, on June 28. This meeting included 1) discussions to more clearly

define a proposed Area of Potential Effect (APE), 2) a discussion of potential threatened and endangered (T & E) species that should be evaluated for impact within the APE, and 3) discussion of existing data gaps relevant to T&E species anticipated to be impacted.

- On July 19, 2012 OSM/Cardno Entrix, BIA, ESA Technical Working Group members and the Proponents met with the USFWS in Farmington, New Mexico for a Section 7 Technical Planning and Coordination Meeting to discuss details regarding necessary future studies and modeling efforts. The results of these studies will be used to develop the Biological Assessment (BA) and Biological Evaluation (BE) documents. Upon development, the BA will be submitted to the USFWS, thereby initiating formal consultation. The BE will be submitted to the Navajo Nation Department of Fish and Wildlife for review and a determination of compliance with their environmental requirements.
- On August 21, 2012 OSM/Cardno Entrix, BIA, ESA Technical Working Group members and the Proponents participated on a conference call to discuss the data collection and modeling schedule and the USFWS's recent proposal to include a Population Viability Analysis (PVA). Review of the proposed data collection and modeling schedule is consistent and compliant with the overall project schedule. OSM is advocating for inclusion of the PVA as requested by the USFWS. The Proponents are currently considering the inclusion of the PVA in the Section 7 analysis and are in the process of contacting potential resources-groups who can perform the PVA modeling effort. The proponents are expected to provide their collective view on the matter by September 21, 2012.
- On September 10, 2012 OSM mailed a letter to the USFWS requesting informal concurrence of the preliminary species of concern list. The preliminary species of concern list will be used to begin the development of the BA.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On August 20, 2012, OSM, BIA and Cardno Entrix participated in a teleconference to discuss Section 106 consultation logistics. During the call it was agreed and clarified that OSM will be responsible for administering all Section 106 consultation requirements for the new mine area, the power plant site and the power transmission lines. OSM will coordinate closely with the BIA during this process.
- OSM has initiated coordination with the BLM regarding Section 106 consultation compliance for actions associated with Transmission Line Rights of Way renewals on BLM lands.
- Public participation requirements under Section 106 of the NHPA were completed concurrently with the Open House EIS scoping meetings that were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18, 2012.
- On September 12, 2102 OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers in Arizona and New Mexico, as well as regional tribes that could have concerns regarding potential impacts to cultural resources.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.
2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.
3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS

- BIA is currently discussing potential issue with an existing road. In addition, [the](#) Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA in late August 2012.
- Due to extension of the EIS scoping comment period, the BLM will delay consultation until after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an

emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NO_x emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA region expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- The USFWS is awaiting a clearly defined description of Proposed Action, Action Area, and official request for T&E Species List from OSM. On September 10, 2012 OSM mailed a letter to the USFWS requesting informal concurrence of the preliminary species of concern list.. Final determination of the action area will depend on the outcome of pending air emissions modeling being conducted by the project proponents.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination. .

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. The Proponents and consultant are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval. .

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/06/12	4/06/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Cooperator’s MOU – All agency signatures secured	9/30/12	
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
End public comment period – EIS scoping	11/01/12	
Develop agency purpose & need for PDEIS	9/24/12	
Complete data collection – baseline environmental resources	9/28/12	
EIS Scoping summary report completed	10/05/12	
Development of Alternatives for PDEIS	10/29/12	
ESA Section 7 Risk Assessment	11/29/12	
Development of Affected Environment & Impact Analysis for PDEIS	1/31/13	
PDEIS submitted to OSM for review/comment	1/31/13	
OSM and Cooperating Agency Review of PDEIS completed	5/02/13	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	6/06/13	
OSM Finalizes BA & BE	7/11/13	
Submit BA & BE to USFWS & NNDFW (formal consult)	8/02/13	
Prepare DEIS for publication	8/14/13	
USFWS & NNDFW complete review BA & BE	9/27/13	
NOA for DEIS in Federal Register	10/24/13	
NNDFW prepares letter of concurrence for BE	11/27/13	
Public Comment Meetings	11/29/13	
End public comment period	12/19/13	
Prepare Comment Analysis Report	1/27/14	
Prepare Response to Comments	4/16/14	
USFWS prepares Biological Opinion (BO)	4/21/14	
PFEIS submitted to OSM	6/26/14	
OSM and Cooperating Agency Review of PFEIS	7/28/14	
Prepare FEIS for publication	8/11/14	
NOA for FEIS in Fed. Register	8/12/14	
Prepare Record of Decision (ROD)	09/24/14	
Finalize, sign, publish ROD	09/25/14	
Appeal period	10/30/14	

INFORMATION MEMORANDUM FOR THE DEPARTMENT OF THE INTERIOR TRANSITION TEAM

FROM: Willie Taylor

THROUGH: Lori Faeth

PHONE: 202-3891

SUBJECT: Navajo Pinabete Mine/Four Corners Power Plant, Navajo Nation, New Mexico

A. Permitting of the Navajo Coal Mine Expansion/Lease for Four Corners Power Plant on the Navajo Nation, New Mexico

- Preparation of the Draft/Final Environmental Impact Statement covering mine permitting by OSMRE (lead agency), lease and right-of-way actions by the Bureau of Indian Affairs and additional actions by BLM, as well as EPA and the Corps of Engineers. FWS and NPS, and the Navajo Nation and Hopi Tribe, are additional cooperators.
- This is a non-delegated EIS requiring AS/PMB, AS/IA, AS/LM, and possibly AS/FWP involvement and Clearance to Print by Director/OEPC.
- New coal-fired generating plants are very controversial and this one, while being supported by the Navajo Nation tribal government as an economic development project, is opposed by some Navajo Nation citizens and numerous environmental groups because of pollution and greenhouse gases/climate change concerns. There are additional endangered species and air quality concerns requiring input of NPS and FWS.
- Record of Decision is proposed for signature by the OSMRE Regional Director, Denver, in late 2015.
- Regional Director, OSMRE, heads a team of regional Bureau/Office, additional Federal agencies, and Tribal government representatives that convenes to discuss progress and developing issues of concern as they arise. The DEIS team meets monthly. OEPC REO/Albuquerque participates on both.

MEMORANDUM OF UNDERSTANDING

BETWEEN

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

BUREAU OF INDIAN AFFAIRS

NAVAJO NATION

HOPI TRIBE

BUREAU OF LAND MANAGEMENT

NATIONAL PARK SERVICE

FISH AND WILDLIFE SERVICE

U.S. ARMY CORPS OF ENGINEERS

FOR THE

**Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease
Agreement Approval, and other Associated Actions
Environmental Impact Statement**

October 1, 2012

1 INTRODUCTION AND PURPOSE

This Memorandum of Understanding (MOU) establishes a cooperating agency relationship between several Federal agencies and the Navajo Nation and Hopi Tribe, for the purpose of preparing an environmental impact statement (EIS) for decision actions associated with the proposed mining and reclamation permit application for the Navajo Pinabete Mine, the Four Corners Power Plant lease agreement approval and other associated actions (the proposed project). The companies involved with the proposed actions are the Arizona Public Service Company (APS), as operating agent and on behalf of the participant owners of the Four Corners Power Plant (FCPP); the Public Service Company of New Mexico (PNM) for associated rights-of-way renewal on the Navajo Reservation in San Juan, Sandoval, and McKinley Counties in New Mexico; and for the mine, BHP Navajo Coal Company (BNCC). Collectively, APS, PNM and BNCC are the project Proponents.

The existing power plant and ancillary facilities are located on an approximately 3600-acre parcel of Navajo Tribal trust lands, within the boundary of the Nenahnezad Chapter, approximately 30 miles southwest of Farmington in San Juan County in northwestern New Mexico.

BNCC plans to develop a new permit area, referred to as the Navajo Pinabete Mine within its existing Navajo Mine Lease. Located within the Navajo Reservation in San Juan County, southwest of Farmington, New Mexico, the development of the Navajo Pinabete Mine would supply coal to FCPP for approximately 23 years beginning July 7, 2016. The permit area for the Pinabete Mine would include previously permitted but undeveloped coal reserves in Area IV North of the Navajo Mine, and unpermitted and undeveloped coal reserves in a portion of Area IV South.

The proposed actions involve federal lease and permit approvals that, in this instance, require the completion of an EIS to analyze and disclose the potential effects of the project and alternatives on the environment. Several Federal agencies, in concert with the Navajo Nation, Hopi Tribe and project applicants, are involved and will be responsible for making decisions on certain elements of the proposed project. The Federal agencies with an action(s) are: the U.S. Department of the Interior (USDOI) Office of Surface Mining Reclamation and Enforcement (OSM), the USDOI Bureau of Indian Affairs (BIA), the USDOI Fish and Wildlife Service (FWS), U.S. Environmental Protection Agency (USEPA), USDOI Bureau of Land Management (BLM), and U.S. Army Corps of Engineers (USACE). The USDOI National Park Service (NPS) will participate as a cooperating agency because of its special expertise with regards to national park units. The Navajo Nation and the Hopi Tribe will also have actions to take. The responsibilities of each of these entities are as follows:

Lead Agency

- OSM is the lead agency and has regulatory authority for surface coal mining and reclamation operations on Indian lands.

Cooperating Agencies

- BIA Navajo Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Navajo Nation and consultation with the Navajo Nation as owners of the minerals. The BIA has responsibility for approving lease amendments and renewing rights-of-way for the FCPP.

- The Navajo Nation is the owner of both the surface and coal resources lying beneath Navajo Nation lands impacted by this MOU. The Navajo Nation is a sovereign Indian nation exercising exclusive and concurrent authorities and responsibilities relating to the development, administration and regulation of natural resource development activities within its jurisdiction, including certain regulatory authorities delegated by USEPA over air and water resources.
- FWS has the regulatory and responsibility, under the Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.), for the protection and recovery of Federally listed species; under the Fish and Wildlife Coordination Act, the FWS has responsibility under the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e (FWCA), as amended, which requires agencies to consult with the FWS "waters of any stream or other body of water are proposed or authorized, permitted or licensed to be impounded, diverted . . . or otherwise controlled or modified" by any agency under a Federal permit or license. Consultation is to be undertaken for the purpose of "preventing loss of and damage to wildlife resources." The FWCA authorizes the transfer of funds to the Fish and Wildlife Service to conduct related investigations.
- NPS is mandated to conserve national park resources and values, as established by the Organic Act and reaffirmed by the General Authorities Act and NPS Management Policies. The proposed project has the potential to affect several national park units including, but not limited to Mesa Verde National Park; Aztec Ruins, Yucca House, Hovenweep, Navajo, and Canyon de Chelly National Monuments; and Chaco Culture National Historical Park.
- BLM has regulatory authority for mining plans of operation.
- USACE has regulatory authority for Section 404 Clean Water Act Permitting.
- The Hopi Tribe is the owner of the surface over which one of the transmission lines servicing the FCPP traverses. Renewal of the right-of-way for this power line is one of the actions associated with the project.
- BIA Western Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Hopi Tribe and has responsibility for renewing the FCPP rights-of-way crossing Hopi lands.

A list of the MOU participants and their contact information is provided in Attachment A.

This MOU concerns early and ongoing coordination, and encourages the MOU participants to collaborate proactively in planning and finding solutions to help facilitate and expedite the process of developing and preparing the EIS. It establishes agreement regarding the roles and responsibilities of the lead and cooperating agencies.

The MOU does not specifically address all the notifications, coordination, and consultation that must take place between each specific agency and the Tribal governments. Such activities are conducted by each agency in accordance with its regulations, policies, and internal procedures. The framework of responsibilities and procedures set forth are those that normally would occur on Indian lands within a reservation boundary. The Federal agencies shall engage in government-to-government consultation with affected Indian tribes in accordance with applicable Federal statutes, regulations, and other authorities, including the National Historic Preservation Act, the American Indian Religious Freedom Act, Executive Order 13175 (Consultation and Coordination with Indian Tribal Governments), and Executive Order 13007

(Indian Sacred Sites). The cooperating agency relationship established here supplements and is subordinate to the government-to-government relationship between the Native American Tribal governments and the Federal agencies.

2 AUTHORITY

Although numerous other legal authorities are applicable to the Project, this MOU is entered into primarily under the following legal authorities:

- National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370f)
- National Historic Preservation Act of 1966 (16 U.S.C. 470)
- Council on Environmental Quality, Regulations for Implementing the Procedural Provisions of NEPA (40 CFR 1500.1-1508.28)
- Department of the Interior, Regulations for Implementing NEPA (43 C.F.R. Part 46)
- Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.)
- Surface Mining Control and Reclamation Act of 1977 (PL 95-87) and 30 CFR Chapter VII – Office of Surface Mining Reclamation and Enforcement, Department of the Interior (30 U.S.C. 1300 – 1309b)
- 25 CFR – Indians (Subchapter H – Land & Water – Parts 162-169, Subchapter I – Energy and Minerals, and Subchapter L – Heritage Preservation) Part 211 – Responsibilities of BLM and OSMRE
- Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 et. seq. as amended (PL 94-579)
- Clean Water Act (33 U.S.C. 1344)
- Navajo Code authorities under Navajo Clean Air, Clean Water, and Safe Drinking Water Acts and specific areas delegated to the Navajo Nation by EPA
- Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.)
- Fish and Wildlife Coordination Act (16 U.S.C. 661-667e)
- National Park Service Organic Act of 1916 (16 U.S.C. §1)

3 AGENCY RESPONSIBILITIES

3.1 ROLES AND RESPONSIBILITIES

As stated, OSM is the lead Federal agency with the primary responsibility for preparation of the EIS. To assist OSM in preparing the EIS and associated activities, OSM will use the services of and provide direction to a third-party contractor, as a non-Federal representative. The OSM is responsible for the following:

- Providing points of contact. These contacts will be Marcelo Calle, EIS Coordinator, and Rick Williamson, overall EIS Manager.
- Coordinating exchange of information among OSM, the applicant (project proponents), and the EIS contractor.
- Establishing an interdisciplinary team as required by 40 CFR 1502.6 to oversee the environmental analysis.
- Ensuring full compliance of the EIS document in accordance with NEPA. OSM will ensure that all necessary consultation and coordination is performed with all Federal, Tribal, State, local governments, and private organizations under applicable laws, rules, regulations, and executive orders.
- Continuing to coordinate with the cooperating agencies and the DOI Office of Environmental Policy and Compliance throughout the preparation of the EIS, to ensure the document meets the agencies' NEPA requirements, particularly during scoping and the impact analyses, in order to accurately assess the preferred alternative and identify areas that require clarification, and to avoid, mitigate, or otherwise address impacts on the Tribal trust resources.
- Inviting the cooperating agencies to attend meetings with the project proponents, Federal, State, Tribal, regional, local agencies, and other groups (e.g., they may participate in discussions on the proposed action and on special or critical resource needs) related to the proposed project.
- Providing copies of correspondence pertaining to the proposed project to cooperating agencies.
- Selecting the preferred action alternative for the EIS in coordination with the cooperating agencies.
- Establishing a detailed schedule, in coordination with the cooperating agencies, indicating key milestones and associated actions needed from the cooperating agencies. OSM will attempt to complete the NEPA process within the time frames specified in the schedule, subject to extensions due to incompleteness of necessary data and other information submitted by the project proponents (or applicants contractors or designated representatives), changes in scope of the project, or other conditions beyond OSM's control. An estimated schedule is provided in Attachment B.

- Cooperating in establishing mutually agreeable schedule adjustments if changes to the schedule (Attachment B) are required.
- Assuming responsibility, with assistance from the EIS contractor, for design, organization, preparation, and maintenance of the administrative record for the project and maintaining OSM's official case file for the project. OSM will provide a list of the pertinent documents, in chronological order, for the cooperating agencies' records.
- Providing the cooperating agencies with opportunities to review and comment on the preliminary administrative Draft EIS and preliminary administrative Final EIS. The cooperating agencies intend to provide comments to OSM within 45 days of receipt of each document requiring review. The OSM will consider the comments from cooperating agencies; however, OSM will make the final decision with regard to the content of the EIS and how the data are presented. OSM, with assistance from the EIS contractor, will incorporate any comments and changes it deems necessary in the Draft EIS.
- Receiving all comments on the Draft EIS resulting from either agency or public review and comment periods. The OSM will formulate responses to comments and will request assistance from cooperating agencies on those comments that concern the respective agencies' areas of expertise and jurisdictional responsibilities.
- Consulting with and keeping the cooperating agencies informed of EIS progress and of additional data needs.
- Providing necessary personnel and other resources to complete their responsibilities in a timely and professional fashion.
- Leading and facilitating any meetings between OSM, the project proponents, the EIS contractor, the cooperating agencies, and regional and local agencies.
- Leading and facilitating public meetings with assistance from the Navajo Nation Minerals Department.
- Treating all information that is submitted to the OSM as public information, and subject to access via the Freedom of Information Act (FOIA) and Privacy Act, unless otherwise exempt or requested as being "confidential" by the project proponents or Cooperating Agencies and consistent with FOIA, Privacy Act, or other applicable statutory, standards and requirements. Such "confidential" information shall be clearly marked as such by the project proponents or Cooperating Agencies to facilitate its segregation and protection against disclosure.

- Working with the cooperating agencies to ensure that the EIS content is consistent with specific program and agency requirements, thus allowing all agencies the ability to issue either a joint Record of Decision or a separate Record of Decision for their agency's actions associated with the project.

In addition, OSM will act as the Federal lead agency for the purpose of complying with Section 106 of the National Historic Preservation Act (NHPA), and Section 7 of the Endangered Species Act.

3.2 COOPERATING AGENCIES' RESPONSIBILITIES

The cooperating agencies are responsible for the following:

- Providing a point of contact for coordinating activities agreed upon in the MOU.
- Cooperating with efforts of OSM pursuant to this MOU and devoting appropriate staff resources to the scoping and Draft EIS preparation efforts. At the discretion of the agency, granting applicable permits or rights-of-way to obtain environmental and other information needed to develop the EIS.
- Determining whether the EIS is adequate for assessing potential impacts, making a decision on whether to issue authorization, and identifying adequate mitigating measures to minimize potential impacts of the project to the extent practical.
- Attending, or participating via conference call, when possible, the interdisciplinary team meetings, which will be held in Denver, Farmington, or Albuquerque.
- Striving to meet the schedule established by OSM in coordination with the cooperating agencies (Attachment B).
- Developing needed information and meeting due dates assigned for producing available data needed for this process.
- Participating in the scoping and attending scoping meetings, to be held in New Mexico, Colorado and Arizona.
- Meeting due dates assigned for reviewing and providing comments on documents.
- Assisting OSM in successfully fulfilling its role as Federal lead for National Historic Preservation Act (NHPA) Section 106 compliance by providing timely review, comments, and execution of a Programmatic Agreement for the protection of cultural resources.
- Notifying the lead Federal agency of FOIA requests received.

Specific to the Navajo Nation, the Navajo Nation is responsible for the following:

- Establishing a single point of contact for involved Navajo Nation offices for all matters relating to the environmental analysis and EIS preparation.

- Maintaining Navajo Nation's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of Navajo Nation Chapters and Townships are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Navajo Nation to OSM for the EIS.

Specific to the Hopi Tribe, the Hopi Tribe Nation is responsible for the following:

- Establishing a single point of contact for involved Hopi Tribe offices for all matters relating to the environmental analysis and EIS preparation.
- Maintaining Hopi Tribe's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of local communities are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Hopi Tribe to OSM for the EIS.

Specific to the BIA, the BIA is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with: 1) approval of lease amendments; 2) all right-of-way renewal actions including transmission lines crossing tribal lands; and 3) coal combustion residue disposal.

Specific to the BLM, the BLM is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with the proposed mining plan for the Navajo Pinabete Mine.

Specific to the USACE, the USACE is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with Section 404 Clean Water Act permitting for the Navajo Pinabete Mine.

Specific to the FWS, the FWS is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e); and the

lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary avoidance and minimization measures associated Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.).

Specific to the NPS, the NPS is responsible for the following:

- Working as a cooperating agency to ensure that impacts to national park resources and values are properly analyzed and presented in the DEIS based on analyses performed by the lead agency and other available data. If the NPS determines that direct, indirect or cumulative impacts could result to national park resources and other values, the NPS will work with the lead agency and other cooperators in developing strategies to mitigate those impacts and to monitor the effectiveness of those measures. National park resources and values of concern include park air quality, air quality related values (like visibility), wildlife, water resources, night skies, geologic resources, soils, natural sounds, and cultural resources. Under the NPS Organic Act and other statutes, like the Clean Air Act and the Surface Mining Control and Reclamation Act, special protections attach to units of the National Park System. The NPS will alert the lead agency if it appears that the project could trigger the park protection provisions of these statutes, including the section 522(e) prohibitions of the Surface Mining Control and Reclamation Act.

3.3 ADMINISTRATION

- Modifications to this MOU may be proposed by the OSM or the cooperating agencies, and will become effective upon the mutual agreement of all participants in the MOU. Changes to this MOU must be initialed and dated on each replacement page by an authorized official of each agency.
- Any party may withdraw from this MOU after thirty (30) days written notice to the other parties of the intention to do so.
- Nothing in this agreement will be construed as limiting or affecting in any way the authority or responsibility of the lead or cooperating agencies to perform within their authority. Nothing in this MOU shall require any of the Parties to perform beyond its respective authority.
- Specific to USEPA, under Section 309 of the Clean Air Act, USEPA publicly evaluates the completeness and adequacy of EISs prepared by other Federal agencies and, if it finds a proposed project environmentally unsatisfactory from the standpoint of public health or welfare, or environmental quality, refers the matter to the Council on Environmental Quality. Participation in this MOU does not abridge this right to independent review of the Draft and Final EISs by USEPA, pursuant to their authority under NEPA and Section 309 of the Clean Air Act.
- This MOU will become effective upon the signature date of all participants.

- This MOU is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by a party against the United States, its agencies, its officers, or any person.
- Each participant retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of this MOU.
- Participation in this MOU does not imply endorsement of the proposed project.
- If a disagreement should develop between the participants of this MOU, or between the signatories and any cooperating agency that is not a signatory to this MOU, all parties shall make good faith efforts to expeditiously attempt to resolve the disagreement so as to avoid delay in preparing the EIS and, consequently, delay in the project. If a dispute arises, the MOU participants agree to meet and confer within ten (10) calendar days of notification by the aggrieved participant.
- The Cooperators acknowledge that any information furnished to any other Party under this instrument may become part of the administrative record. Likewise, information furnished to other Parties may be subject to the requirements of FOIA, or equivalent tribal open records laws, and other Federal or Tribal statutes. Consistent with applicable law, the Cooperators agree not to release these materials to individuals other than the participants to this MOU. In the event a release of materials is required under Federal or Tribal law, the releasing party agrees to provide advance notice to the party who provided the material.
- The participants agree not to utilize any individual or organization for activities undertaken under this MOU, including officials, employees, or third party contractors, having a direct financial interest in the outcome of the proposed project. This instrument in no way restricts the MOU participants from participating in similar activities with other public or private agencies, organizations, and individuals.
- During the performance of this MOU, the lead and cooperating Federal agencies agree to abide by the terms of Executive Order 11246 on nondiscrimination and will not discriminate against any person because of race, color, religion, sex, or national origin.
- This MOU cannot be used to obligate or commit funds in excess of authorization and appropriations available or as the basis for the transfer of funds. All provisions in this MOU are subject to the availability of funds.
- The MOU will expire upon the issuance of the NOA for the FEIS in the Federal Register.
- Parties may renew the MOU upon the written agreement of all willing parties.

SIGNATURES

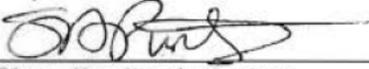
FOR Office of Surface Mining Reclamation and Enforcement


Allen D. Klein, Regional Director, Western Region

8/9/2012
Date

FOR Bureau of Indian Affairs

Navajo Regional Office


Sharon Pinto, Regional Director

7/26/2012
Date

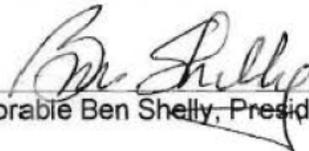
FOR Bureau of Indian Affairs

Western Regional Office


Bryan Bowker, Regional Director

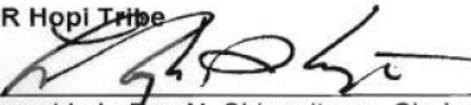
8/16/12
Date

FOR Navajo Nation


Honorable Ben Shelly, President

AUG 31 2012
Date

FOR Hopi Tribe


Honorable LeRoy N. Shingoitewa, Chairman

July 25, 2012
Date

FOR Bureau of Land Management

New Mexico State Office

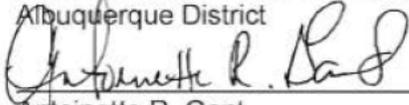

Jesse Juen, State Director

9/25/2012
Date

for

FOR US Army Corps of Engineers

Albuquerque District



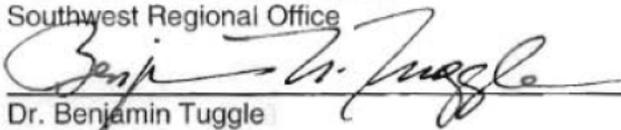
Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

18 Sep 2012

Date

FOR Fish and Wildlife Service

Southwest Regional Office



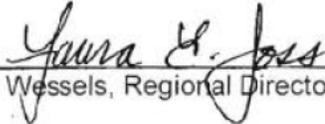
Dr. Benjamin Tuggle
Regional Director

10/1/12

Date

FOR National Park Service

intermountain Region



John Wessels, Regional Director

8/21/12

Date

jos

ATTACHMENT A

LIST OF PARTICIPANTS – NAVAJO PINABETE MINE-FOUR CORNERS POWER PLANT EIS

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Bureau of Land Management, Farmington Field Office

Joe Galluzzi or Shannon Hoefeler
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ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	March 2012
NOI published in Federal Register	July 2012
Public scoping period begins	July 2012
Public scoping period ends	September 2012
PDEIS submitted to OSM for review/comment	January 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
OSM/Cooperating Agency Review of PFEIS ends	July 2014
NOA for FEIS in Federal Register	August 2014

Status Update

November 5, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of
Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is lead by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On September 14, 2012, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The permit application package (PAP) is currently undergoing a technical review by OSM permitting analysts. A decision to approve or not approve will not be issued until the FCPP and Navajo Mine Energy Project EIS is completed.

2. Lead Agency in Preparing the EIS

STATUS

- The MOU and the First Amendment between OSM-BIA and the Project Proponents (BNCC, APS, and PNM) were executed on 8/3/12 and 10/02/12 respectively.
- The MOU between the Lead Agency OSM and the Cooperating Agencies was executed on October 1, 2012.
- The notice to reopen and extend the scoping comment period until November 1, 2012 was published in the Federal Register on October 12, 2012.
- OSM, BIA and Cardno are currently working to complete an initial draft project purpose and need, project description, and draft alternatives. Due to the extension of the scoping comment period to November 1, 2012, the completion of this task will be delayed until after November 1, 2012. Additionally, the completion of the Scoping Summary Report will likewise be delayed. OSM currently anticipates these tasks will be completed in late November.
- OSM/Cardno continues to work with the proponents to obtain all baseline environmental data to be used in the development of the EIS. The original anticipated completion date for this milestone was 9/28/12. The completion date for this milestone is extended until late November due to acquisition delays. No significant impact to the project schedule is anticipated due to this extension.
- Atmospheric modeling – On October 2, 2012 APS/AECOM forwarded two white papers discussing proposed modeling approaches for criteria pollutants, deposition, ecological risk assessment, visibility in Class 1 and Class II areas and ozone. OSM distributed these documents to the USEPA, NNEPA, NPS and Cardno for review and comment by their technical experts. On October 23, 2012 APS/ AECOM hosted an informational webinar with Q&A on the proposed atmospheric modeling. The USEPA and NPS provided comments on November 1, 2012. The NNEPA has indicated they have no substantial comments at this time but would like to be kept informed as the project progresses.
- The FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage has been updated to include the scoping fact sheet, informational posters and video.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- The USFWS has concurred with OSM's preliminary species of concern list occurring within a 50 km radius of the FCPP and Navajo Mine project footprint. Pending further dispersion modeling the list is considered preliminary.
- On October 19th OSM conducted a conference call to discuss details related to the potential inclusion of the Population Viability Analysis (PVA) simulation model within the ESA Section 7 consultation process. This teleconference included OSM/Cardno, BIA, USFWS, the Section 7 ESA Working Group, project proponents (BNCC, APS, and PNM) and Dr. Phil Miller. Dr. Miller is the Senior Program Officer with the Conservation Breeding Specialist Group (CBSG) and is an expert in PVA simulation modeling. The CBSG is part of the Species Survival Commission of the International Union for Conservation of Nature (IUCN). Shortly after the conclusion of this teleconference it was agreed between OSM, BIA and the project proponents, that the PVA modeling effort would be a very useful addition to the Section 7 consultation process. The project proponents are actively working with CBSG to develop a scope of work for this effort.

- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2102, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources. OSM has received consultation request letters from the Arizona THPO, White Mtn. Apache, Navajo Nation, State of New Mexico, USEPA, project proponents and the BIA (Navajo Region). OSM/Cardno will call all Section 106 contacts before the end of the month to follow up with the consultation request.
- Currently, OSM intends to conduct a Section 106 informational meeting with all interested contacts before the end of November.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing potential issue with an existing road. In addition, Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NO_x). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NO_x, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NO_x emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NO_x emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
- A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

- USACE is awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. The Proponents and consultant are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval. .

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/06/12	4/06/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/01/12
End public comment period – EIS scoping	11/01/12	11/01/12
Develop agency purpose & need for PDEIS	11/24/12	
Complete data collection – baseline environmental resources	11/28/12	
Development of Alternatives for PDEIS	11/29/12	
ESA Section 7 Risk Assessment	11/29/12	
Development of Affected Environment & Impact Analysis for PDEIS	1/31/13	
PDEIS submitted to OSM for review/comment	1/31/13	
OSM and Cooperating Agency Review of PDEIS completed	5/02/13	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	6/06/13	
OSM Finalizes BA & BE	7/11/13	
Submit BA & BE to USFWS & NNDFW (formal consult)	8/02/13	
Prepare DEIS for publication	8/14/13	
USFWS & NNDFW complete review BA & BE	9/27/13	
NOA for DEIS in Federal Register	10/24/13	
NNDFW prepares letter of concurrence for BE	11/27/13	
Public Comment Meetings	11/29/13	
End public comment period	12/19/13	
Prepare Comment Analysis Report	1/27/14	
Prepare Response to Comments	4/16/14	
USFWS prepares Biological Opinion (BO)	4/21/14	
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Prepare FEIS for publication	8/11/14	
NOA for FEIS in Fed. Register	8/12/14	
Prepare Record of Decision (ROD)	09/24/14	
Finalize, sign, publish ROD	09/25/14	
Appeal period	10/30/14	

Status Update

November 5, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of
Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is lead by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On September 14, 2012, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The permit application package (PAP) is currently undergoing a technical review by OSM permitting analysts. A decision to approve or not approve will not be issued until the FCPP and Navajo Mine Energy Project EIS is completed.

2. Lead Agency in Preparing the EIS

STATUS

- The MOU and the First Amendment between OSM-BIA and the Project Proponents (BNCC, APS, and PNM) were executed on 8/3/12 and 10/02/12 respectively.
- The MOU between the Lead Agency OSM and the Cooperating Agencies was executed on October 1, 2012.
- The notice to reopen and extend the scoping comment period until November 1, 2012 was published in the Federal Register on October 12, 2012.
- OSM, BIA and Cardno are currently working to complete an initial draft project purpose and need, project description, and draft alternatives. Due to the extension of the scoping comment period to November 1, 2012, the completion of this task will be delayed until after November 1, 2012. Additionally, the completion of the Scoping Summary Report will likewise be delayed. OSM currently anticipates these tasks will be completed in late November.
- OSM/Cardno continues to work with the proponents to obtain all baseline environmental data to be used in the development of the EIS. The original anticipated completion date for this milestone was 9/28/12. The completion date for this milestone is extended until late November due to acquisition delays. No significant impact to the project schedule is anticipated due to this extension.
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- The FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage has been updated to include the scoping fact sheet, informational posters and video.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- The USFWS has concurred with OSM's preliminary species of concern list occurring within a 50 km radius of the FCPP and Navajo Mine project footprint. Pending further dispersion modeling the list is considered preliminary.
- On October 19th OSM conducted a conference call to discuss details related to the potential inclusion of the Population Viability Analysis (PVA) simulation model within the ESA Section 7 consultation process. This teleconference included OSM/Cardno, BIA, USFWS, the Section 7 ESA Working Group, project proponents (BNCC, APS, and PNM) and Dr. Phil Miller. Dr. Miller is the Senior Program Officer with the Conservation Breeding Specialist Group (CBSG) and is an expert in PVA simulation modeling. The CBSG is part of the Species Survival Commission of the International Union for Conservation of Nature (IUCN). Shortly after the conclusion of this teleconference it was agreed between OSM, BIA and the project proponents, that the PVA modeling effort would be a very useful addition to the Section 7 consultation process. The project proponents are actively working with CBSG to develop a scope of work for this effort.

- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2102, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources. OSM has received consultation request letters from the Arizona THPO, White Mtn. Apache, Navajo Nation, State of New Mexico, USEPA, project proponents and the BIA (Navajo Region). OSM/Cardno will call all Section 106 contacts before the end of the month to follow up with the consultation request.
- Currently, OSM intends to conduct a Section 106 informational meeting with all interested contacts before the end of November.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing potential issue with an existing road. In addition, Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the

Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NO_x). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

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2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

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1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
- A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

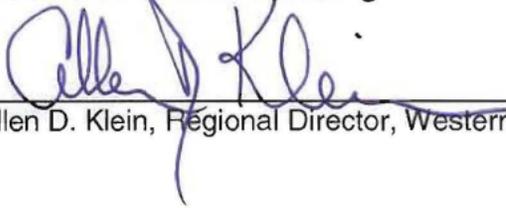
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CURRENT EIS SCHEDULE

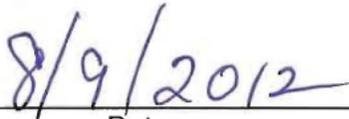
Major Milestones	Projected Completion Date	Actual Completion Date
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ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/01/12
End public comment period – EIS scoping	11/01/12	11/01/12
Develop agency purpose & need for PDEIS	11/24/12	
Complete data collection – baseline environmental resources	11/28/12	
Development of Alternatives for PDEIS	11/29/12	
ESA Section 7 Risk Assessment	11/29/12	
Development of Affected Environment & Impact Analysis for PDEIS	1/31/13	
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Prepare Record of Decision (ROD)	09/24/14	
Finalize, sign, publish ROD	09/25/14	
Appeal period	10/30/14	

SIGNATURES

FOR Office of Surface Mining Reclamation and Enforcement



Allen D. Klein, Regional Director, Western Region



Date

FOR Bureau of Indian Affairs
Navajo Regional Office



Sharon Pinto, Regional Director

7/26/2012

Date

FOR Bureau of Indian Affairs
Western Regional Office



Bryan Bowker, Regional Director



Date

FOR Navajo Nation



Honorable Ben Shelly, President

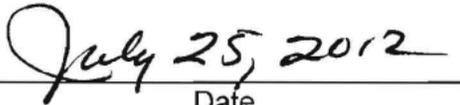
AUG 31 2012

Date

FOR Hopi Tribe



Honorable LeRoy N. Shingoitewa, Chairman



Date

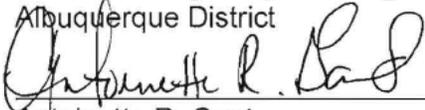
FOR Bureau of Land Management
New Mexico State Office

for *Allen L. Seidert*
Jesse Juen, State Director

9/25/2012
Date

FOR US Army Corps of Engineers

Albuquerque District

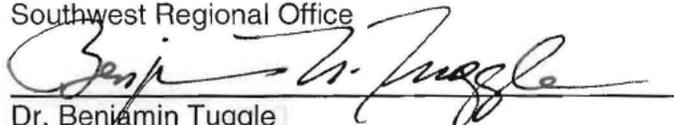


Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

18 Sep 2012

Date

FOR Fish and Wildlife Service
Southwest Regional Office



Dr. Benjamin Tuggle
Regional Director

10/1/12

Date

FOR National Park Service
intermountain Region

John Wessels
John Wessels, Regional Director

8/21/12
Date

Status Update

October 1, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

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Mine Permit Application, FCPP Lease Renewal Submittals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

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EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the

EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is lead by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The PAP was deemed 'administratively complete' on May 10, 2012. Two informal conference meetings were held on the Navajo Nation at the Burnham Chapter House and the Nenahnezad Chapter House on August 11 and 13, 2012, respectively. These informal conferences were held concurrent with the FCPP & Navajo Mine Energy Project EIS Scoping Meetings.
- The PAP is currently undergoing a technical review by OSM permitting analysts.

2. Lead Agency in Preparing the EIS

STATUS

- An MOU between OSM-BIA and the Project Proponents (BNCC, APS,) has been executed and OSM will finalize the Amendment by the end of the first week of October.

- An MOU between the Lead Agency OSM and the Cooperating Agencies has been prepared. Currently, all Cooperating Agencies have signed the MOU except for the USFWS and BLM.
- The original deadline for providing comments related to the EIS scoping period was September 17, 2012. OSM has reopened and extended the scoping comment period deadline until November 1, 2012. In accordance with extending the scoping comment period, OSM has informed the public and stakeholders through a comprehensive public announcement effort including mailing of notice postcards to approximately 800 persons, public service announcements on over 30 radio stations including translations to Navajo and Hopi, advertisement in four regional newspapers, and notice announcement on the OSM project webpage. OSM expects the notice to reopen and extend the scoping comment period will be published in the Federal Register in early October.
- OSM, BIA and Cardno are currently working to complete an initial draft project purpose and need, project description, and draft alternatives. Due to the extension of the scoping comment period to November 1, 2012, the completion of this task will be delayed until after November 1, 2012. Additionally, the completion of the Scoping Summary Report will likewise be delayed. OSM currently anticipates these tasks will be completed in late November.
- OSM has launched the FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage. The address is available in the published NOI and is the following [<http://www.wrcc.osmre.gov/FCPPEIS.shtm>]. Additionally, the Navajo Nation has included a link to the Project webpage on the Official Website of the Navajo Nation. OSM is currently working on updating the webpage to include materials provided during scoping such as the informational posters, project fact sheet and the project video.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- On September 10, 2012, OSM sent a letter to the USFWS requesting informal concurrence with a preliminary listing of species of potential concern. The preliminary species of concern list will be used to begin the development of the draft BA and BE.
- OSM will be conducting a conference call on October 19th to discuss details related to the potential inclusion of the Population Viability Analysis (PVA) simulation model within the ESA Section 7 consultation process. This teleconference will include OSM/Cardno, BIA, USFWS, the Section 7 ESA Working Group, project proponents (BNCC, APS, and PNM) and Dr. Phil Miller. Dr. Miller is the Senior Program Officer with the Conservation Breeding Specialist Group (CBSG) and is an expert in PVA simulation modeling. The CBSG is part of the Species Survival Commission of the International Union for Conservation of Nature (IUCN).

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2102, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources.
- OSM has recently initiated coordination with the BLM-Farmington Field Office regarding Section 106 consultation compliance for actions associated with Transmission Line Rights of Way renewals on BLM lands.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS

- BIA is currently discussing potential issue with an existing road. In addition, Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NO_x). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NO_x, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NO_x emission rates, or (2)

implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NO_x emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- USFWS has received OSM's letter requesting informal concurrence with a preliminary listing of species of potential concern. The USFWS is currently reviewing the request. A response from the USFWS is pending.
- USFWS is awaiting request for formal consultation from OSM.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination.
- A meeting to discuss Section 404 and EIS coordination details is scheduled for October 29th at the OSM Western Region Office in Denver.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

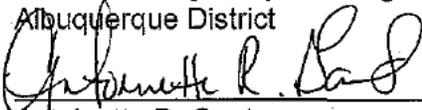
- USACE is awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. The Proponents and consultant are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval. .

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/06/12	4/06/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Complete data collection – baseline environmental resources	9/28/12	
Develop agency purpose & need for PDEIS	10/24/12	
Cooperator’s MOU – All agency signatures secured	10/30/12	
End public comment period – EIS scoping	11/01/12	
EIS Scoping summary report completed	11/29/12	
Development of Alternatives for PDEIS	11/29/12	
ESA Section 7 Risk Assessment	11/29/12	
Development of Affected Environment & Impact Analysis for PDEIS	1/31/13	
PDEIS submitted to OSM for review/comment	1/31/13	
OSM and Cooperating Agency Review of PDEIS completed	5/02/13	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	6/06/13	
OSM Finalizes BA & BE	7/11/13	
Submit BA & BE to USFWS & NNDFW (formal consult)	8/02/13	
Prepare DEIS for publication	8/14/13	
USFWS & NNDFW complete review BA & BE	9/27/13	
NOA for DEIS in Federal Register	10/24/13	
NNDFW prepares letter of concurrence for BE	11/27/13	
Public Comment Meetings	11/29/13	
End public comment period	12/19/13	
Prepare Comment Analysis Report	1/27/14	
Prepare Response to Comments	4/16/14	
USFWS prepares Biological Opinion (BO)	4/21/14	
PFEIS submitted to OSM	6/26/14	
OSM and Cooperating Agency Review of PFEIS	7/28/14	
Prepare FEIS for publication	8/11/14	
NOA for FEIS in Fed. Register	8/12/14	
Prepare Record of Decision (ROD)	09/24/14	
Finalize, sign, publish ROD	09/25/14	
Appeal period	10/30/14	

FOR US Army Corps of Engineers

Albuquerque District



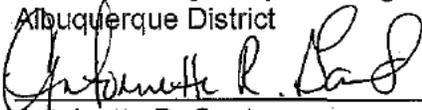
Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

18 Sep 2012

Date

FOR US Army Corps of Engineers

Albuquerque District



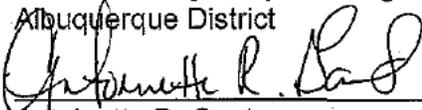
Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

18 Sep 2012

Date

FOR US Army Corps of Engineers

Albuquerque District



Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

18 Sep 2012

Date



United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050



September 18, 2012

Mr. Stephen Spencer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104

Dear Mr. Spencer,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Any questions please contact me.

Sincerely,

Marcelo Calle
EIS Coordinator
The Four Corners Power Plant & Navajo Mine Energy Project

Enclosed:
The Four Corners Power Plant & Navajo Mine Energy Project Cooperating Agencies MOU
signed by the Navajo Nation

Date: 23 AUG 12
Page: _____

OFFICE OF THE PRESIDENT/VICE PRESIDENT
The Navajo Nation
Window Rock, Arizona 86515
SIGNATURE APPROVAL SHEET
(164 REVIEW PROCESS)

SAS N^o 00359

DEPT: OPVP (NAME) Michele Monig (Phone No.) 928.380.9720

DOCUMENT: MOU between OSM, BIA, NN, Hopi, BLM, NPS, F&WS, USCOE for the Navajo Pinabete Mine Permit Application the FCPP lease, Agreement Approval & Other Associated Actions.

- 1. Program OPVP : Michele Monig DATE: 23 AUG 12
- 2. Division OPVP : [Signature] DATE: _____
- 3. Contracts & Grants/OMB : _____ DATE: _____
- 4. Division of Finance/Controller : _____ DATE: _____
- 5. Department of Justice : [Signature] see suggestions on [Signature] DATE: 8.28.12
- 6. Office of the President : [Signature] DATE: 8/31/12
- 7. Legislative Counsel : _____ DATE: _____

RETURN ENTIRE DOCUMENTS TO OFFICE OF CONTRACTS AND GRANTS WHEN SIGNED BY PRESIDENT/VICE PRESIDENT.

Business Regulatory: _____ Committee Review/Action: _____

Sign/Date: _____ OCG Final Receipt: _____

Bidtah Becker

From: Michele Morris <mmorris.opvp@gmail.com>
Sent: Thursday, August 23, 2012 11:26 AM
To: Gloria Tom; Rita A. Whitehorse-Larsen; John Stucker; Akhtarz; Ronnie Ben; Eugenia Quintana; 'Pam Kyselka'; Anoop Sukumaran; Bidtah Becker
Cc: 'Frederick H. White'; Stephen B. Etsitty; Harrison Tsosie; Sherrick Roanhorse; Sam Woods; erny zah; emerald dahozy; Heather Clah; Alberta Laughing
Subject: FW: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

Team:

FYI, here is the Final MOU, as most of you reviewed the draft and provided comments, and now the final is going through the SAS#00359, and need it to be reviewed and processed for signature, then need to send to OSM. The other agencies are also processing for signatures. Thanks again for all your work on this project.

Michele

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Fri, 20 Jul 2012 13:49:58 -0600
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "chonyumptewa@hopi.nsn.us" <chonyumptewa@hopi.nsn.us>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Murphy, Wally" <wally_murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>
Cc: "Lupo, Frank R" <frank.lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official's signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

NAVAJO NATION DEPARTMENT OF JUSTICE



DOJ
8/23/12 @ 1138a
DATE/TIME
RFS# 12-1745
SAS# 00359
UNIT: OAG

REQUEST FOR SERVICES

~ CLIENT TO COMPLETE ~

DATE OF REQUEST: 8/23/12 DIVISION: OPUP
REQUESTING PARTY: Michelle Morris DEPARTMENT: OPVP
PHONE NUMBER: _____ PROGRAM: Policy Unit

COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (attach documents):

MOU between OSM, BIA, NN, HOPI, BLM, NPS, FRWS, USCOE
for the Navajo Pinabete Mine Permit Application
The FCPP Lease Agreement Approval & other
Associated Actions, EIS

DEADLINE: ASAP REASON: URGENT

~ DOJ SECRETARY TO COMPLETE ~

DATE/TIME IN UNIT: AUG 23 2012 RESPONSIBLE STAFF PERSON: NRLU NR / Bidtah
REVIEWED & ASSIGNED: DEPARTMENT OF JUSTICE NATURAL RESOURCES UNIT TIME/HRS/MIN: _____ COMPLETION DATE: 8-30-12 **AUG 23 2012**

- REVIEW FOR LEGAL SUFFICIENCY
- REQUEST FOR LEGAL OPINION
- RESOLUTION: _____
- SURNAME
- APPOINTMENT/CONFERENCE/MEETING
- REVIEW & ADVISE

COMPLETED

~ DOJ ATTORNEY/ADVOCATE TO COMPLETE ~

See notes on page 2. The FWS has some language + perhaps
missing language. Please check w/ FWS for correct language
Attached is M Morris email stating that MOU was provided
DNR + NIVERA dated 8/23/12

REVIEWED BY: _____ DATE: _____ TIME: _____ Hrs. _____ Min.
SURNAMED BY: Bidbah DATE: 8/28/2012 TIME: _____ Hrs. 45 Min.

DATE SENT TO DOJ RECEPTIONIST: _____
Called Michelle Morris (VM) for document pickup.
Date: 8/29/12 Time: 9:50am By: RJ

PICKED UP BY: _____ DATE/TIME: _____

PLEASE PRINT ♦ PLEASE PRINT ♦ PLEASE PRINT

MEMORANDUM OF UNDERSTANDING

BETWEEN

**OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT
BUREAU OF INDIAN AFFAIRS
NAVAJO NATION
HOPI TRIBE
BUREAU OF LAND MANAGEMENT
NATIONAL PARK SERVICE
FISH AND WILDLIFE SERVICE
U.S. ARMY CORPS OF ENGINEERS**

FOR THE

**Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease
Agreement Approval, and other Associated Actions
Environmental Impact Statement**

Date

1 INTRODUCTION AND PURPOSE

This Memorandum of Understanding (MOU) establishes a cooperating agency relationship between several Federal agencies and the Navajo Nation and Hopi Tribe, for the purpose of preparing an environmental impact statement (EIS) for decision actions associated with the proposed mining and reclamation permit application for the Navajo Pinabete Mine, the Four Corners Power Plant lease agreement approval and other associated actions (the proposed project). The companies involved with the proposed actions are the Arizona Public Service Company (APS), as operating agent and on behalf of the participant owners of the Four Corners Power Plant (FCPP); the Public Service Company of New Mexico (PNM) for associated rights-of-way renewal on the Navajo Reservation in San Juan, Sandoval, and McKinley Counties in New Mexico; and for the mine, BHP Navajo Coal Company (BNCC). Collectively, APS, PNM and BNCC are the project Proponents.

The existing power plant and ancillary facilities are located on an approximately 3600-acre parcel of Navajo Tribal trust lands, within the boundary of the Nenahnezad Chapter, approximately 30 miles southwest of Farmington in San Juan County in northwestern New Mexico.

BNCC plans to develop a new permit area, referred to as the Navajo Pinabete Mine within its existing Navajo Mine Lease. Located within the Navajo Reservation in San Juan County, southwest of Farmington, New Mexico, the development of the Navajo Pinabete Mine would supply coal to FCPP for approximately 23 years beginning July 7, 2016. The permit area for the Pinabete Mine would include previously permitted but undeveloped coal reserves in Area IV North of the Navajo Mine, and unpermitted and undeveloped coal reserves in a portion of Area IV South.

The proposed actions involve federal lease and permit approvals that, in this instance, require the completion of an EIS to analyze and disclose the potential effects of the project and alternatives on the environment. Several Federal agencies, in concert with the Navajo Nation, Hopi Tribe and project applicants, are involved and will be responsible for making decisions on certain elements of the proposed project. The Federal agencies with an action(s) are: the U.S. Department of the Interior (USDOI) Office of Surface Mining Reclamation and Enforcement (OSM), the USDOI Bureau of Indian Affairs (BIA), the USDOI Fish and Wildlife Service (FWS), U.S. Environmental Protection Agency (USEPA), USDOI Bureau of Land Management (BLM), and U.S. Army Corps of Engineers (USACE). The USDOI National Park Service (NPS) will participate as a cooperating agency because of its special expertise with regards to national park units. The Navajo Nation and the Hopi Tribe will also have actions to take. The responsibilities of each of these entities are as follows:

Lead Agency

- OSM is the lead agency and has regulatory authority for surface coal mining and reclamation operations on Indian lands.

Cooperating Agencies

- BIA Navajo Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Navajo Nation and consultation with the Navajo Nation as owners of the minerals. The BIA has responsibility for approving lease amendments and renewing rights-of-way for the FCPP.

- The Navajo Nation is the owner of both the surface and coal resources lying beneath Navajo Nation lands impacted by this MOU. The Navajo Nation is a sovereign Indian nation exercising exclusive and concurrent authorities and responsibilities relating to the development, administration and regulation of natural resource development activities within its jurisdiction, including certain regulatory authorities delegated by USEPA over air and water resources.
- FWS has the regulatory authority and responsibility, under the Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.), for the protection and recovery of Federally listed species; the FWS has responsibility under the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e (FWCA), as amended, which requires agencies to consult with the FWS "waters of any stream or other body of water are proposed or authorized, permitted or licensed to be impounded, diverted . . . or otherwise controlled or modified" by any agency under a Federal permit or license. Consultation is to be undertaken for the purpose of "preventing loss of and damage to wildlife resources." The FWCA authorizes the transfer of funds to the Fish and Wildlife Service to conduct related investigations.
- NPS is mandated to conserve national park resources and values, as established by the Organic Act and reaffirmed by the General Authorities Act and NPS Management Policies. The proposed project has the potential to affect several national park units including, but not limited to Mesa Verde National Park; Aztec Ruins, Yucca House, Hovenweep, Navajo, and Canyon de Chelly National Monuments; and Chaco Culture National Historical Park.
- BLM has regulatory authority for mining plans of operation.
- USACE has regulatory authority for Section 404 Clean Water Act Permitting.
- The Hopi Tribe is the owner of the surface over which one of the transmission lines servicing the FCPP traverses. Renewal of the right-of-way for this power line is one of the actions associated with the project.
- BIA Western Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Hopi Tribe and has responsibility for renewing the FCPP rights-of-way crossing Hopi lands.

A list of the MOU participants and their contact information is provided in Attachment A.

This MOU concerns early and ongoing coordination, and encourages the MOU participants to collaborate proactively in planning and finding solutions to help facilitate and expedite the process of developing and preparing the EIS. It establishes agreement regarding the roles and responsibilities of the lead and cooperating agencies.

The MOU does not specifically address all the notifications, coordination, and consultation that must take place between each specific agency and the Tribal governments. Such activities are conducted by each agency in accordance with its regulations, policies, and internal procedures. The framework of responsibilities and procedures set forth are those that normally would occur on Indian lands within a reservation boundary. The Federal agencies shall engage in government-to-government consultation with affected Indian tribes in accordance with applicable Federal statutes, regulations, and other authorities, including the National Historic Preservation Act, the American Indian Religious Freedom Act, Executive Order 13175 (Consultation and Coordination with Indian Tribal Governments), and Executive Order 13007

(Indian Sacred Sites). The cooperating agency relationship established here supplements and is subordinate to the government-to-government relationship between the Native American Tribal governments and the Federal agencies.

2 AUTHORITY

Although numerous other legal authorities are applicable to the Project, this MOU is entered into primarily under the following legal authorities:

- National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370f)
- National Historic Preservation Act of 1966 (16 U.S.C. 470)
- Council on Environmental Quality, Regulations for Implementing the Procedural Provisions of NEPA (40 CFR 1500.1-1508.28)
- Department of the Interior, Regulations for Implementing NEPA (43 C.F.R. Part 46)
- Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.)
- Surface Mining Control and Reclamation Act of 1977 (PL 95-87) and 30 CFR Chapter VII – Office of Surface Mining Reclamation and Enforcement, Department of the Interior (30 U.S.C. 1300 – 1309b)
- 25 CFR – Indians (Subchapter H – Land & Water – Parts 162-169, Subchapter I – Energy and Minerals, and Subchapter L – Heritage Preservation) Part 211 – Responsibilities of BLM and OSMRE
- Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 et. seq. as amended (PL 94-579)
- Clean Water Act (33 U.S.C. 1344)
- Navajo Code authorities under Navajo Clean Air, Clean Water, and Safe Drinking Water Acts and specific areas delegated to the Navajo Nation by EPA
- Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.)
- Fish and Wildlife Coordination Act (16 U.S.C. 661-667e)
- National Park Service Organic Act of 1916 (16 U.S.C. §1)

3 AGENCY RESPONSIBILITIES

3.1 ROLES AND RESPONSIBILITIES

As stated, OSM is the lead Federal agency with the primary responsibility for preparation of the EIS. To assist OSM in preparing the EIS and associated activities, OSM will use the services of and provide direction to a third-party contractor, as a non-Federal representative. The OSM is responsible for the following:

- Providing points of contact. These contacts will be Marcelo Calle, EIS Coordinator, and Rick Williamson, overall EIS Manager.
- Coordinating exchange of information among OSM, the applicant (project proponents), and the EIS contractor.
- Establishing an interdisciplinary team as required by 40 CFR 1502.6 to oversee the environmental analysis.
- Ensuring full compliance of the EIS document in accordance with NEPA. OSM will ensure that all necessary consultation and coordination is performed with all Federal, Tribal, State, local governments, and private organizations under applicable laws, rules, regulations, and executive orders.
- Continuing to coordinate with the cooperating agencies and the DOI Office of Environmental Policy and Compliance throughout the preparation of the EIS, to ensure the document meets the agencies' NEPA requirements, particularly during scoping and the impact analyses, in order to accurately assess the preferred alternative and identify areas that require clarification, and to avoid, mitigate, or otherwise address impacts on the Tribal trust resources.
- Inviting the cooperating agencies to attend meetings with the project proponents, Federal, State, Tribal, regional, local agencies, and other groups (e.g., they may participate in discussions on the proposed action and on special or critical resource needs) related to the proposed project.
- Providing copies of correspondence pertaining to the proposed project to cooperating agencies.
- Selecting the preferred action alternative for the EIS in coordination with the cooperating agencies.
- Establishing a detailed schedule, in coordination with the cooperating agencies, indicating key milestones and associated actions needed from the cooperating agencies. OSM will attempt to complete the NEPA process within the time frames specified in the schedule, subject to extensions due to incompleteness of necessary data and other information submitted by the project proponents (or applicants contractors or designated representatives), changes in scope of the project, or other conditions beyond OSM's control. An estimated schedule is provided in Attachment B.

- Cooperating in establishing mutually agreeable schedule adjustments if changes to the schedule (Attachment B) are required.
- Assuming responsibility, with assistance from the EIS contractor, for design, organization, preparation, and maintenance of the administrative record for the project and maintaining OSM's official case file for the project. OSM will provide a list of the pertinent documents, in chronological order, for the cooperating agencies' records.
- Providing the cooperating agencies with opportunities to review and comment on the preliminary administrative Draft EIS and preliminary administrative Final EIS. The cooperating agencies intend to provide comments to OSM within 45 days of receipt of each document requiring review. The OSM will consider the comments from cooperating agencies; however, OSM will make the final decision with regard to the content of the EIS and how the data are presented. OSM, with assistance from the EIS contractor, will incorporate any comments and changes it deems necessary in the Draft EIS.
- Receiving all comments on the Draft EIS resulting from either agency or public review and comment periods. The OSM will formulate responses to comments and will request assistance from cooperating agencies on those comments that concern the respective agencies' areas of expertise and jurisdictional responsibilities.
- Consulting with and keeping the cooperating agencies informed of EIS progress and of additional data needs.
- Providing necessary personnel and other resources to complete their responsibilities in a timely and professional fashion.
- Leading and facilitating any meetings between OSM, the project proponents, the EIS contractor, the cooperating agencies, and regional and local agencies.
- Leading and facilitating public meetings with assistance from the Navajo Nation Minerals Department.
- Treating all information that is submitted to the OSM as public information, and subject to access via the Freedom of Information Act (FOIA) and Privacy Act, unless otherwise exempt or requested as being "confidential" by the project proponents or Cooperating Agencies and consistent with FOIA, Privacy Act, or other applicable statutory, standards and requirements. Such "confidential" information shall be clearly marked as such by the project proponents or Cooperating Agencies to facilitate its segregation and protection against disclosure.

- Working with the cooperating agencies to ensure that the EIS content is consistent with specific program and agency requirements, thus allowing all agencies the ability to issue either a joint Record of Decision or a separate Record of Decision for their agency's actions associated with the project.

In addition, OSM will act as the Federal lead agency for the purpose of complying with Section 106 of the National Historic Preservation Act (NHPA), and Section 7 of the Endangered Species Act.

3.2 COOPERATING AGENCIES' RESPONSIBILITIES

The cooperating agencies are responsible for the following:

- Providing a point of contact for coordinating activities agreed upon in the MOU.
- Cooperating with efforts of OSM pursuant to this MOU and devoting appropriate staff resources to the scoping and Draft EIS preparation efforts. At the discretion of the agency, granting applicable permits or rights-of-way to obtain environmental and other information needed to develop the EIS.
- Determining whether the EIS is adequate for assessing potential impacts, making a decision on whether to issue authorization, and identifying adequate mitigating measures to minimize potential impacts of the project to the extent practical.
- Attending, or participating via conference call, when possible, the interdisciplinary team meetings, which will be held in Denver, Farmington, or Albuquerque.
- Striving to meet the schedule established by OSM in coordination with the cooperating agencies (Attachment B).
- Developing needed information and meeting due dates assigned for producing available data needed for this process.
- Participating in the scoping and attending scoping meetings, to be held in New Mexico, Colorado and Arizona.
- Meeting due dates assigned for reviewing and providing comments on documents.
- Assisting OSM in successfully fulfilling its role as Federal lead for National Historic Preservation Act (NHPA) Section 106 compliance by providing timely review, comments, and execution of a Programmatic Agreement for the protection of cultural resources.
- Notifying the lead Federal agency of FOIA requests received.

Specific to the Navajo Nation, the Navajo Nation is responsible for the following:

- Establishing a single point of contact for involved Navajo Nation offices for all matters relating to the environmental analysis and EIS preparation.

- Maintaining Navajo Nation's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of Navajo Nation Chapters and Townships are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Navajo Nation to OSM for the EIS.

Specific to the Hopi Tribe, the Hopi Tribe Nation is responsible for the following:

- Establishing a single point of contact for involved Hopi Tribe offices for all matters relating to the environmental analysis and EIS preparation.
- Maintaining Hopi Tribe's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of local communities are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Hopi Tribe to OSM for the EIS.

Specific to the BIA, the BIA is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with: 1) approval of lease amendments; 2) all right-of-way renewal actions including transmission lines crossing tribal lands; and 3) coal combustion residue disposal.

Specific to the BLM, the BLM is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with the proposed mining plan for the Navajo Pinabete Mine.

Specific to the USACE, the USACE is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with Section 404 Clean Water Act permitting for the Navajo Pinabete Mine.

Specific to the FWS, the FWS is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e); and the

lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary avoidance and minimization measures associated Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.).

Specific to the NPS, the NPS is responsible for the following:

- Working as a cooperating agency to ensure that impacts to national park resources and values are properly analyzed and presented in the DEIS based on analyses performed by the lead agency and other available data. If the NPS determines that direct, indirect or cumulative impacts could result to national park resources and other values, the NPS will work with the lead agency and other cooperators in developing strategies to mitigate those impacts and to monitor the effectiveness of those measures. National park resources and values of concern include park air quality, air quality related values (like visibility), wildlife, water resources, night skies, geologic resources, soils, natural sounds, and cultural resources. Under the NPS Organic Act and other statutes, like the Clean Air Act and the Surface Mining Control and Reclamation Act, special protections attach to units of the National Park System. The NPS will alert the lead agency if it appears that the project could trigger the park protection provisions of these statutes, including the section 522(e) prohibitions of the Surface Mining Control and Reclamation Act.

3.3 ADMINISTRATION

- Modifications to this MOU may be proposed by the OSM or the cooperating agencies, and will become effective upon the mutual agreement of all participants in the MOU. Changes to this MOU must be initialed and dated on each replacement page by an authorized official of each agency.
- Any party may withdraw from this MOU after thirty (30) days written notice to the other parties of the intention to do so.
- Nothing in this agreement will be construed as limiting or affecting in any way the authority or responsibility of the lead or cooperating agencies to perform within their authority. Nothing in this MOU shall require any of the Parties to perform beyond its respective authority.
- Specific to USEPA, under Section 309 of the Clean Air Act, USEPA publicly evaluates the completeness and adequacy of EISs prepared by other Federal agencies and, if it finds a proposed project environmentally unsatisfactory from the standpoint of public health or welfare, or environmental quality, refers the matter to the Council on Environmental Quality. Participation in this MOU does not abridge this right to independent review of the Draft and Final EISs by USEPA, pursuant to their authority under NEPA and Section 309 of the Clean Air Act.
- This MOU will become effective upon the signature date of all participants.

- This MOU is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by a party against the United States, its agencies, its officers, or any person.
- Each participant retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of this MOU.
- Participation in this MOU does not imply endorsement of the proposed project.
- If a disagreement should develop between the participants of this MOU, or between the signatories and any cooperating agency that is not a signatory to this MOU, all parties shall make good faith efforts to expeditiously attempt to resolve the disagreement so as to avoid delay in preparing the EIS and, consequently, delay in the project. If a dispute arises, the MOU participants agree to meet and confer within ten (10) calendar days of notification by the aggrieved participant.
- The Cooperators acknowledge that any information furnished to any other Party under this instrument may become part of the administrative record. Likewise, information furnished to other Parties may be subject to the requirements of FOIA, or equivalent tribal open records laws, and other Federal or Tribal statutes. Consistent with applicable law, the Cooperators agree not to release these materials to individuals other than the participants to this MOU. In the event a release of materials is required under Federal or Tribal law, the releasing party agrees to provide advance notice to the party who provided the material.
- The participants agree not to utilize any individual or organization for activities undertaken under this MOU, including officials, employees, or third party contractors, having a direct financial interest in the outcome of the proposed project. This instrument in no way restricts the MOU participants from participating in similar activities with other public or private agencies, organizations, and individuals.
- During the performance of this MOU, the lead and cooperating Federal agencies agree to abide by the terms of Executive Order 11246 on nondiscrimination and will not discriminate against any person because of race, color, religion, sex, or national origin.
- This MOU cannot be used to obligate or commit funds in excess of authorization and appropriations available or as the basis for the transfer of funds. All provisions in this MOU are subject to the availability of funds.
- The MOU will expire upon the issuance of the NOA for the FEIS in the Federal Register.
- Parties may renew the MOU upon the written agreement of all willing parties.

SIGNATURES

FOR Office of Surface Mining Reclamation and Enforcement

Allen D. Klein, Regional Director, Western Region

Date

FOR Bureau of Indian Affairs
Navajo Regional Office

Sharon Pinto, Regional Director

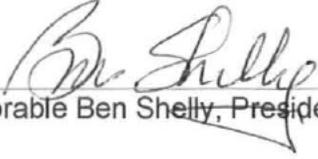
Date

FOR Bureau of Indian Affairs
Western Regional Office

Bryan Bowker, Regional Director

Date

FOR Navajo Nation



Honorable Ben Shelly, President

AUG 31 2012

Date

FOR Hopi Tribe

Honorable LeRoy N. Shingoitewa, Chairman

Date

FOR Bureau of Land Management
New Mexico State Office

Jesse Juen, State Director

Date

FOR US Army Corps of Engineers
Albuquerque District

Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

Date

FOR Fish and Wildlife Service
New Mexico Ecological Services Office

Wally Murphy
NMESFO Field Supervisor

Date

FOR National Park Service
Intermountain Region

John Wessels, Regional Director

Date

**ATTACHMENT A
LIST OF PARTICIPANTS – NAVAJO PINABETE MINE-FOUR CORNERS POWER PLANT
EIS**

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ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	March 2012
NOI published in Federal Register	July 2012
Public scoping period begins	July 2012
Public scoping period ends	September 2012
PDEIS submitted to OSM for review/comment	January 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
OSM/Cooperating Agency Review of PFEIS ends	July 2014
NOA for FEIS in Federal Register	August 2014

Status Update

August 21, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA is expected in 2012.

Mine Permit Application, FCPP Lease Renewal Submittals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the

EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, US Fish and Wildlife Service (FWS), the National Park Service (NPS). In a letter dated July 13, 2012 the Hopi Tribe affirmed it would participate as a Cooperating Agency, because of the associated transmission line right-of-way on Hopi land.

Regional Task Force

On March 20, 2012, Navajo Nation President Ben Shelly sent Secretary Salazar a letter discussing the importance of the Pinabete Mine and FCPP to the Navajo Nation. In that letter he noted that seven regulatory actions are required and recommended the formation of a task force within DOI to expedite the approval process. This Task Force is lead by OSM's Director – Western Region and is comprised of Western regional directors from the cooperating Federal agencies responsible for assisting in the development of the EIS. This structure provides an eight person task force representing DOI Regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary the task force includes the DOI Regional Solicitor in project issues and setting direction.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen (or designee) – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The PAP was deemed ‘administratively complete’ on May 10, 2012. Newspaper publication and radio broadcasts in the Navajo language, announcing the availability of the PAP for review and opportunity for the public to comment and request an Informal Conference to ask questions and receive further information about the submittal, ran for four consecutive weeks, concluding on June 17, 2012. The 30 day public comment and request for informal conference period ended July 17, 2012. OSM received two requests for informal conference. On July 26, 2012, OSM began publishing notices in three newspapers and on radio stations announcing two pending informal conferences. Two informal conference meetings were held on the Navajo Nation at the Burnham Chapter House and the Nenahnezad Chapter House on August 11 and 13 respectively. These informal conferences were held concurrent with the FCPP & Navajo Mine Energy Project EIS Scoping Meetings. The PAP is currently undergoing a technical review by OSM staff.

2. Lead Agency in Preparing the EIS

STATUS

- On April 6, 2012, OSM and BIA selected the third-party contractor, Cardno Entrix, who has been tasked with preparing the EIS.
- An MOU between OSM-BIA and the Project Proponents (BNCC, APS,) has been prepared. Additionally, an Amendment has been prepared to include the Public Service Company of New Mexico (PNM) as a signatory of the MOU due to additional transmission lines and associated rights-of-ways renewals that will be considered in the EIS as connected actions. The MOU document was completed on August 3, 2012 and has since been signed by OSM, BIA, BNCC and PNM. Currently, the Amendment is being processed for signature by APS. Upon signature by APS the Amendment will be mailed to the BIA for final signature. All signatures are anticipated to be secured on the Amendment by August 31, 2012.
- An MOU between the Lead Agency and the Cooperating Agencies has been prepared. The EPA is not a signatory to this MOU but has submitted a letter to OSM detailing their roles and responsibilities as a Cooperating Agency. The finalized MOU was distributed on July 20, 2012 by DOI OEPC for signature by the Cooperating Agencies. The expected completion date for all signatures being gained is August 30, 2012.
- Publication of the NOI in the Federal Register occurred on July 18, 2012.
- Open house EIS scoping meetings were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18. In summary, the Scoping Meetings were successfully completed and generally well received. A total of 455 persons attended and 61 written and approximately 58 oral comments were collected. Attendees included concerned citizens from local communities potentially affected, local and regional government officials and non-government organizations (NGO’s) such as local grass roots environmental and social justice groups. Significant topics of concern included the potential for significant job losses as well as loss of economic revenue to the Navajo Nation, air quality and regional haze issues related to emissions from the FCPP, fugitive dust associated with mining activities, dependence on coal generated energy, impacts to traditional cultural properties and perceived disproportionate impacts and negligible benefits to Native American communities located near the proposed project. Attendees from Tribal, State and Federal Government included; President of the Navajo Nation (the Honorable Ben Shelley and staff), Speaker of the Navajo Nation Council (the Honorable Johnny Naize), New Mexico State Representative James Strickler, and representatives from the offices of Congressmen Scott Tipton

(Colorado) and Ben R. Lujan (New Mexico), and the offices of Senators Tom Udall (New Mexico) and Jeff Bingaman (New Mexico). Attending NGO's included Dine Citizens Against Ruining Our Environment, San Juan Citizens Alliance, Sierra Club, and the San Juan Wildlife Federation. In addition to OSM and our NEPA consultant (Cardno Entrix), representatives of the BIA, BLM, ACOE, the Navajo Nation Minerals Department and NN/EPA, actively participated in the EIS scoping meetings.

- In response to several formal requests to extend the comment period OSM has decided to grant an extension of the comment period and is considering a 30 day or 45 day extension. OSM is currently working with OSM HQ to administer the processing of an extension notice for publication in the Federal Registrar. It is expected the extension will allow additional written comments to be submitted until mid to late October.
- The EIS Scoping Report is currently under development. All comments received during Scoping will be considered during the development of the alternative section in the EIS (Chapter 2).
- OSM has launched the FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage. The address is available in the published NOI and is the following [<http://www.wrcc.osmre.gov/FCPPEIS.shtm>].

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- Technical Working Group members have been identified and include representatives from the USACE, USFWS, BIA, EPA, Navajo Nation, NPS and OSM.
- OSM/Cardno Entrix initiated informal consultation with USFWS during a meeting in Albuquerque, New Mexico, on June 28. This meeting included 1) Discussions to more clearly define a proposed Area of Potential Effect (APE), 2) a discussion of potential T & E species that should be evaluated for impact within the APE, and 3) discussion of existing data gaps relevant to T&E species anticipated to be impacted.
- OSM/Cardno Entrix, BIA, Technical Working Group members and the Proponents met with the USFWS in Farmington, New Mexico on July 19 for a Section 7 Technical Planning and Coordination Meeting to discuss details regarding necessary future studies and modeling efforts.
- On August 21, 2012 OSM/Cardno Entrix, BIA, ESA Technical Working Group members, and the Proponents participated on a conference call to discuss the data collection and modeling schedule and the USFWS's recent proposal to include a Population Viability Analysis (PVA). Review of the proposed data collection and modeling schedule is consistent and compliant with the overall project schedule. OSM is advocating for inclusion of the PVA as requested by the USFWS. The Proponents are currently considering the inclusion of the PVA and are expected to provide their collective view on the matter by August 24, 2012.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On August 20, 2012, OSM, BIA and Cardno Entrix participated in a teleconference to discuss Section 106 consultation logistics. During the call it was agreed and clarified that OSM will be responsible for administering all Section 106 consultation requirements for the new mine area, the power plant site and the power transmission lines. OSM will coordinate closely with the BIA during this process. In the near future OSM will initiate close coordination with

the BLM regarding Section 106 consultation compliance for actions associated with Transmission Line Rights of Way renewals on BLM lands. OSM expects to distribute formal consultation request letters to all necessary contacts by early July 2012.

- Public participation requirements under Section 106 of the NHPA were completed concurrently with the Open House EIS scoping meetings that were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18, 2012.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS

- BIA is currently discussing potential issue with an existing road. In addition, Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA in late August 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate

matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NO_x, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NO_x emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NO_x emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- The USFWS is awaiting a clearly defined description of Proposed Action, Action Area, and official request for T&E Species List from OSM. OSM current anticipates submitting the official T&E Species List request to the USFWS by the end of August 2012. Final determination of the action area will depend on the outcome of pending air emissions modeling being conducted by the project proponents.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination. .

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. The Proponents and consultant are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval. .

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/06/12	4/06/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Cooperator’s MOU – All agency signatures secured	8/30/12	
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
End public comment period – EIS scoping	10/17/12	
Develop agency purpose & need (Chapter 1 of PDEIS)	9/24/12	
Complete data collection – baseline environmental resources	9/28/12	
EIS Scoping summary report completed	10/05/12	
Development of alternatives (Chapter 2 of EIS)	10/29/12	
ESA Section 7 Risk Assessment	11/29/12	
Development of Affected Environment & Impact Analysis (Chapters 3, 4 and 5 of PDEIS)	1/31/13	
PDEIS submitted to OSM for review/comment	1/31/13	
OSM and Cooperating Agency Review of PDEIS completed	5/02/13	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	6/06/13	
OSM Finalizes BA & BE	7/11/13	
Submit BA & BE to USFWS & NNDFW (formal consult)	8/02/13	
Prepare DEIS for publication	8/14/13	
USFWS & NNDFW complete review BA & BE	9/27/13	
NOA for DEIS in Federal Register	10/24/13	
NNDFW prepares letter of concurrence for BE	11/27/13	
Public Comment Meetings	11/29/13	
End public comment period	12/19/13	
Prepare Comment Analysis Report	1/27/14	
Prepare Response to Comments	4/16/14	
USFWS prepares Biological Opinion (BO)	4/21/14	
PFEIS submitted to OSM	6/26/14	
OSM and Cooperating Agency Review of PFEIS	7/28/14	
Prepare FEIS for publication	8/11/14	
NOA for FEIS in Fed. Register	8/12/14	
Prepare Record of Decision (ROD)	09/24/14	
Finalize, sign, publish ROD	09/25/14	
Appeal period	10/30/14	

Status Update

August 21, 2012

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions and Preparation of Environmental Impact Statement (EIS)

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA is expected in 2012.

Mine Permit Application, FCPP Lease Renewal Submittals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the

EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, US Fish and Wildlife Service (FWS), the National Park Service (NPS). In a letter dated July 13, 2012 the Hopi Tribe affirmed it would participate as a Cooperating Agency, because of the associated transmission line right-of-way on Hopi land.

Regional Task Force

On March 20, 2012, Navajo Nation President Ben Shelly sent Secretary Salazar a letter discussing the importance of the Pinabete Mine and FCPP to the Navajo Nation. In that letter he noted that seven regulatory actions are required and recommended the formation of a task force within DOI to expedite the approval process. This Task Force is lead by OSM's Director – Western Region and is comprised of Western regional directors from the cooperating Federal agencies responsible for assisting in the development of the EIS. This structure provides an eight person task force representing DOI Regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary the task force includes the DOI Regional Solicitor in project issues and setting direction.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen (or designee) – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Ben Tuggle (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS

- The PAP was deemed 'administratively complete' on May 10, 2012. Newspaper publication and radio broadcasts in the Navajo language, announcing the availability of the PAP for review and opportunity for the public to comment and request an Informal Conference to ask questions and receive further information about the submittal, ran for four consecutive weeks, concluding on June 17, 2012. The 30 day public comment and request for informal conference period ended July 17, 2012. OSM received two requests for informal conference. On July 26, 2012, OSM began publishing notices in three newspapers and on radio stations announcing two pending informal conferences. Two informal conference meetings were held on the Navajo Nation at the Burnham Chapter House and the Nenahnezad Chapter House on August 11 and 13 respectively. These informal conferences were held concurrent with the FCPP & Navajo Mine Energy Project EIS Scoping Meetings. The PAP is currently undergoing a technical review by OSM staff.

2. Lead Agency in Preparing the EIS

STATUS

- On April 6, 2012, OSM and BIA selected the third-party contractor, Cardno Entrix, who has been tasked with preparing the EIS.
- An MOU between OSM-BIA and the Project Proponents (BNCC, APS,) has been prepared. Additionally, an Amendment has been prepared to include the Public Service Company of New Mexico (PNM) as a signatory of the MOU due to additional transmission lines and associated rights-of-ways renewals that will be considered in the EIS as connected actions. The MOU document was completed on August 3, 2012 and has since been signed by OSM, BIA, BNCC and PNM. Currently, the Amendment is being processed for signature by APS. Upon signature by APS the Amendment will be mailed to the BIA for final signature. All signatures are anticipated to be secured on the Amendment by August 31, 2012.
- An MOU between the Lead Agency and the Cooperating Agencies has been prepared. The EPA is not a signatory to this MOU but has submitted a letter to OSM detailing their roles and responsibilities as a Cooperating Agency. The finalized MOU was distributed on July 20, 2012 by DOI OEPC for signature by the Cooperating Agencies. The expected completion date for all signatures being gained is August 30, 2012.
- Publication of the NOI in the Federal Register occurred on July 18, 2012.
- Open house EIS scoping meetings were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18. In summary, the Scoping Meetings were successfully completed and generally well received. A total of 455 persons attended and 61 written and approximately 58 oral comments were collected. Attendees included concerned citizens from local communities potentially affected, local and regional government officials and non-government organizations (NGO's) such as local grass roots environmental and social justice groups. Significant topics of concern included the potential for significant job losses as well as loss of economic revenue to the Navajo Nation, air quality and regional haze issues related to emissions from the FCPP, fugitive dust associated with mining activities, dependence on coal generated energy, impacts to traditional cultural properties and perceived disproportionate impacts and negligible benefits to Native American communities located near the proposed project. Attendees from Tribal, State and Federal Government included; President of the Navajo Nation (the Honorable Ben Shelley and staff), Speaker of the Navajo Nation Council (the Honorable Johnny Naize), New Mexico State Representative James Strickler, and representatives from the offices of Congressmen Scott Tipton

(Colorado) and Ben R. Lujan (New Mexico), and the offices of Senators Tom Udall (New Mexico) and Jeff Bingaman (New Mexico). Attending NGO's included Dine Citizens Against Ruining Our Environment, San Juan Citizens Alliance, Sierra Club, and the San Juan Wildlife Federation. In addition to OSM and our NEPA consultant (Cardno Entrix), representatives of the BIA, BLM, ACOE, the Navajo Nation Minerals Department and NN/EPA, actively participated in the EIS scoping meetings.

- In response to several formal requests to extend the comment period OSM has decided to grant an extension of the comment period and is considering a 30 day or 45 day extension. OSM is currently working with OSM HQ to administer the processing of an extension notice for publication in the Federal Registrar. It is expected the extension will allow additional written comments to be submitted until mid to late October.
- The EIS Scoping Report is currently under development. All comments received during Scoping will be considered during the development of the alternative section in the EIS (Chapter 2).
- OSM has launched the FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage. The address is available in the published NOI and is the following [<http://www.wrcc.osmre.gov/FCPPEIS.shtm>].

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- Technical Working Group members have been identified and include representatives from the USACE, USFWS, BIA, EPA, Navajo Nation, NPS and OSM.
- OSM/Cardno Entrix initiated informal consultation with USFWS during a meeting in Albuquerque, New Mexico, on June 28. This meeting included 1) Discussions to more clearly define a proposed Area of Potential Effect (APE), 2) a discussion of potential T & E species that should be evaluated for impact within the APE, and 3) discussion of existing data gaps relevant to T&E species anticipated to be impacted.
- OSM/Cardno Entrix, BIA, Technical Working Group members and the Proponents met with the USFWS in Farmington, New Mexico on July 19 for a Section 7 Technical Planning and Coordination Meeting to discuss details regarding necessary future studies and modeling efforts.
- On August 21, 2012 OSM/Cardno Entrix, BIA, ESA Technical Working Group members, and the Proponents participated on a conference call to discuss the data collection and modeling schedule and the USFWS's recent proposal to include a Population Viability Analysis (PVA). Review of the proposed data collection and modeling schedule is consistent and compliant with the overall project schedule. OSM is advocating for inclusion of the PVA as requested by the USFWS. The Proponents are currently considering the inclusion of the PVA and are expected to provide their collective view on the matter by August 24, 2012.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On August 20, 2012, OSM, BIA and Cardno Entrix participated in a teleconference to discuss Section 106 consultation logistics. During the call it was agreed and clarified that OSM will be responsible for administering all Section 106 consultation requirements for the new mine area, the power plant site and the power transmission lines. OSM will coordinate closely with the BIA during this process. In the near future OSM will initiate close coordination with

the BLM regarding Section 106 consultation compliance for actions associated with Transmission Line Rights of Way renewals on BLM lands. OSM expects to distribute formal consultation request letters to all necessary contacts by early July 2012.

- Public participation requirements under Section 106 of the NHPA were completed concurrently with the Open House EIS scoping meetings that were held at nine locations in New Mexico, Colorado and Arizona, August 9 through August 18, 2012.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS

- BIA is currently discussing potential issue with an existing road. In addition, Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA in late August 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring Four Corners Power Plant (FCPP), located on the Navajo Nation, to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate

matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NO_x, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NO_x emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NO_x emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- The USFWS is awaiting a clearly defined description of Proposed Action, Action Area, and official request for T&E Species List from OSM. OSM current anticipates submitting the official T&E Species List request to the USFWS by the end of August 2012. Final determination of the action area will depend on the outcome of pending air emissions modeling being conducted by the project proponents.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination. .

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CURRENT EIS SCHEDULE

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Appeal period	10/30/14	



United States Department of the Interior
NATIONAL PARK SERVICE
Intermountain Region
12795 West Alameda Parkway
Lakewood, CO 80228



IN REPLY REFER TO:
IMR-NR
DEC-12/0075

Memorandum

To: Environmental Impact Statement Coordinator, Office of Surface Mining Reclamation and Enforcement, Western Region

From: Regional Director, National Park Service, Intermountain Region

Subject: Memorandum of Understanding; Cooperating Agency Relationship with Office of Surface Mining Reclamation and Enforcement, Bureau of Indian Affairs, Navajo Nation, Hopi Tribe, Bureau of Land Management, National Park Service, Fish and Wildlife Service, U.S. Army Corps of Engineers: Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval, and other Associated Actions Environmental Impact Statement. Transmittal for Signature

Enclosed are two copies of the subject Memorandum of Understanding (MOU) signed by the National Park Service (NPS). The MOU describes the responsibilities and procedures agreed to by NPS as a cooperating agency. We request that one copy of the MOU signed by all cooperating agencies be returned to NPS.

We appreciate the opportunity to serve as a cooperating agency and look forward to working with the other cooperators in preparation of the Environmental Impact Statement.

If you need any additional information, please contact John Reber, Energy Coordinator for the NPS Intermountain Region at 303-969-2418.

for John Wessels

Encl (2)

cc:

Tammy Whittington, Associate Regional Director, Resource Stewardship & Science and Science Advisor, NPS-IMR

Patrick Malone, Assistant Regional Director for Natural Resources, NPS-IMR

Chris Turk, Regional Environmental Coordinator, NPS-IMR
John Reber, Physical Science Resources Program Lead, NPS-IMR
Michael George, Air Resource Specialist, NPS-IMR
Carol McCoy, Chief, Air Resources Division, WASO-NRSS
Dave Steensen, Chief, Geologic Resources Division, WASO-NRSS
Jim Von Haden, Chaco Culture NP

MEMORANDUM OF UNDERSTANDING

BETWEEN

**OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT
BUREAU OF INDIAN AFFAIRS
NAVAJO NATION
HOPI TRIBE
BUREAU OF LAND MANAGEMENT
NATIONAL PARK SERVICE
FISH AND WILDLIFE SERVICE
U.S. ARMY CORPS OF ENGINEERS**

FOR THE

**Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease
Agreement Approval, and other Associated Actions
Environmental Impact Statement**

Date

1 INTRODUCTION AND PURPOSE

This Memorandum of Understanding (MOU) establishes a cooperating agency relationship between several Federal agencies and the Navajo Nation and Hopi Tribe, for the purpose of preparing an environmental impact statement (EIS) for decision actions associated with the proposed mining and reclamation permit application for the Navajo Pinabete Mine, the Four Corners Power Plant lease agreement approval and other associated actions (the proposed project). The companies involved with the proposed actions are the Arizona Public Service Company (APS), as operating agent and on behalf of the participant owners of the Four Corners Power Plant (FCPP); the Public Service Company of New Mexico (PNM) for associated rights-of-way renewal on the Navajo Reservation in San Juan, Sandoval, and McKinley Counties in New Mexico; and for the mine, BHP Navajo Coal Company (BNCC). Collectively, APS, PNM and BNCC are the project Proponents.

The existing power plant and ancillary facilities are located on an approximately 3600-acre parcel of Navajo Tribal trust lands, within the boundary of the Nenahnezad Chapter, approximately 30 miles southwest of Farmington in San Juan County in northwestern New Mexico.

BNCC plans to develop a new permit area, referred to as the Navajo Pinabete Mine within its existing Navajo Mine Lease. Located within the Navajo Reservation in San Juan County, southwest of Farmington, New Mexico, the development of the Navajo Pinabete Mine would supply coal to FCPP for approximately 23 years beginning July 7, 2016. The permit area for the Pinabete Mine would include previously permitted but undeveloped coal reserves in Area IV North of the Navajo Mine, and unpermitted and undeveloped coal reserves in a portion of Area IV South.

The proposed actions involve federal lease and permit approvals that, in this instance, require the completion of an EIS to analyze and disclose the potential effects of the project and alternatives on the environment. Several Federal agencies, in concert with the Navajo Nation, Hopi Tribe and project applicants, are involved and will be responsible for making decisions on certain elements of the proposed project. The Federal agencies with an action(s) are: the U.S. Department of the Interior (USDOI) Office of Surface Mining Reclamation and Enforcement (OSM), the USDOI Bureau of Indian Affairs (BIA), the USDOI Fish and Wildlife Service (FWS), U.S. Environmental Protection Agency (USEPA), USDOI Bureau of Land Management (BLM), and U.S. Army Corps of Engineers (USACE). The USDOI National Park Service (NPS) will participate as a cooperating agency because of its special expertise with regards to national park units. The Navajo Nation and the Hopi Tribe will also have actions to take. The responsibilities of each of these entities are as follows:

Lead Agency

- OSM is the lead agency and has regulatory authority for surface coal mining and reclamation operations on Indian lands.

Cooperating Agencies

- BIA Navajo Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Navajo Nation and consultation with the Navajo Nation as owners of the minerals. The BIA has responsibility for approving lease amendments and renewing rights-of-way for the FCPP.

- The Navajo Nation is the owner of both the surface and coal resources lying beneath Navajo Nation lands impacted by this MOU. The Navajo Nation is a sovereign Indian nation exercising exclusive and concurrent authorities and responsibilities relating to the development, administration and regulation of natural resource development activities within its jurisdiction, including certain regulatory authorities delegated by USEPA over air and water resources.
- FWS has the regulatory and responsibility, under the Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.), for the protection and recovery of Federally listed species; under the Fish and Wildlife Coordination Act, the FWS has responsibility under the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e (FWCA), as amended, which requires agencies to consult with the FWS "waters of any stream or other body of water are proposed or authorized, permitted or licensed to be impounded, diverted . . . or otherwise controlled or modified" by any agency under a Federal permit or license. Consultation is to be undertaken for the purpose of "preventing loss of and damage to wildlife resources." The FWCA authorizes the transfer of funds to the Fish and Wildlife Service to conduct related investigations.
- NPS is mandated to conserve national park resources and values, as established by the Organic Act and reaffirmed by the General Authorities Act and NPS Management Policies. The proposed project has the potential to affect several national park units including, but not limited to Mesa Verde National Park; Aztec Ruins, Yucca House, Hovenweep, Navajo, and Canyon de Chelly National Monuments; and Chaco Culture National Historical Park.
- BLM has regulatory authority for mining plans of operation.
- USACE has regulatory authority for Section 404 Clean Water Act Permitting.
- The Hopi Tribe is the owner of the surface over which one of the transmission lines servicing the FCPP traverses. Renewal of the right-of-way for this power line is one of the actions associated with the project.
- BIA Western Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Hopi Tribe and has responsibility for renewing the FCPP rights-of-way crossing Hopi lands.

A list of the MOU participants and their contact information is provided in Attachment A.

This MOU concerns early and ongoing coordination, and encourages the MOU participants to collaborate proactively in planning and finding solutions to help facilitate and expedite the process of developing and preparing the EIS. It establishes agreement regarding the roles and responsibilities of the lead and cooperating agencies.

The MOU does not specifically address all the notifications, coordination, and consultation that must take place between each specific agency and the Tribal governments. Such activities are conducted by each agency in accordance with its regulations, policies, and internal procedures. The framework of responsibilities and procedures set forth are those that normally would occur on Indian lands within a reservation boundary. The Federal agencies shall engage in government-to-government consultation with affected Indian tribes in accordance with applicable Federal statutes, regulations, and other authorities, including the National Historic Preservation Act, the American Indian Religious Freedom Act, Executive Order 13175 (Consultation and Coordination with Indian Tribal Governments), and Executive Order 13007

(Indian Sacred Sites). The cooperating agency relationship established here supplements and is subordinate to the government-to-government relationship between the Native American Tribal governments and the Federal agencies.

2 AUTHORITY

Although numerous other legal authorities are applicable to the Project, this MOU is entered into primarily under the following legal authorities:

- o National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370f)
- o National Historic Preservation Act of 1966 (16 U.S.C. 470)
- o Council on Environmental Quality, Regulations for Implementing the Procedural Provisions of NEPA (40 CFR 1500.1-1508.28)
- o Department of the Interior, Regulations for Implementing NEPA (43 C.F.R. Part 46)
- o Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.)
- o Surface Mining Control and Reclamation Act of 1977 (PL 95-87) and 30 CFR Chapter VII – Office of Surface Mining Reclamation and Enforcement, Department of the Interior (30 U.S.C. 1300 – 1309b)
- o 25 CFR – Indians (Subchapter H – Land & Water – Parts 162-169, Subchapter I – Energy and Minerals, and Subchapter L – Heritage Preservation) Part 211 – Responsibilities of BLM and OSMRE
- o Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 et. seq. as amended (PL 94-579)
- o Clean Water Act (33 U.S.C. 1344)
- o Navajo Code authorities under Navajo Clean Air, Clean Water, and Safe Drinking Water Acts and specific areas delegated to the Navajo Nation by EPA
- o Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.)
- o Fish and Wildlife Coordination Act (16 U.S.C. 661-667e)
- o National Park Service Organic Act of 1916 (16 U.S.C. §1)

3 AGENCY RESPONSIBILITIES

3.1 ROLES AND RESPONSIBILITIES

As stated, OSM is the lead Federal agency with the primary responsibility for preparation of the EIS. To assist OSM in preparing the EIS and associated activities, OSM will use the services of and provide direction to a third-party contractor, as a non-Federal representative. The OSM is responsible for the following:

- Providing points of contact. These contacts will be Marcelo Calle, EIS Coordinator, and Rick Williamson, overall EIS Manager.
- Coordinating exchange of information among OSM, the applicant (project proponents), and the EIS contractor.
- Establishing an interdisciplinary team as required by 40 CFR 1502.6 to oversee the environmental analysis.
- Ensuring full compliance of the EIS document in accordance with NEPA. OSM will ensure that all necessary consultation and coordination is performed with all Federal, Tribal, State, local governments, and private organizations under applicable laws, rules, regulations, and executive orders.
- Continuing to coordinate with the cooperating agencies and the DOI Office of Environmental Policy and Compliance throughout the preparation of the EIS, to ensure the document meets the agencies' NEPA requirements, particularly during scoping and the impact analyses, in order to accurately assess the preferred alternative and identify areas that require clarification, and to avoid, mitigate, or otherwise address impacts on the Tribal trust resources.
- Inviting the cooperating agencies to attend meetings with the project proponents, Federal, State, Tribal, regional, local agencies, and other groups (e.g., they may participate in discussions on the proposed action and on special or critical resource needs) related to the proposed project.
- Providing copies of correspondence pertaining to the proposed project to cooperating agencies.
- Selecting the preferred action alternative for the EIS in coordination with the cooperating agencies.
- Establishing a detailed schedule, in coordination with the cooperating agencies, indicating key milestones and associated actions needed from the cooperating agencies. OSM will attempt to complete the NEPA process within the time frames specified in the schedule, subject to extensions due to incompleteness of necessary data and other information submitted by the project proponents (or applicants contractors or designated representatives), changes in scope of the project, or other conditions beyond OSM's control. An estimated schedule is provided in Attachment B.

- Cooperating in establishing mutually agreeable schedule adjustments if changes to the schedule (Attachment B) are required.
- Assuming responsibility, with assistance from the EIS contractor, for design, organization, preparation, and maintenance of the administrative record for the project and maintaining OSM's official case file for the project. OSM will provide a list of the pertinent documents, in chronological order, for the cooperating agencies' records.
- Providing the cooperating agencies with opportunities to review and comment on the preliminary administrative Draft EIS and preliminary administrative Final EIS. The cooperating agencies intend to provide comments to OSM within 45 days of receipt of each document requiring review. The OSM will consider the comments from cooperating agencies; however, OSM will make the final decision with regard to the content of the EIS and how the data are presented. OSM, with assistance from the EIS contractor, will incorporate any comments and changes it deems necessary in the Draft EIS.
- Receiving all comments on the Draft EIS resulting from either agency or public review and comment periods. The OSM will formulate responses to comments and will request assistance from cooperating agencies on those comments that concern the respective agencies' areas of expertise and jurisdictional responsibilities.
- Consulting with and keeping the cooperating agencies informed of EIS progress and of additional data needs.
- Providing necessary personnel and other resources to complete their responsibilities in a timely and professional fashion.
- Leading and facilitating any meetings between OSM, the project proponents, the EIS contractor, the cooperating agencies, and regional and local agencies.
- Leading and facilitating public meetings with assistance from the Navajo Nation Minerals Department.
- Treating all information that is submitted to the OSM as public information, and subject to access via the Freedom of Information Act (FOIA) and Privacy Act, unless otherwise exempt or requested as being "confidential" by the project proponents or Cooperating Agencies and consistent with FOIA, Privacy Act, or other applicable statutory, standards and requirements. Such "confidential" information shall be clearly marked as such by the project proponents or Cooperating Agencies to facilitate its segregation and protection against disclosure.

- Working with the cooperating agencies to ensure that the EIS content is consistent with specific program and agency requirements, thus allowing all agencies the ability to issue either a joint Record of Decision or a separate Record of Decision for their agency's actions associated with the project.

In addition, OSM will act as the Federal lead agency for the purpose of complying with Section 106 of the National Historic Preservation Act (NHPA), and Section 7 of the Endangered Species Act.

3.2 COOPERATING AGENCIES' RESPONSIBILITIES

The cooperating agencies are responsible for the following:

- Providing a point of contact for coordinating activities agreed upon in the MOU.
- Cooperating with efforts of OSM pursuant to this MOU and devoting appropriate staff resources to the scoping and Draft EIS preparation efforts. At the discretion of the agency, granting applicable permits or rights-of-way to obtain environmental and other information needed to develop the EIS.
- Determining whether the EIS is adequate for assessing potential impacts, making a decision on whether to issue authorization, and identifying adequate mitigating measures to minimize potential impacts of the project to the extent practical.
- Attending, or participating via conference call, when possible, the interdisciplinary team meetings, which will be held in Denver, Farmington, or Albuquerque.
- Striving to meet the schedule established by OSM in coordination with the cooperating agencies (Attachment B).
- Developing needed information and meeting due dates assigned for producing available data needed for this process.
- Participating in the scoping and attending scoping meetings, to be held in New Mexico, Colorado and Arizona.
- Meeting due dates assigned for reviewing and providing comments on documents.
- Assisting OSM in successfully fulfilling its role as Federal lead for National Historic Preservation Act (NHPA) Section 106 compliance by providing timely review, comments, and execution of a Programmatic Agreement for the protection of cultural resources.
- Notifying the lead Federal agency of FOIA requests received.

Specific to the Navajo Nation, the Navajo Nation is responsible for the following:

- Establishing a single point of contact for involved Navajo Nation offices for all matters relating to the environmental analysis and EIS preparation.

- Maintaining Navajo Nation's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of Navajo Nation Chapters and Townships are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Navajo Nation to OSM for the EIS.

Specific to the Hopi Tribe, the Hopi Tribe Nation is responsible for the following:

- Establishing a single point of contact for involved Hopi Tribe offices for all matters relating to the environmental analysis and EIS preparation.
- Maintaining Hopi Tribe's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of local communities are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Hopi Tribe to OSM for the EIS.

Specific to the BIA, the BIA is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with: 1) approval of lease amendments; 2) all right-of-way renewal actions including transmission lines crossing tribal lands; and 3) coal combustion residue disposal.

Specific to the BLM, the BLM is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with the proposed mining plan for the Navajo Pinabete Mine.

Specific to the USACE, the USACE is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with Section 404 Clean Water Act permitting for the Navajo Pinabete Mine.

Specific to the FWS, the FWS is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e); and the

lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary avoidance and minimization measures associated Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.).

Specific to the NPS, the NPS is responsible for the following:

- Working as a cooperating agency to ensure that impacts to national park resources and values are properly analyzed and presented in the DEIS based on analyses performed by the lead agency and other available data. If the NPS determines that direct, indirect or cumulative impacts could result to national park resources and other values, the NPS will work with the lead agency and other cooperators in developing strategies to mitigate those impacts and to monitor the effectiveness of those measures. National park resources and values of concern include park air quality, air quality related values (like visibility), wildlife, water resources, night skies, geologic resources, soils, natural sounds, and cultural resources. Under the NPS Organic Act and other statutes, like the Clean Air Act and the Surface Mining Control and Reclamation Act, special protections attach to units of the National Park System. The NPS will alert the lead agency if it appears that the project could trigger the park protection provisions of these statutes, including the section 522(e) prohibitions of the Surface Mining Control and Reclamation Act.

3.3 ADMINISTRATION

- Modifications to this MOU may be proposed by the OSM or the cooperating agencies, and will become effective upon the mutual agreement of all participants in the MOU. Changes to this MOU must be initialed and dated on each replacement page by an authorized official of each agency.
- Any party may withdraw from this MOU after thirty (30) days written notice to the other parties of the intention to do so.
- Nothing in this agreement will be construed as limiting or affecting in any way the authority or responsibility of the lead or cooperating agencies to perform within their authority. Nothing in this MOU shall require any of the Parties to perform beyond its respective authority.
- Specific to USEPA, under Section 309 of the Clean Air Act, USEPA publicly evaluates the completeness and adequacy of EISs prepared by other Federal agencies and, if it finds a proposed project environmentally unsatisfactory from the standpoint of public health or welfare, or environmental quality, refers the matter to the Council on Environmental Quality. Participation in this MOU does not abridge this right to independent review of the Draft and Final EISs by USEPA, pursuant to their authority under NEPA and Section 309 of the Clean Air Act.
- This MOU will become effective upon the signature date of all participants.

- This MOU is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by a party against the United States, its agencies, its officers, or any person.
- Each participant retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of this MOU.
- Participation in this MOU does not imply endorsement of the proposed project.
- If a disagreement should develop between the participants of this MOU, or between the signatories and any cooperating agency that is not a signatory to this MOU, all parties shall make good faith efforts to expeditiously attempt to resolve the disagreement so as to avoid delay in preparing the EIS and, consequently, delay in the project. If a dispute arises, the MOU participants agree to meet and confer within ten (10) calendar days of notification by the aggrieved participant.
- The Cooperators acknowledge that any information furnished to any other Party under this instrument may become part of the administrative record. Likewise, information furnished to other Parties may be subject to the requirements of FOIA, or equivalent tribal open records laws, and other Federal or Tribal statutes. Consistent with applicable law, the Cooperators agree not to release these materials to individuals other than the participants to this MOU. In the event a release of materials is required under Federal or Tribal law, the releasing party agrees to provide advance notice to the party who provided the material.
- The participants agree not to utilize any individual or organization for activities undertaken under this MOU, including officials, employees, or third party contractors, having a direct financial interest in the outcome of the proposed project. This instrument in no way restricts the MOU participants from participating in similar activities with other public or private agencies, organizations, and individuals.
- During the performance of this MOU, the lead and cooperating Federal agencies agree to abide by the terms of Executive Order 11246 on nondiscrimination and will not discriminate against any person because of race, color, religion, sex, or national origin.
- This MOU cannot be used to obligate or commit funds in excess of authorization and appropriations available or as the basis for the transfer of funds. All provisions in this MOU are subject to the availability of funds.
- The MOU will expire upon the issuance of the NOA for the FEIS in the Federal Register.
- Parties may renew the MOU upon the written agreement of all willing parties.

SIGNATURES

FOR Office of Surface Mining Reclamation and Enforcement

Allen D. Klein, Regional Director, Western Region

Date

FOR Bureau of Indian Affairs
Navajo Regional Office

Sharon Pinto, Regional Director

Date

FOR Bureau of Indian Affairs
Western Regional Office

Bryan Bowker, Regional Director

Date

FOR Navajo Nation

Honorable Ben Shelly, President

Date

FOR Hopi Tribe

Honorable LeRoy N. Shingoitewa, Chairman

Date

FOR Bureau of Land Management
New Mexico State Office

Jesse Juen, State Director

Date

FOR US Army Corps of Engineers
Albuquerque District

Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

Date

FOR Fish and Wildlife Service
New Mexico Ecological Services Office

Wally Murphy
NMESFO Field Supervisor

Date

FOR National Park Service
Intermountain Region

for *Yvonne H. Jones*
John Wessels, Regional Director

8/21/12
Date

**ATTACHMENT A
LIST OF PARTICIPANTS – NAVAJO PINABETE MINE-FOUR CORNERS POWER PLANT
EIS**

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Bureau of Land Management, Farmington Field Office

Joe Galuzzi or Shannon Hoefeler
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National Park Service, Intermountain Region

John Reber

Physical Resources Program Manager and Regional Energy Coordinator

National Park Service

Intermountain Regional Office

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ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	March 2012
NOI published in Federal Register	July 2012
Public scoping period begins	July 2012
Public scoping period ends	September 2012
PDEIS submitted to OSM for review/comment	January 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
OSM/Cooperating Agency Review of PFEIS ends	July 2014
NOA for FEIS in Federal Register	August 2014



Contact: Erny Zah
Director of Communications

Cell: (928) 380-0771

navajonationpress@navajo-nsn.gov

For Immediate Release
August 10, 2012

Navajo President Shelly Offers Statement Regarding BART Ruling

WINDOW ROCK, Ariz. – Navajo Nation President Ben Shelly offered the following statement about the U.S. Environmental Protection Agency’s rule to reduce has at Four Corner’s Power Plant released earlier this week.

“ The US EPA’s Best Available Retrofit Technology decision for Four Corners Power Plant does not deliver what the Navajo Nation recommended in our comments to the proposed rule. The Navajo Nation’s position is that Low NOx Burners and Separated Over-Fire Air should be the BART for Four Corners Power Plant.

The U.S. EPA’s decision reflects a counter-proposal (i.e. Alternative Emissions Control Strategy) developed by Arizona Public Service without Navajo Nation input. This U.S. EPA decision continues to impact the Navajo Nation in the way of lost revenue due to the reduced use of Navajo coal. The closure of Mohave Generating Station in 2005 curtailed the use of Navajo coal and caused a \$10 million annual reduction since 2006 in coal royalty payments to the Navajo Nation.

The imminent shutdown of units 1, 2, and 3 and the installation of Selective Catalytic Reduction technology, the highest cost emissions controls, on units 4 and 5 will cause a reduction in Navajo coal usage at Four Corners Power Plant, and this will result in the additional loss of up to \$16 million dollars a year in revenue to the Navajo Nation starting in 2013.

We will not know the total visibility improvements associated with this decision until 2020.

U.S. EPA will propose BART for Navajo Generating Station by September 30, 2012 and we have strongly recommended that Low NOx Burners/SOFA be BART for NGS.”

###



United States Department of the Interior
NATIONAL PARK SERVICE
Intermountain Region
12795 West Alameda Parkway
Lakewood, CO 80228



IN REPLY REFER TO:
IMR-NR
DEC-12/0075

Memorandum

To: Environmental Impact Statement Coordinator, Office of Surface Mining Reclamation and Enforcement, Western Region

From: Regional Director, National Park Service, Intermountain Region

Subject: Memorandum of Understanding; Cooperating Agency Relationship with Office of Surface Mining Reclamation and Enforcement, Bureau of Indian Affairs, Navajo Nation, Hopi Tribe, Bureau of Land Management, National Park Service, Fish and Wildlife Service, U.S. Army Corps of Engineers: Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval, and other Associated Actions Environmental Impact Statement. Transmittal for Signature

Enclosed are two copies of the subject Memorandum of Understanding (MOU) signed by the National Park Service (NPS). The MOU describes the responsibilities and procedures agreed to by NPS as a cooperating agency. We request that one copy of the MOU signed by all cooperating agencies be returned to NPS.

We appreciate the opportunity to serve as a cooperating agency and look forward to working with the other cooperators in preparation of the Environmental Impact Statement.

If you need any additional information, please contact John Reber, Energy Coordinator for the NPS Intermountain Region at 303-969-2418.

for John Wessels

Encl (2)

cc:

Tammy Whittington, Associate Regional Director, Resource Stewardship & Science and Science Advisor, NPS-IMR

Patrick Malone, Assistant Regional Director for Natural Resources, NPS-IMR

Chris Turk, Regional Environmental Coordinator, NPS-IMR
John Reber, Physical Science Resources Program Lead, NPS-IMR
Michael George, Air Resource Specialist, NPS-IMR
Carol McCoy, Chief, Air Resources Division, WASO-NRSS
Dave Steensen, Chief, Geologic Resources Division, WASO-NRSS
Jim Von Haden, Chaco Culture NP

MEMORANDUM OF UNDERSTANDING

BETWEEN

**OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT
BUREAU OF INDIAN AFFAIRS
NAVAJO NATION
HOPI TRIBE
BUREAU OF LAND MANAGEMENT
NATIONAL PARK SERVICE
FISH AND WILDLIFE SERVICE
U.S. ARMY CORPS OF ENGINEERS**

FOR THE

**Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease
Agreement Approval, and other Associated Actions
Environmental Impact Statement**

Date

1 INTRODUCTION AND PURPOSE

This Memorandum of Understanding (MOU) establishes a cooperating agency relationship between several Federal agencies and the Navajo Nation and Hopi Tribe, for the purpose of preparing an environmental impact statement (EIS) for decision actions associated with the proposed mining and reclamation permit application for the Navajo Pinabete Mine, the Four Corners Power Plant lease agreement approval and other associated actions (the proposed project). The companies involved with the proposed actions are the Arizona Public Service Company (APS), as operating agent and on behalf of the participant owners of the Four Corners Power Plant (FCPP); the Public Service Company of New Mexico (PNM) for associated rights-of-way renewal on the Navajo Reservation in San Juan, Sandoval, and McKinley Counties in New Mexico; and for the mine, BHP Navajo Coal Company (BNCC). Collectively, APS, PNM and BNCC are the project Proponents.

The existing power plant and ancillary facilities are located on an approximately 3600-acre parcel of Navajo Tribal trust lands, within the boundary of the Nenahnezad Chapter, approximately 30 miles southwest of Farmington in San Juan County in northwestern New Mexico.

BNCC plans to develop a new permit area, referred to as the Navajo Pinabete Mine within its existing Navajo Mine Lease. Located within the Navajo Reservation in San Juan County, southwest of Farmington, New Mexico, the development of the Navajo Pinabete Mine would supply coal to FCPP for approximately 23 years beginning July 7, 2016. The permit area for the Pinabete Mine would include previously permitted but undeveloped coal reserves in Area IV North of the Navajo Mine, and unpermitted and undeveloped coal reserves in a portion of Area IV South.

The proposed actions involve federal lease and permit approvals that, in this instance, require the completion of an EIS to analyze and disclose the potential effects of the project and alternatives on the environment. Several Federal agencies, in concert with the Navajo Nation, Hopi Tribe and project applicants, are involved and will be responsible for making decisions on certain elements of the proposed project. The Federal agencies with an action(s) are: the U.S. Department of the Interior (USDOI) Office of Surface Mining Reclamation and Enforcement (OSM), the USDOI Bureau of Indian Affairs (BIA), the USDOI Fish and Wildlife Service (FWS), U.S. Environmental Protection Agency (USEPA), USDOI Bureau of Land Management (BLM), and U.S. Army Corps of Engineers (USACE). The USDOI National Park Service (NPS) will participate as a cooperating agency because of its special expertise with regards to national park units. The Navajo Nation and the Hopi Tribe will also have actions to take. The responsibilities of each of these entities are as follows:

Lead Agency

- OSM is the lead agency and has regulatory authority for surface coal mining and reclamation operations on Indian lands.

Cooperating Agencies

- BIA Navajo Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Navajo Nation and consultation with the Navajo Nation as owners of the minerals. The BIA has responsibility for approving lease amendments and renewing rights-of-way for the FCPP.

- The Navajo Nation is the owner of both the surface and coal resources lying beneath Navajo Nation lands impacted by this MOU. The Navajo Nation is a sovereign Indian nation exercising exclusive and concurrent authorities and responsibilities relating to the development, administration and regulation of natural resource development activities within its jurisdiction, including certain regulatory authorities delegated by USEPA over air and water resources.
- FWS has the regulatory and responsibility, under the Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.), for the protection and recovery of Federally listed species; under the Fish and Wildlife Coordination Act, the FWS has responsibility under the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e (FWCA), as amended, which requires agencies to consult with the FWS "waters of any stream or other body of water are proposed or authorized, permitted or licensed to be impounded, diverted . . . or otherwise controlled or modified" by any agency under a Federal permit or license. Consultation is to be undertaken for the purpose of "preventing loss of and damage to wildlife resources." The FWCA authorizes the transfer of funds to the Fish and Wildlife Service to conduct related investigations.
- NPS is mandated to conserve national park resources and values, as established by the Organic Act and reaffirmed by the General Authorities Act and NPS Management Policies. The proposed project has the potential to affect several national park units including, but not limited to Mesa Verde National Park; Aztec Ruins, Yucca House, Hovenweep, Navajo, and Canyon de Chelly National Monuments; and Chaco Culture National Historical Park.
- BLM has regulatory authority for mining plans of operation.
- USACE has regulatory authority for Section 404 Clean Water Act Permitting.
- The Hopi Tribe is the owner of the surface over which one of the transmission lines servicing the FCPP traverses. Renewal of the right-of-way for this power line is one of the actions associated with the project.
- BIA Western Region represents the Secretary of the Interior in the Federal Indian trust relationship with the Hopi Tribe and has responsibility for renewing the FCPP rights-of-way crossing Hopi lands.

A list of the MOU participants and their contact information is provided in Attachment A.

This MOU concerns early and ongoing coordination, and encourages the MOU participants to collaborate proactively in planning and finding solutions to help facilitate and expedite the process of developing and preparing the EIS. It establishes agreement regarding the roles and responsibilities of the lead and cooperating agencies.

The MOU does not specifically address all the notifications, coordination, and consultation that must take place between each specific agency and the Tribal governments. Such activities are conducted by each agency in accordance with its regulations, policies, and internal procedures. The framework of responsibilities and procedures set forth are those that normally would occur on Indian lands within a reservation boundary. The Federal agencies shall engage in government-to-government consultation with affected Indian tribes in accordance with applicable Federal statutes, regulations, and other authorities, including the National Historic Preservation Act, the American Indian Religious Freedom Act, Executive Order 13175 (Consultation and Coordination with Indian Tribal Governments), and Executive Order 13007

(Indian Sacred Sites). The cooperating agency relationship established here supplements and is subordinate to the government-to-government relationship between the Native American Tribal governments and the Federal agencies.

2 AUTHORITY

Although numerous other legal authorities are applicable to the Project, this MOU is entered into primarily under the following legal authorities:

- National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370f)
- National Historic Preservation Act of 1966 (16 U.S.C. 470)
- Council on Environmental Quality, Regulations for Implementing the Procedural Provisions of NEPA (40 CFR 1500.1-1508.28)
- Department of the Interior, Regulations for Implementing NEPA (43 C.F.R. Part 46)
- Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 et seq.)
- Surface Mining Control and Reclamation Act of 1977 (PL 95-87) and 30 CFR Chapter VII – Office of Surface Mining Reclamation and Enforcement, Department of the Interior (30 U.S.C. 1300 – 1309b)
- 25 CFR – Indians (Subchapter H – Land & Water – Parts 162-169, Subchapter I – Energy and Minerals, and Subchapter L – Heritage Preservation) Part 211 – Responsibilities of BLM and OSMRE
- Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 et. seq. as amended (PL 94-579)
- Clean Water Act (33 U.S.C. 1344)
- Navajo Code authorities under Navajo Clean Air, Clean Water, and Safe Drinking Water Acts and specific areas delegated to the Navajo Nation by EPA
- Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.)
- Fish and Wildlife Coordination Act (16 U.S.C. 661-667e)
- National Park Service Organic Act of 1916 (16 U.S.C. §1)

3 AGENCY RESPONSIBILITIES

3.1 ROLES AND RESPONSIBILITIES

As stated, OSM is the lead Federal agency with the primary responsibility for preparation of the EIS. To assist OSM in preparing the EIS and associated activities, OSM will use the services of and provide direction to a third-party contractor, as a non-Federal representative. The OSM is responsible for the following:

- Providing points of contact. These contacts will be Marcelo Calle, EIS Coordinator, and Rick Williamson, overall EIS Manager.
- Coordinating exchange of information among OSM, the applicant (project proponents), and the EIS contractor.
- Establishing an interdisciplinary team as required by 40 CFR 1502.6 to oversee the environmental analysis.
- Ensuring full compliance of the EIS document in accordance with NEPA. OSM will ensure that all necessary consultation and coordination is performed with all Federal, Tribal, State, local governments, and private organizations under applicable laws, rules, regulations, and executive orders.
- Continuing to coordinate with the cooperating agencies and the DOI Office of Environmental Policy and Compliance throughout the preparation of the EIS, to ensure the document meets the agencies' NEPA requirements, particularly during scoping and the impact analyses, in order to accurately assess the preferred alternative and identify areas that require clarification, and to avoid, mitigate, or otherwise address impacts on the Tribal trust resources.
- Inviting the cooperating agencies to attend meetings with the project proponents, Federal, State, Tribal, regional, local agencies, and other groups (e.g., they may participate in discussions on the proposed action and on special or critical resource needs) related to the proposed project.
- Providing copies of correspondence pertaining to the proposed project to cooperating agencies.
- Selecting the preferred action alternative for the EIS in coordination with the cooperating agencies.
- Establishing a detailed schedule, in coordination with the cooperating agencies, indicating key milestones and associated actions needed from the cooperating agencies. OSM will attempt to complete the NEPA process within the time frames specified in the schedule, subject to extensions due to incompleteness of necessary data and other information submitted by the project proponents (or applicants contractors or designated representatives), changes in scope of the project, or other conditions beyond OSM's control. An estimated schedule is provided in Attachment B.

- Cooperating in establishing mutually agreeable schedule adjustments if changes to the schedule (Attachment B) are required.
 - Assuming responsibility, with assistance from the EIS contractor, for design, organization, preparation, and maintenance of the administrative record for the project and maintaining OSM's official case file for the project. OSM will provide a list of the pertinent documents, in chronological order, for the cooperating agencies' records.
 - Providing the cooperating agencies with opportunities to review and comment on the preliminary administrative Draft EIS and preliminary administrative Final EIS. The cooperating agencies intend to provide comments to OSM within 45 days of receipt of each document requiring review. The OSM will consider the comments from cooperating agencies; however, OSM will make the final decision with regard to the content of the EIS and how the data are presented. OSM, with assistance from the EIS contractor, will incorporate any comments and changes it deems necessary in the Draft EIS.
 - Receiving all comments on the Draft EIS resulting from either agency or public review and comment periods. The OSM will formulate responses to comments and will request assistance from cooperating agencies on those comments that concern the respective agencies' areas of expertise and jurisdictional responsibilities.
-
- Consulting with and keeping the cooperating agencies informed of EIS progress and of additional data needs.
 - Providing necessary personnel and other resources to complete their responsibilities in a timely and professional fashion.
 - Leading and facilitating any meetings between OSM, the project proponents, the EIS contractor, the cooperating agencies, and regional and local agencies.
 - Leading and facilitating public meetings with assistance from the Navajo Nation Minerals Department.
 - Treating all information that is submitted to the OSM as public information, and subject to access via the Freedom of Information Act (FOIA) and Privacy Act, unless otherwise exempt or requested as being "confidential" by the project proponents or Cooperating Agencies and consistent with FOIA, Privacy Act, or other applicable statutory, standards and requirements. Such "confidential" information shall be clearly marked as such by the project proponents or Cooperating Agencies to facilitate its segregation and protection against disclosure.

- Working with the cooperating agencies to ensure that the EIS content is consistent with specific program and agency requirements, thus allowing all agencies the ability to issue either a joint Record of Decision or a separate Record of Decision for their agency's actions associated with the project.

In addition, OSM will act as the Federal lead agency for the purpose of complying with Section 106 of the National Historic Preservation Act (NHPA), and Section 7 of the Endangered Species Act.

3.2 COOPERATING AGENCIES' RESPONSIBILITIES

The cooperating agencies are responsible for the following:

- Providing a point of contact for coordinating activities agreed upon in the MOU.
- Cooperating with efforts of OSM pursuant to this MOU and devoting appropriate staff resources to the scoping and Draft EIS preparation efforts. At the discretion of the agency, granting applicable permits or rights-of-way to obtain environmental and other information needed to develop the EIS.
- Determining whether the EIS is adequate for assessing potential impacts, making a decision on whether to issue authorization, and identifying adequate mitigating measures to minimize potential impacts of the project to the extent practical.
- Attending, or participating via conference call, when possible, the interdisciplinary team meetings, which will be held in Denver, Farmington, or Albuquerque.
- Striving to meet the schedule established by OSM in coordination with the cooperating agencies (Attachment B).
- Developing needed information and meeting due dates assigned for producing available data needed for this process.
- Participating in the scoping and attending scoping meetings, to be held in New Mexico, Colorado and Arizona.
- Meeting due dates assigned for reviewing and providing comments on documents.
- Assisting OSM in successfully fulfilling its role as Federal lead for National Historic Preservation Act (NHPA) Section 106 compliance by providing timely review, comments, and execution of a Programmatic Agreement for the protection of cultural resources.
- Notifying the lead Federal agency of FOIA requests received.

Specific to the Navajo Nation, the Navajo Nation is responsible for the following:

- Establishing a single point of contact for involved Navajo Nation offices for all matters relating to the environmental analysis and EIS preparation.

- Maintaining Navajo Nation's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of Navajo Nation Chapters and Townships are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Navajo Nation to OSM for the EIS.

Specific to the Hopi Tribe, the Hopi Tribe Nation is responsible for the following:

- Establishing a single point of contact for involved Hopi Tribe offices for all matters relating to the environmental analysis and EIS preparation.
- Maintaining Hopi Tribe's official project case files, including the chronological list of case file documents that are provided to OSM.
- Ensuring that its review comments and those of local communities are adequately reflected in the EIS.
- Working cooperatively with OSM to resolve any disputes that may develop over the analysis and/or recommendations provided by the Hopi Tribe to OSM for the EIS.

Specific to the BIA, the BIA is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with: 1) approval of lease amendments; 2) all right-of-way renewal actions including transmission lines crossing tribal lands; and 3) coal combustion residue disposal.

Specific to the BLM, the BLM is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impact analysis, including cumulative impacts, and any necessary impact mitigation associated with the proposed mining plan for the Navajo Pinabete Mine.

Specific to the USACE, the USACE is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with Section 404 Clean Water Act permitting for the Navajo Pinabete Mine.

Specific to the FWS, the FWS is responsible for the following:

- Being the lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary impact mitigation associated with the Fish and Wildlife Coordination Act (16 U.S.C. 661-667e); and the

lead review agency for review of baseline information, alternatives analysis, impacts analysis, including cumulative impacts, and any necessary avoidance and minimization measures associated Endangered Species Act (ESA; 7 U.S.C. § 136, 16 U.S.C. § 1531 et seq.).

Specific to the NPS, the NPS is responsible for the following:

- Working as a cooperating agency to ensure that impacts to national park resources and values are properly analyzed and presented in the DEIS based on analyses performed by the lead agency and other available data. If the NPS determines that direct, indirect or cumulative impacts could result to national park resources and other values, the NPS will work with the lead agency and other cooperators in developing strategies to mitigate those impacts and to monitor the effectiveness of those measures. National park resources and values of concern include park air quality, air quality related values (like visibility), wildlife, water resources, night skies, geologic resources, soils, natural sounds, and cultural resources. Under the NPS Organic Act and other statutes, like the Clean Air Act and the Surface Mining Control and Reclamation Act, special protections attach to units of the National Park System. The NPS will alert the lead agency if it appears that the project could trigger the park protection provisions of these statutes, including the section 522(e) prohibitions of the Surface Mining Control and Reclamation Act.

3.3 ADMINISTRATION

- Modifications to this MOU may be proposed by the OSM or the cooperating agencies, and will become effective upon the mutual agreement of all participants in the MOU. Changes to this MOU must be initialed and dated on each replacement page by an authorized official of each agency.
- Any party may withdraw from this MOU after thirty (30) days written notice to the other parties of the intention to do so.
- Nothing in this agreement will be construed as limiting or affecting in any way the authority or responsibility of the lead or cooperating agencies to perform within their authority. Nothing in this MOU shall require any of the Parties to perform beyond its respective authority.
- Specific to USEPA, under Section 309 of the Clean Air Act, USEPA publicly evaluates the completeness and adequacy of EISs prepared by other Federal agencies and, if it finds a proposed project environmentally unsatisfactory from the standpoint of public health or welfare, or environmental quality, refers the matter to the Council on Environmental Quality. Participation in this MOU does not abridge this right to independent review of the Draft and Final EISs by USEPA, pursuant to their authority under NEPA and Section 309 of the Clean Air Act.
- This MOU will become effective upon the signature date of all participants.

- This MOU is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by a party against the United States, its agencies, its officers, or any person.
- Each participant retains all immunities and defenses provided by law with respect to any action based on or occurring as a result of this MOU.
- Participation in this MOU does not imply endorsement of the proposed project.
- If a disagreement should develop between the participants of this MOU, or between the signatories and any cooperating agency that is not a signatory to this MOU, all parties shall make good faith efforts to expeditiously attempt to resolve the disagreement so as to avoid delay in preparing the EIS and, consequently, delay in the project. If a dispute arises, the MOU participants agree to meet and confer within ten (10) calendar days of notification by the aggrieved participant.
- The Cooperators acknowledge that any information furnished to any other Party under this instrument may become part of the administrative record. Likewise, information furnished to other Parties may be subject to the requirements of FOIA, or equivalent tribal open records laws, and other Federal or Tribal statutes. Consistent with applicable law, the Cooperators agree not to release these materials to individuals other than the participants to this MOU. In the event a release of materials is required under Federal or Tribal law, the releasing party agrees to provide advance notice to the party who provided the material.
- The participants agree not to utilize any individual or organization for activities undertaken under this MOU, including officials, employees, or third party contractors, having a direct financial interest in the outcome of the proposed project. This instrument in no way restricts the MOU participants from participating in similar activities with other public or private agencies, organizations, and individuals.
- During the performance of this MOU, the lead and cooperating Federal agencies agree to abide by the terms of Executive Order 11246 on nondiscrimination and will not discriminate against any person because of race, color, religion, sex, or national origin.
- This MOU cannot be used to obligate or commit funds in excess of authorization and appropriations available or as the basis for the transfer of funds. All provisions in this MOU are subject to the availability of funds.
- The MOU will expire upon the issuance of the NOA for the FEIS in the Federal Register.
- Parties may renew the MOU upon the written agreement of all willing parties.

SIGNATURES

FOR Office of Surface Mining Reclamation and Enforcement

Allen D. Klein, Regional Director, Western Region

Date

FOR Bureau of Indian Affairs
Navajo Regional Office

Sharon Pinto, Regional Director

Date

FOR Bureau of Indian Affairs
Western Regional Office

Bryan Bowker, Regional Director

Date

FOR Navajo Nation

Honorable Ben Shelly, President

Date

FOR Hopi Tribe

Honorable LeRoy N. Shingoitewa, Chairman

Date

FOR Bureau of Land Management
New Mexico State Office

Jesse Juen, State Director

Date

FOR US Army Corps of Engineers
Albuquerque District

Antoinette R. Gant
Lieutenant Colonel, U.S. Army
District Commander

Date

FOR Fish and Wildlife Service
New Mexico Ecological Services Office

Wally Murphy
NMESFO Field Supervisor

Date

FOR National Park Service
Intermountain Region

John Wessels
for John Wessels, Regional Director

8/21/12
Date

**ATTACHMENT A
LIST OF PARTICIPANTS – NAVAJO PINABETE MINE-FOUR CORNERS POWER PLANT
EIS**

Office of Surface Mining Reclamation and Enforcement

Marcelo Calle (EIS Coordinator), and Rick Williamson (overall EIS Manager)
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Program Support Division, Western Region
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Rick: 303-293-5047 (rwilliamson@osmre.gov)

Bureau of Indian Affairs, Navajo Region

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Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and
Regional Environmental Protection Officer
Bureau of Indian Affairs
Western Region
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Bureau of Indian Affairs, Hopi Agency (Western Region Alternate)

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The Navajo Nation

Office of the President and Vice President

Michele Morris, Executive Staff Assistant

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Harrison Tsosie, Attorney General

Navajo Nation Department of Justice

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Navajo Nation, Division of Natural Resources

Frederick H. White, Executive Director

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Hopi Tribe

Clayton Honyumtewa, Manager
Hopi Department of Natural Resources
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Bureau of Land Management, Farmington Field Office

Joe Galuzzi or Shannon Hoefeler
Bureau of Land Management
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U.S. Army Corps of Engineers

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Fish and Wildlife Service, New Mexico Ecological Services Office

Sharon Whitmore
Assistant Director
San Juan River Recovery Implementation Program
New Mexico Ecological Services Field Office
United States Fish and Wildlife Service
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National Park Service, Intermountain Region

John Reber

Physical Resources Program Manager and Regional Energy Coordinator

National Park Service

Intermountain Regional Office

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Lakewood, CO 80228

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ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	March 2012
NOI published in Federal Register	July 2012
Public scoping period begins	July 2012
Public scoping period ends	September 2012
PDEIS submitted to OSM for review/comment	January 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
OSM/Cooperating Agency Review of PFEIS ends	July 2014
NOA for FEIS in Federal Register	August 2014



United States Department of the Interior

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050



NM-0042-A-S-01

January 15, 2014

Mr. David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

**RE: Four Corners Power Plant and Navajo Mine Energy Project Preliminary Draft
Environmental Impact Statement for Your Review**

Dear Mr. Sire:

Per Mr. Stephen R. Spencer's request please find enclosed one (1) CD-ROM containing the Preliminary Draft Environmental Impact Statement (PDEIS) for the Four Corners Power Plant and Navajo Mine Energy Project. The Office of Surface Mining Reclamation and Enforcement (OSM) is submitting this document for your review prior to publication of the Draft EIS. If you would like to see specific supporting information or referenced documents used to prepare the PDEIS, they will be made available upon request.

Please submit your comments on the PDEIS and all requests for supporting information or referenced documents to Marcelo Calle (mcalle@osmre.gov) on or before February 7, 2014. All comments on the PDEIS should be submitted using the PDEIS Review Comment Form included on the CD-ROM.

Sincerely,

Marcelo Calle
Office of Surface Mining Reclamation and Enforcement
1999 Broadway, Suite 3320
Denver, Colorado 80202

Cc: Mr. Stephen R. Spencer, DOI - OEPC

Mr. Stephen R. Spencer
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104

MEMORANDUM OF UNDERSTANDING

BETWEEN

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

BUREAU OF INDIAN AFFAIRS

NAVAJO NATION

HOPI TRIBE

BUREAU OF LAND MANAGEMENT

NATIONAL PARK SERVICE

FISH AND WILDLIFE SERVICE

U.S. ARMY CORPS OF ENGINEERS

FOR THE

**Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease
Agreement Approval, and other Associated Actions
Environmental Impact Statement**

Date

FOR Bureau of Indian Affairs
Western Regional Office



Bryan Bowker, Regional Director

8/16/12

Date



March 20, 2012

Secretary Ken Salazar
Department of the Interior
1849 C Street, N.W.
Washington DC 20240

Dear Secretary Salazar,

The Navajo Nation has worked extensively with the Arizona Power Service (APS) and BHP Navajo Coal Company (BNCC) to maintain the operation of both the Four Corners Power Plant near Fuitland, New Mexico, and the Navajo Mine near Waterflow, New Mexico. The three parties have been working to renew the power plant's leases and expand the mine's operations so that power generation can continue after 2016. This effort will require the approval of several complicated federal, state, and tribal approvals as well as detailed environmental and historic and cultural preservation studies. It is the parties strong belief that the best path forward to expedite this approval process would be the creation of a task force within the Department of the Interior.

The continued operation of both facilities is essential to the Navajo Nation as they represent nearly 32 percent of the Navajo Nation's general fund and over a thousand well paying Navajo Jobs. In this era of decreasing federal budgets, the loss of such a large portion of the Navajo Nation's general fund cannot be replaced. Likewise with the Nation's unemployment rate hovering around 55 percent, the loss of these Navajo jobs would devastate our fragile economy. Timely progress towards completing the approval process will ensure the preservation of services to the Navajo People.

The parties need seven permits and approvals for the facilities to continue operation from the Bureau of Indian Affairs, the Office of Surface Mining, the Bureau of Land Management, the Environmental Protection Agency, the Army Corps of Engineers, the Fish and Wildlife Service. To assure the continuous, uninterrupted operation of the Navajo Mine and the Four Corners Power Plant, all federal permits and environmental, wildlife, and cultural reviews and consultations will need to be completed by January 2015.

I am available to meet at your convenience to discuss these matters and how we can best expedite these approvals.

Respectfully,

A handwritten signature in black ink, appearing to read "Ben Shelly".

Ben Shelly, President
THE NAVAJO NATION

CC: David Hayes, Interior Department Deputy Secretary
U.S. Department of the Interior



THE SECRETARY OF THE INTERIOR
WASHINGTON

JUN 07 2012

The Honorable Ben Shelly
President, Navajo Nation
Window Rock, Arizona 86515

Dear President Shelly:

Thank you for your letter of March 20, 2012, regarding the renewal of the site lease for the Four Corners Power Plant and expansion of the Navajo Mine so that power generation can continue at the Four Corners Power Plant beyond 2016. We understand the economic importance of the continued operation of these facilities to the Navajo Nation.

As you know, the Office of Surface Mining Reclamation and Enforcement has received an application for the proposed Pinabete Permit Area of the Navajo Mine, which will supply coal to the Four Corners Power Plant beyond 2016. The Bureau of Indian Affairs (BIA) also has received Lease Amendment 3, which extends the Power Plant's site lease until 2041. Both of these actions require preparation of an Environmental Impact Statement. We are beginning that Environmental Impact Statement (EIS) process, and have decided to prepare one EIS for the two actions. The OSM will be the lead agency for preparation of the EIS. Cooperating agencies currently include the Navajo Nation, the BIA, the Bureau of Land Management, the U.S. Fish and Wildlife Service, the National Park Service, the U.S. Army Corps of Engineers, and the Environmental Protection Agency. We anticipate completing the EIS by the end of 2014.

We appreciate the fact that seven regulatory actions involving multiple agencies for the facilities will be required to ensure the uninterrupted operation of the Mine and Power Plant. As Deputy Secretary David J. Hayes emphasized during his meeting with you on April 27, the Department is committed to coordinating these actions in an efficient and timely manner. In response to your specific request that we form a task force to expedite the decision making process, I am proposing that we build on the Department's cooperating agency team structure currently in place in that region. The proposed task force will be composed of the OSM Regional Director, who would serve as the task force lead, the BIA Navajo Regional Director, the BLM State Director, the FWS Regional Director, possibly the National Park Service, and the DOI Office of Environmental Policy and Compliance Regional Environmental Officer in Albuquerque. We also will invite the USACE office in Albuquerque and the EPA lead for Indian lands from Region IX in San Francisco to participate on the task force. This structure will provide an eight person task force representing Department regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary, the Department's Regional Solicitor will assist the task force.

While the regional task force will have primary responsibility for coordinating among the various governmental entities involved, I will be looking to the Director of OSM to have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and providing Deputy Secretary Hayes and me with ongoing status reports regarding this important project.

I am confident that this structure will address your concerns regarding the need for timely decision making for the many actions in front of us. We agree that this project is a very important one, and we look forward to continuing to work with you and your team on a government-to-government basis as we move forward.

Sincerely,

A handwritten signature in blue ink that reads "Ken Salazar". The signature is written in a cursive, slightly slanted style.

Ken Salazar



March 20, 2012

Secretary Ken Salazar
Department of the Interior
1849 C Street, N.W.
Washington DC 20240

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I am available to meet at your convenience to discuss these matters and how we can best expedite these approvals.

Respectfully,

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Ben Shelly, President
THE NAVAJO NATION

CC: David Hayes, Interior Department Deputy Secretary
U.S. Department of the Interior



THE SECRETARY OF THE INTERIOR
WASHINGTON

JUN 07 2012

The Honorable Ben Shelly
President, Navajo Nation
Window Rock, Arizona 86515

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We appreciate the fact that seven regulatory actions involving multiple agencies for the facilities will be required to ensure the uninterrupted operation of the Mine and Power Plant. As Deputy Secretary David J. Hayes emphasized during his meeting with you on April 27, the Department is committed to coordinating these actions in an efficient and timely manner. In response to your specific request that we form a task force to expedite the decision making process, I am proposing that we build on the Department's cooperating agency team structure currently in place in that region. The proposed task force will be composed of the OSM Regional Director, who would serve as the task force lead, the BIA Navajo Regional Director, the BLM State Director, the FWS Regional Director, possibly the National Park Service, and the DOI Office of Environmental Policy and Compliance Regional Environmental Officer in Albuquerque. We also will invite the USACE office in Albuquerque and the EPA lead for Indian lands from Region IX in San Francisco to participate on the task force. This structure will provide an eight person task force representing Department regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary, the Department's Regional Solicitor will assist the task force.

While the regional task force will have primary responsibility for coordinating among the various governmental entities involved, I will be looking to the Director of OSM to have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and providing Deputy Secretary Hayes and me with ongoing status reports regarding this important project.

I am confident that this structure will address your concerns regarding the need for timely decision making for the many actions in front of us. We agree that this project is a very important one, and we look forward to continuing to work with you and your team on a government-to-government basis as we move forward.

Sincerely,

A handwritten signature in blue ink that reads "Ken Salazar". The signature is written in a cursive, slightly slanted style.

Ken Salazar

FOR Bureau of Indian Affairs
Navajo Regional Office



Sharon Pinto, Regional Director

7/26/2012

Date

FOR Bureau of Indian Affairs
Navajo Regional Office



Sharon Pinto, Regional Director

7/26/2012

Date



United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050



U.S. Dept. of the Interior
RECEIVED

JUL 30 2012

Regional Environmental Office
Albuquerque, New Mexico

July 27, 2012

Dear Sir or Madam:

SUBJECT: PREPARATION OF ENVIRONMENTAL IMPACT STATEMENT (EIS)
FOR THE FOUR CORNERS POWER PLANT AND NAVAJO MINE
ENERGY PROJECT

This letter is to inform you that the Office of Surface Mining Reclamation and Enforcement (OSM), Western Region, Denver, Colo., is preparing an Environmental Impact Statement (EIS) to evaluate potential environmental impacts from continued operation of the Four Corners Power Plant, rights-of-way renewals for associated transmission lines, renewal of the Navajo Mine Permit in 2014, and a proposed new mine permit area within the existing Navajo Mine Lease area.

In accordance with the National Environmental Policy Act of 1969, OSM and cooperating agencies will evaluate the environmental impacts associated with the following proposed actions:

- **Power Plant Lease Amendment** - Arizona Public Service recently executed a lease amendment with the Navajo Nation to extend the term of the lease for the Four Corners Power Plant to 2041. Environmental impacts from this lease amendment will be analyzed.
- **Energy Transmission Lines** - Transmission lines directly connected to the power plant and owned by Arizona Public Service and Public Service Company of New Mexico require rights-of-way renewals. Environmental impacts from the renewal of rights-of-way permits will be analyzed.



- **Navajo Mine 2014 Permit Renewal** - OSM expects BHP Navajo Coal Company to submit a renewal application in 2014 for its existing Navajo Mine Surface Mining Control and Reclamation Act (SMCRA) Permit No. NM0003F. The EIS will therefore also analyze impacts of the 2014 renewal application action.
- **New Coal Mine Area** - BHP Navajo Coal Company is proposing to develop a new mine area, referred to as the Pinabete Mine Permit area, within its existing Navajo Mine Lease to supply coal to the power plant for up to 25 years, beginning July 2016. Environmental impacts from the proposed mine area will be analyzed.

The purpose of the proposed actions is to facilitate ongoing operations at the Four Corners Power Plant and on BHP Navajo Coal Company's Navajo Mine Lease to provide long-term, reliable, continuous and uninterrupted base load electrical power to customers in the southwestern United States using a reliable and readily available fuel source. The proposed actions would comply with tribal trust responsibilities to support economic opportunities on Navajo Nation and Hopi tribal trust lands and to help provide for economic development of the Navajo Nation and Hopi Tribe through lease and right-of-way revenues, royalties, tribal taxes and jobs. The EIS will address the direct, indirect, and cumulative impacts of these connected and other actions at the Four Corners Power Plant, the proposed Pinabete Mine Permit area, and the existing Navajo Mine Permit area, including any other connected federal actions relating to operations on the Navajo Mine Lease and at the Four Corners Power Plant.

Environmental issues to be addressed in the EIS include, but are not limited to, the following resource areas: threatened and endangered species, air quality and climate change, surface and ground water quality, environmental justice, cultural and historic resources, biological resources, visual resources, public health, socioeconomics, and noise and vibration.

Cooperating agencies for the development of the EIS include the Bureau of Indian Affairs, Navajo Nation, Hopi Tribe, Bureau



of Land Management, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers, and National Park Service.

Compliance with the National Environmental Policy Act, National Historic Preservation Act, and Endangered Species Act obligations will be accompanied by compliance with other applicable requirements of, without limitation, the Indian Business Site Leasing Act, the General Right-of-Way Act of 1948, the Surface Mining Control and Reclamation Act, the Clean Water Act, the Clean Air Act, the Native American Graves Protection and Repatriation Act, and Executive Orders relating to Environmental Justice, Sacred Sites, and Tribal Consultation, and related laws and regulations.

The public is encouraged to submit written comments through Sept. 17, 2012. OSM is holding nine open house scoping meetings to support an early and open public involvement process for determining the scope of issues to be addressed in the EIS. Open house scoping meetings will inform the public of the proposed actions and give community members an opportunity to submit comments. Input from the public will be used to help identify environmental issues to be analyzed in the EIS and will help OSM make a well-informed decision on the proposed actions. This scoping will also satisfy the public involvement and noticing requirement for Section 106 of the National Historic Preservation Act.

Members of the public may arrive at any time during each open house scoping meeting. Project team members will be available to provide information and answer questions about the proposed actions. Navajo and Hopi interpreters will be present at the open house scoping meetings on the Navajo and Hopi Reservations noted below. The open house scoping meeting schedule is as follows:

Hotevilla, AZ: - Hopi interpreters available
Thursday, Aug. 9, 3 to 7 p.m.
Hotevilla Village (Hotevilla Youth and Elderly Center),
Auditorium
1 Main St., Hotevilla, AZ 86030



Cortez, CO:

Friday, Aug. 10, 5 to 9 p.m.

Montezuma-Cortez High School, The Commons Area
206 W. Seventh St., Cortez, CO 81321

Burnham, NM: - Navajo interpreters available

Saturday, Aug. 11, 9 a.m. to 1 p.m.

Tiis Tsoh Sikaad (Burnham) Chapter House, Large Meeting Room
12 miles east of U.S. 491 on Navajo Route 5, and half-mile
south on Navajo Route 5080

Nenahnezad, NM: - Navajo interpreters available

Monday, Aug. 13, 5 to 9 p.m.

Nenahnezad Chapter House, Multipurpose Hall
County Road 6675, Navajo Route 365, Fruitland, NM 87416

Farmington, NM:

Tuesday, Aug. 14, 5 to 9 p.m.

Farmington Civic Center, Exhibition Hall 2
200 W. Arrington St., Farmington, NM 87401

Shiprock, NM: - Navajo interpreters available

Wednesday, Aug. 15, 5 to 9 p.m.

Shiprock High School, Commons
Highway 64 W, Shiprock, NM 87420

Durango, CO:

Thursday, Aug. 16, 4 to 8 p.m.

Durango Public Library, Program Room 1
1900 E. Third Ave., Durango, CO 81301

Window Rock, AZ: - Navajo interpreters available

Friday, Aug. 17, 5 to 9 p.m.

Navajo Nation Museum, Resource Room
Highway 264, Postal Loop Road, Window Rock, AZ 86515

Albuquerque, NM:

Saturday, Aug. 18, 11 a.m. to 3 p.m.

Indian Pueblo Cultural Center, Silver and Turquoise Room
2401 12th St. NW, Albuquerque, NM 87104

Regardless of whether you are able to participate in the open house scoping meetings, you may send written comments via postal mail, hand delivery or courier to:



Mr. Marcelo Calle
OSM Western Region
1999 Broadway, Suite 3320
Denver, CO 80202-3050

You may also email your written comments to **FCPPNavajoEnergyEIS@osmre.gov**. All comments must be postmarked or received by the end of the comment period on **Sept. 17, 2012**, to be considered in the development of the Draft EIS.

For more information, please visit the project website at **<http://www.wrcc.osmre.gov/FCPPEIS.shtm>** or call Marcelo Calle, OSM EIS Coordinator, at 303-293-5035.

Sincerely,

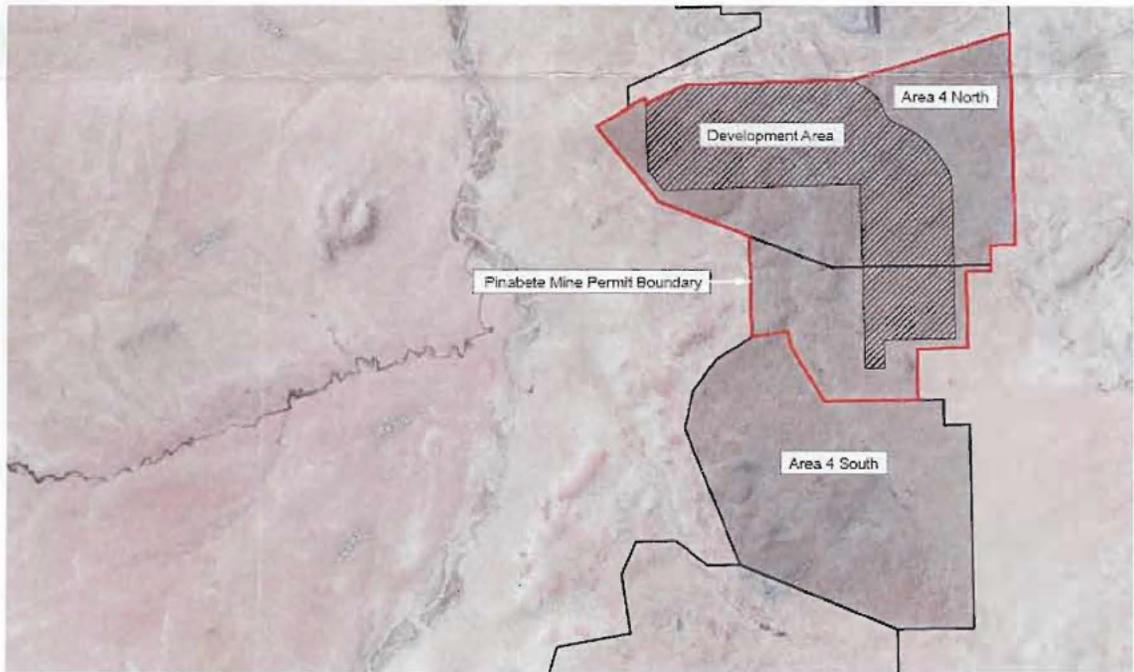
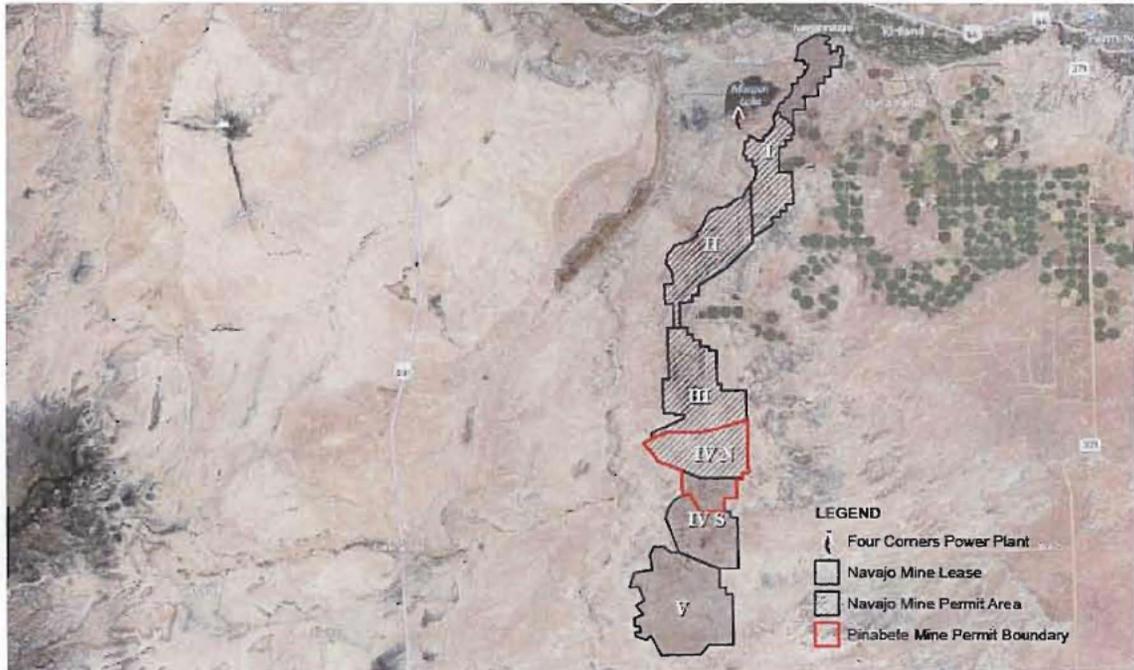


Marcelo Calle
EIS Coordinator

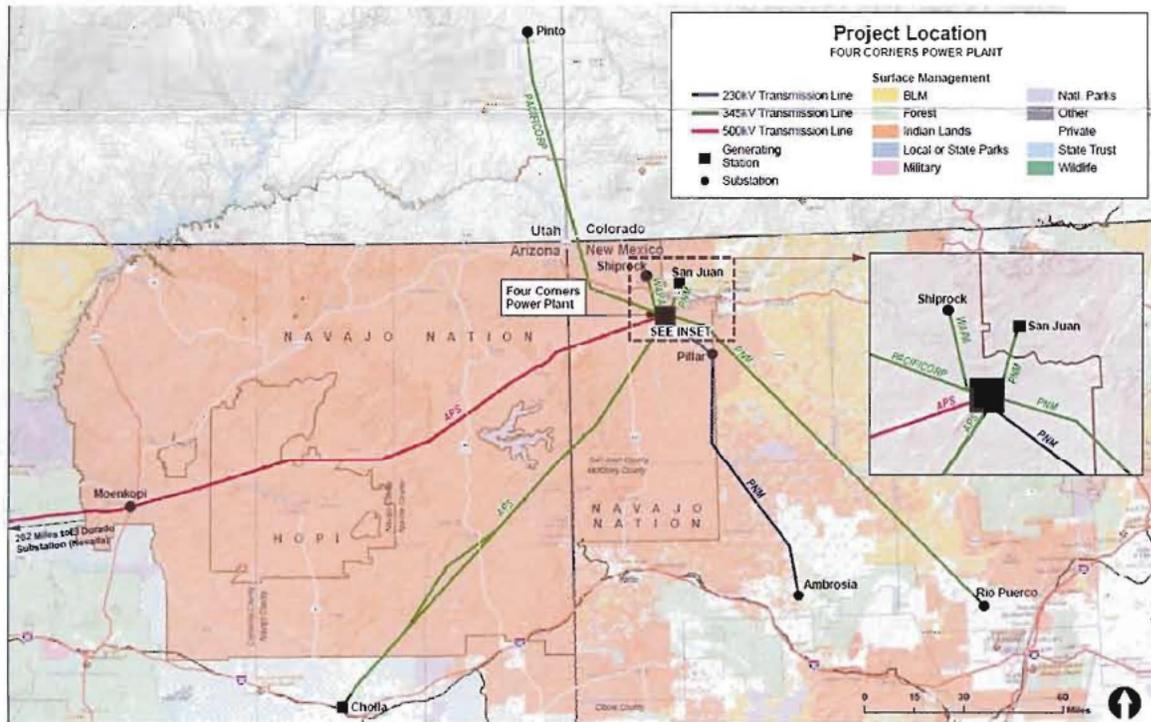
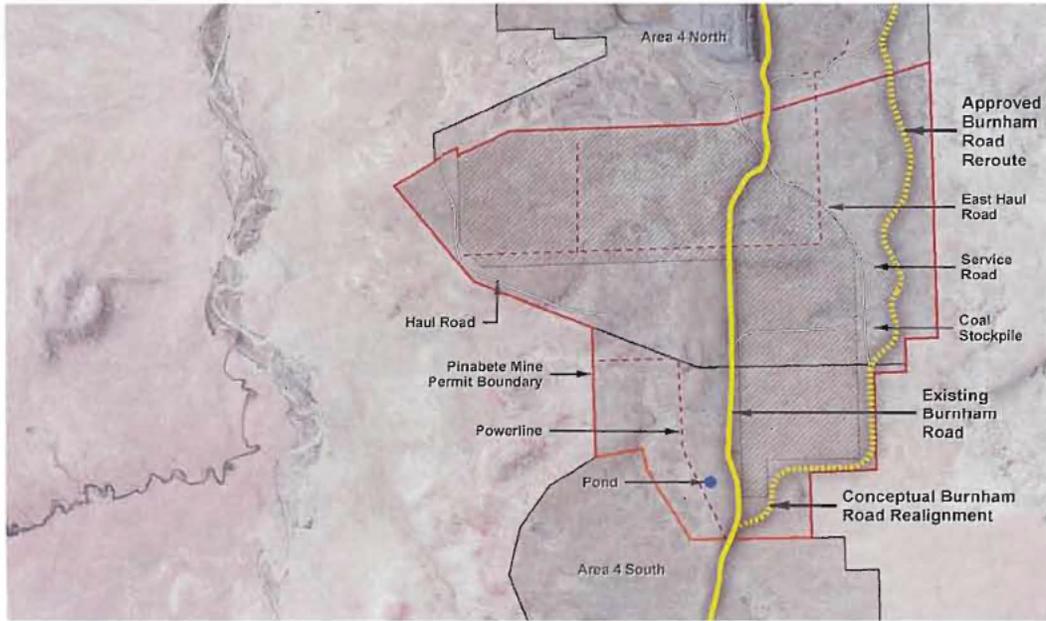
Enclosure: Four Corners Power Plant and Navajo Mine Energy
Project Area Maps (two pages)



Enclosure: Four Corners Power Plant and Navajo Mine Energy Project Area Maps



Enclosure (continued): Four Corners Power Plant and Navajo Mine Energy Project Area Maps



P.O. 52025 • PAB232
Phoenix, AZ 85072-2025
(602) 236-5812
Fax (602) 683-0963
e-mail: john.sullivan@srpnet.com

John F. Sullivan
Associate General Manager
and Chief Resources Executive

July 20, 2012

The Honorable Ken Salazar
Secretary of the Interior
1849 C Street, NW
Washington, DC 20240

Re: Navajo Project NEPA and ESA Compliance

Dear Secretary Salazar,

The purpose of this letter is to request that the Department of Interior initiate compliance under the National Environmental Policy Act (NEPA), the Endangered Species Act (ESA), and other federal environmental laws, as applicable, as soon as possible with respect to the numerous federal actions that will be needed to enable operation of the Navajo Generating Station (NGS) and related facilities (collectively, the Navajo Project) past December 23, 2019. Preliminary lists of federal actions and agencies likely to be involved are provided in Attachment A.

Due to the large number of federal actions and agencies that will be part of the process, as well as the need for careful coordination with the Navajo Nation, Hopi Tribe, and other stakeholders, we anticipate that it will take a number of years to complete the NEPA and ESA compliance processes. Further, in light of recent experience with the Kayenta Mine and other coal mines and power plants in the region, we anticipate that legal challenges may follow. Therefore, in order for the Navajo Project participants to factor the results of NEPA and ESA compliance into the many other decisions and commitments required to operate the Navajo Project beyond the end of 2019, it is imperative that the NEPA and ESA compliance be initiated immediately.

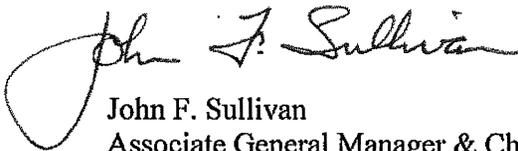
Given the complexity of the federal actions associated with continued operation of the Navajo Project, we request that the Department provide a high level of leadership as we work to ensure full NEPA and ESA compliance for post-2019 operations. As you are aware, revenue and jobs from the coal mine and power plant are critical to the Navajo Nation and Hopi Tribe, and the power generated by the NGS is key to the Central Arizona Project (CAP) and the many Arizona Tribes that benefit from the CAP.

Regarding Navajo Project environmental compliance issues that have been discussed during recent meetings with Department staff led by Letty Belin, Counselor to Deputy Secretary David Hayes, we offer the following recommendations and comments:

- Provision of overall leadership under the direction of the Deputy Secretary's office would reflect the significance of the ultimate decision, help resolve conflicts among agencies, and prioritize agency resources.
- We appreciate the commitment of the Office of Environmental Policy and Compliance (OEPC) to facilitate efforts among the Interior agencies.
- In our view, Reclamation is the appropriate agency to lead the NEPA and ESA compliance effort because the agency has the necessary experience and resources to do the work. It is typical for the agency that has the largest stake in a project to take the lead in environmental compliance. Reclamation has routinely been the lead agency in NEPA compliance for proposed projects integral to the CAP, as the Navajo Project is. Of course, we anticipate that some or all of the other Department agencies, as well as other agencies, will be involved as cooperating agencies.
- We envision a series of kickoff meetings among SRP, the Department, and lead agency representatives to discuss a variety of threshold issues including: collection agreements, retaining a third-party contractor, coordination and communication plans and protocols, schedule, scoping efforts, and cooperating agency agreements.

The Salt River Project appreciates your consideration of this request. If you or your staff have questions or need additional information, please do not hesitate to contact me at (602) 236-5812 or Kelly Barr at (602) 236-5262.

Sincerely,



John F. Sullivan
Associate General Manager & Chief
Resources Executive

Attachment

cc: David Hayes, Deputy Secretary, U.S. Department of Interior
Letty Belin, Counselor to Deputy Secretary, U.S. Department of Interior
Kelly Barr, Senior Director, Environmental Management, Policy & Compliance, SRP

Attachment A

Preliminary List Potential Federal Actions Needed By Various Agencies Operation of the Navajo Project Post-2019

Action
Approval of Plant Site Lease Amendment
Issuance of Grants of Federal Rights-of-Way (ROWs) and Easements for Plant, Railroad, Transmission Lines and Related Facilities on the Navajo Reservation
License for Railroad Crossing Under Glen Canyon-Shiprock 230 kV Transmission Line
Issuance of ROW for Auxiliary Power Transmission Line to NGS from Glen Canyon-Shiprock 230 kV Transmission Line
Issuance of ROWs for portions of the Western and Southern Transmission Lines Located Off of the Navajo Reservation
Issuance of ROW for Water Intake for Portion Off-Navajo Reservation
Water Service Contract Renewal through 2044
Kayenta Mine Permit Revision for Mining post-2019
Coal Supply Agreement for NGS past 2019

SRP anticipates involvement with at least the following federal agencies:

Bureau of Reclamation
Bureau of Indian Affairs
Bureau of Land Management
National Park Service
Office of Surface Mining
Fish and Wildlife Service
Office of Environmental Policy and Compliance
Forest Service
Department of Defense
Corps of Engineers
Environmental Protection Agency

OSM, BOR, BIA, Peabody, SRP Meeting

Name	Organization	Email address
Robert F. Stewart	DOI-OS/OEPC	robert.f.stewart@ios.doi.gov
CRAIG MOYER	Man Att for Peabody	CMOYER@MANATT.CO
BRIAN DUNFEE	PEABODY ENERGY	bdunfee@peabodyenergy.com
Tim McCrum	Crowell & Morine	rmccrum@crowell.com
G. Brad Brown	PEABODY ENERGY	gbrown@peabodyenergy.com
GARY WENDT	PEABODY ENERGY	gwendt@peabodyenergy.com
Amy McGregor	OSM-Denver	amcgregor@osmre.gov
Ray Hedrick	SRP	ray.hedrick@srpnet.com
Karilee Camaley	SRP	karilee.camaley@srpnet.com
CHUCK PARADISE	SRP	charles.paradise@srpnet.com
Steve Roberts	SRP	stevan.roberts@srpnet.com
JIM PRATT	SRP	JIM.PRATT@SRPNET.COM
Katherine Ott Verburg	DOI-SOL	Kverburg@usbr.gov
Roz Smith	USBR - LCR	RSMITH@usbr.gov
Larry Jensen	DOI-SOL	larry.jensen@sol.doi.gov
Randy Chandler	BOR	rchandler@usbr.gov
Allen Klein	OSM	aklein@osmre.gov
Mark Yingling	Peabody	myingling@peabodyenergy.com
Bob Postle	OSM Denver	bpostle@osmre.gov
David Palumba	BOR	
Art Kleven	DOI-SOL	
Rick Williamson	OSM Denver	
Sharon Pinto	BIA	
Sandy Eto	BOR	
Chau Nguyen	BOR	
Harrilene Yazzie	BIA	



LeRoy N. Shingoitewa
CHAIRMAN

Herman G. Honanie
VICE-CHAIRMAN

July 13, 2012

U.S. Dept. of the Interior
RECEIVED

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104

Regional Environmental Office
Albuquerque, New Mexico

Rick Williamson
Manager, Indian Program Branch
Western Region, Program Support Division
Office of Surface Mining Reclamation & Enforcement (OSM)
1999 Broadway, Suite 3320
Dencer, CO 80202

Dear Mr. Spencer & Mr. Williamson,

Please be informed that The Hopi Tribe has affirmed by Tribal Council Resolution H-077-2012 the Hopi Tribe's participation and status as a Cooperating Agency in the preparation of an Environmental Impact Statement for NEPA planning purposes associated with the Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval, and other Associated Actions.

The following tribal representative has been designated as the Hopi Tribe's point of contact for all matters relating to the environmental analysis and EIS preparation:

Mr. Clayton Honyumtewa, Manager - Hopi Department of Natural Resources
P.O. Box 123, Kykotsmovi, AZ 86039 Phone: (928) 734-3601
Email: chonyumtewa@hopi.nsn.us

The Hopi Tribe looks forward to collaborating with all parties involved in the planning and development of the proposed project EIS. Thank you.

Sincerely,

LeRoy N. Shingoitewa, Chairman
The Hopi Tribe

George Mase, Chair
Hopi Tribal Council Water & Energy Task Team

Copy to: Marcelo Calle, EIS Coordinator – OSMRE Western Region

Status Update

March 28, 2014

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSMRE)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSMRE on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012, and the initial technical review has been completed by OSMRE staff. All technical deficiencies have been forwarded to BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), for response. OSMRE will not issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSMRE will continue to coordinate with MMCo to resolve all technical review deficiencies.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- The Navajo Mine Permit will expire September 24, 2014. Mine permit renewals must be submitted at least 120 days in advance of the expiration date. OSMRE must receive the Navajo Mine permit renewal application on or before May 27, 2014.
- Considering that the permit term will expire prior to OSMRE's anticipated completion of the EIS and prior to the currently expected March 2015 Record of Decision (ROD),

OSMRE will administratively extend Federal Permit NM0003F until the EIS is completed, allowing MMCo to continue surface coal mining and reclamation operations under the current permit provided that the applicant has met all renewal application requirements and procedures in accordance with 30 CFR 750.12(c) (1)(ii) and 774.15(a). Upon completion of the EIS, the ROD for the pending Pinabete Permit Application will also address OSMRE's decision on the pending permit renewal application for Federal Permit NM0003F.

3. Lead Agency in Preparing the EIS

STATUS

- The Current Project Schedule, including major milestones and completion dates for the FCPP and Navajo Mine Energy Project have been updated and are provided in Appendix A of this document.
- The NOA for the DEIS will be published in the Federal Register on March 28, 2014.
- Beginning March 28, 2014, physical copies of the DEIS will be mailed to 26 repositories for public viewing including regional libraries and federal agency offices.
- All cooperating agencies and elected officials will receive a stakeholder letter with an enclosed CD copy of the DEIS. Hard copies of the DEIS will be provided upon request. Printed Executive Summaries with an enclosed CD copy of the entire DEIS will also be available upon request.
- All interested parties will receive a notification postcard announcing the availability of the DEIS for review and comment and the dates of scheduled public meetings.
- On March 28, 2014, OSMRE will begin distribution of public notification material announcing the availability of the DEIS, as well as the schedule for public meetings to be held April 30 through May 9, 2014. Advertisements will be published in 13 regional newspapers, and public service announcements will be aired on 31 regional radio stations in English, Navajo and Hopi languages. Additionally, fliers will be posted at locales in regional centers.
- OSMRE has updated the FCPP and Navajo Mine Energy Project webpage, announcing the availability of the DEIS for review and comment, as well as the scheduled April 30 – May 9, 2014, public meetings. The project website address is http://www.wrcc.osmre.gov/Current_Initiatives/fcnavpri/FCPPEIS.shtm
- OSMRE will conduct public meetings April 30, 2014, through May 9, 2014. The public meetings will be held at the same nine locations where the August 2012 scoping meetings were held. These locations are: Hotevilla, Arizona; Cortez, Colorado; Burnham, New Mexico; Durango, Colorado; Farmington, New Mexico; Shiprock, Arizona; Nenahnezad, New Mexico; Window Rock, Arizona and Albuquerque, New Mexico.
- The public comment period is currently scheduled to end on May 27, 2014.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSMRE is currently reviewing the Draft Biological Assessment (BA).
- OSMRE anticipates delivery of the Draft BA to the USFWS in late April 2014; and anticipates delivering the final BA to the USFWS in early June 2014, thereby initiating formal consultation.

- In late April 2014 cooperating federal agencies with decision actions related to the FCPP/NMEP will be given opportunity to review the Draft BA concurrently with the USFWS.
- OSMRE has scheduled a Section 7 Working Group meeting for the afternoon of May 15, 2014. This meeting will be held at the USFWS office in Albuquerque.
- The International Union for Conservation of Nature, Conservation Breeding Specialist Group (CBSG) has been contracted to complete a population viability analysis (PVA) for the federally listed Colorado Pike minnow. The PVA will be used to inform the USFWS's decision and the development of the Biological Opinion (BO).
- Currently, OSM anticipates the USFWS will issue their BO on or around December 19, 2014.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- FCPP & Transmission Lines Programmatic Agreement (PA) for management and protection of cultural resources - OSMRE distributed the second draft of the PA to all Section 106 consulting parties on March 6, 2014, allowing 30 days for review and comment. A coordination meeting was held on March 20, 2014, in Farmington, NM, to discuss the draft PA and receive preliminary comment from consulting parties.
- Navajo Mine PA for management and protection of cultural resources - OSMRE distributed the second draft of the PA to all signatories on March 18, 2014, allowing 30 days for review and comment.
- Both the draft PA for the FCPP and associated transmission lines, and the draft PA for the Navajo Mine and proposed Pinabete Permit area, are being included in the DEIS for public review.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.
- On October 9, 2013, the Hopi Tribal Council approved a resolution (H-078-2013) authorizing the Tribe to enter into a settlement agreement with APS regarding their dispute concerning the "Original" ROW and consenting to grant a "New" ROW in the same location for the same purpose to APS for a term of 30 years. This ROW is associated with the APS 500 kV El Dorado transmission line that passes through Hopi Tribal lands. The BIA Hopi Agency has indicated that they have received the ROW application and it is currently under review.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- In December 2012 BIA received a ROW application for the access road for Area III North on the mine.

5. Approval of San Juan River Bridge (El Paso Bridge)

STATUS– NO CHANGE

- BNCC has requested from BIA a ROW renewal for an access road running from the San Juan River Bridge (El Paso Bridge) to the FCPP. This ROW is approximately 6.5 miles.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSMRE is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013, of which option they wished to pursue. The BART notification date was subsequently extended by the EPA to December 31, 2013. On December 30, 2013, APS notified the EPA that they had selected the compliance strategy as set forth in the BART rule and would be retiring the Units 1, 2, and 3 of the FCPP by January 1, 2014; and would comply with the BART emission limits on Units 4 and 5 through the installation and operation of selective catalytic reduction controls (SCR), by July 31, 2018. APS permanently shut down Units 1, 2, and 3 on December 30, 2013.
2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSMRE's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
 - The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of issuing a proposed permit renewal.
3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS submitted a PSD permit application for the SCR controls on October 29, 2013, and received acknowledgment and notice of preliminary review from EPA Region 9 on November 27, 2013. The USEPA has informed OSMRE that they will conduct consultations as required by Section 7 of the ESA and Section 106 of the NHPA for their PSD permitting action independent of FCPP/NMEP Section 7 and Section 106 consultations. The FCPP and Navajo Mine Energy Project EIS will discuss the PSD permit and potential air resource impacts associated with the continued operation of FCPP. APS expects EPA to issue the final PSD permit by the summer of 2014. OSMRE will coordinate with USEPA regarding their findings and determination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- The USFWS continues to work with OSMRE providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has completed a draft Decision Document for the agencies action. The draft Decision Document is included as an Appendix in the DEIS for public review and comment.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSMRE selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSMRE, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSMRE, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSMRE/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSMRE receives Public Scoping Summary Report	11/30/12	12/3/12
OSMRE receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSMRE receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSMRE receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSMRE receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSMRE receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSMRE receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	10/29/13
OSMRE submits request for species list to USFWS	11/18/13	11/12/13
OSMRE receives PDEIS Consultation & Coordination (Chapter 6)	11/22/13	11/22/13
OSMRE completes review/comment of complete PDEIS	12/6/13	12/11/13
Revised PDEIS submitted to OSMRE for review/comment	12/16/13	12/16/13
OSMRE receives species list confirmation from USFWS	12/16/13	12/16/13
OSMRE completes review of revised PDEIS	12/19/13	12/19/13
OSMRE distributes PDEIS to Cooperating Agencies	12/20/13	12/19/13
Cooperating Agencies Complete Review of PDEIS	2/7/14	2/7/14
Revise PDEIS per Cooperating Agency review comments	3/7/14	3/7/14
OSMRE receives draft Biological Assessment (BA)	3/19/14	3/21/14
Prepare DEIS for publication	3/21/14	3/21/14
NOA for DEIS in Federal Register begin public comment period	3/28/14	3/28/14
OSMRE submits Draft BA to USFWS	4/24/14	
First Public Comment Meeting (Hotevilla, AZ)	4/30/14	
Last Public Comment Meeting (Albuquerque, NM)	5/9/14	
End public comment period	5/27/14	
OSMRE submit BA to USFWS (formal consult)	6/6/14	
USFWS notifies OSMRE of BA information deficiencies	7/9/14	
Prepare Public Comment Analysis Report	7/16/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
OSMRE prepares Response to Comments	10/3/14	
PFEIS submitted to OSMRE	10/13/14	
OSMRE completes review of revised PFEIS	10/20/14	
OSMRE distributes FDEIS to Cooperating Agencies	10/21/14	
Complete Draft PVA Report	11/17/14	
Complete Final PVA Report	12/10/14	
USFWS issues Biological Opinion (BO)	12/19/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/28/15	
NOA for FEIS in Fed. Register	1/29/15	
Prepare Record of Decision (ROD)	3/13/15	
Publish ROD	3/16/15	
End Appeal period	4/20/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), currently operates the Navajo Mine on behalf of the permittee, Navajo Transitional Energy Company (NTEC), which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). Their current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the BART requirement of the Regional Haze Rule for the FCPP. The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation and operation of selective catalytic reduction controls (SCR) by July 31, 2018 to meet BART limits on Units 4 and 5.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

MMCo submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSMRE is required to complete an EIS. OSMRE anticipates NTEC, the current permittee, will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSMRE is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

On May 3, 2013, OSMRE received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. By letter dated August 30, 2013, the BIA informed NTEC that the transfer of the Navajo Mine permit from BNCC to NTEC did not require the agency's approval. On May 18, 2013, OSMRE announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine.

The BIA and BLM were Cooperating Agency in the preparation of this EA. On November 1, 2013, OSMRE issued a finding of no significant impact (FONSI) and conditionally approved the Navajo Mine Permit Transfer. On February 4, 2014, OSMRE's findings confirmed that the requirements stipulated in the permit conditions attached to OSMRE's November 1, 2013, permit transfer approval had been satisfactorily addressed. On February 4, 2014, OSMRE subsequently issued the Navajo Mine Permit to NTEC. NTEC, through its contract miner (MMCo), will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SM CRA Navajo Mine Permit No. NM-0003F.

EIS Roles – OSMRE, BIA and the Cooperating Agencies

OSMRE is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSMRE and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSMRE's Director.

Regional Task Force Members:

OSMRE Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS IMR Regional Director – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSMRE's Regional Director reports to the Director of OSMRE whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.



March 20, 2012

Secretary Ken Salazar
Department of the Interior
1849 C Street, N.W.
Washington DC 20240

Dear Secretary Salazar,

The Navajo Nation has worked extensively with the Arizona Power Service (APS) and BHP Navajo Coal Company (BNCC) to maintain the operation of both the Four Corners Power Plant near Fuitland, New Mexico, and the Navajo Mine near Waterflow, New Mexico. The three parties have been working to renew the power plant's leases and expand the mine's operations so that power generation can continue after 2016. This effort will require the approval of several complicated federal, state, and tribal approvals as well as detailed environmental and historic and cultural preservation studies. It is the parties strong belief that the best path forward to expedite this approval process would be the creation of a task force within the Department of the Interior.

The continued operation of both facilities is essential to the Navajo Nation as they represent nearly 32 percent of the Navajo Nation's general fund and over a thousand well paying Navajo Jobs. In this era of decreasing federal budgets, the loss of such a large portion of the Navajo Nation's general fund cannot be replaced. Likewise with the Nation's unemployment rate hovering around 55 percent, the loss of these Navajo jobs would devastate our fragile economy. Timely progress towards completing the approval process will ensure the preservation of services to the Navajo People.

The parties need seven permits and approvals for the facilities to continue operation from the Bureau of Indian Affairs, the Office of Surface Mining, the Bureau of Land Management, the Environmental Protection Agency, the Army Corps of Engineers, the Fish and Wildlife Service. To assure the continuous, uninterrupted operation of the Navajo Mine and the Four Corners Power Plant, all federal permits and environmental, wildlife, and cultural reviews and consultations will need to be completed by January 2015.

I am available to meet at your convenience to discuss these matters and how we can best expedite these approvals.

Respectfully,

A handwritten signature in black ink that reads "Ben Shelly".

Ben Shelly, President
THE NAVAJO NATION

CC: David Hayes, Interior Department Deputy Secretary
U.S. Department of the Interior



THE SECRETARY OF THE INTERIOR
WASHINGTON

JUN 07 2012

The Honorable Ben Shelly
President, Navajo Nation
Window Rock, Arizona 86515

Dear President Shelly:

Thank you for your letter of March 20, 2012, regarding the renewal of the site lease for the Four Corners Power Plant and expansion of the Navajo Mine so that power generation can continue at the Four Corners Power Plant beyond 2016. We understand the economic importance of the continued operation of these facilities to the Navajo Nation.

As you know, the Office of Surface Mining Reclamation and Enforcement has received an application for the proposed Pinabete Permit Area of the Navajo Mine, which will supply coal to the Four Corners Power Plant beyond 2016. The Bureau of Indian Affairs (BIA) also has received Lease Amendment 3, which extends the Power Plant's site lease until 2041. Both of these actions require preparation of an Environmental Impact Statement. We are beginning that Environmental Impact Statement (EIS) process, and have decided to prepare one EIS for the two actions. The OSM will be the lead agency for preparation of the EIS. Cooperating agencies currently include the Navajo Nation, the BIA, the Bureau of Land Management, the U.S. Fish and Wildlife Service, the National Park Service, the U.S. Army Corps of Engineers, and the Environmental Protection Agency. We anticipate completing the EIS by the end of 2014.

We appreciate the fact that seven regulatory actions involving multiple agencies for the facilities will be required to ensure the uninterrupted operation of the Mine and Power Plant. As Deputy Secretary David J. Hayes emphasized during his meeting with you on April 27, the Department is committed to coordinating these actions in an efficient and timely manner. In response to your specific request that we form a task force to expedite the decision making process, I am proposing that we build on the Department's cooperating agency team structure currently in place in that region. The proposed task force will be composed of the OSM Regional Director, who would serve as the task force lead, the BIA Navajo Regional Director, the BLM State Director, the FWS Regional Director, possibly the National Park Service, and the DOI Office of Environmental Policy and Compliance Regional Environmental Officer in Albuquerque. We also will invite the USACE office in Albuquerque and the EPA lead for Indian lands from Region IX in San Francisco to participate on the task force. This structure will provide an eight person task force representing Department regional leadership and other involved Federal agencies to address project timelines and issues requiring resolution. As necessary, the Department's Regional Solicitor will assist the task force.

While the regional task force will have primary responsibility for coordinating among the various governmental entities involved, I will be looking to the Director of OSM to have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and providing Deputy Secretary Hayes and me with ongoing status reports regarding this important project.

I am confident that this structure will address your concerns regarding the need for timely decision making for the many actions in front of us. We agree that this project is a very important one, and we look forward to continuing to work with you and your team on a government-to-government basis as we move forward.

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Ken Salazar

Status Update

January 24, 2014

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012 and the initial technical review has been completed by OSM staff. All technical deficiencies have been forwarded to BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), for response. OSM will not issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM will continue to coordinate with MMCo to resolve all technical review deficiencies.
2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS

- The Navajo Mine Permit will expire September 24, 2014. Mine permit renewals must be submitted at least 120 days in advance of the expiration date. OSM must receive the Navajo Mine permit renewal application on or before May 27, 2014.
- Considering that the permit term will expire prior to OSM's anticipated completion of the EIS and prior to the currently expected March 2015 Record of Decision (ROD), OSM

will administratively extend Federal Permit NM0003F until the EIS is completed, allowing MMCo to continue surface coal mining and reclamation operations under the current permit provided that the applicant has met all renewal application requirements and procedures in accordance with 30 CFR 750.12(c)(1)(ii) and 774.15(a). Upon completion of the EIS, the ROD for the pending Pinabete Permit Application will also address OSM's decision on the pending permit renewal application for Federal Permit NM0003F.

3. Lead Agency in Preparing the EIS

STATUS

- The Current Project Schedule, including major milestones and completion dates for the FCPP and Navajo Mine Energy Project have been updated and are provided in Appendix A of this document.
- OSM mailed the Preliminary Draft EIS (PDEIS) to all Cooperating Agencies and the DOI Office of Environmental Policy and Compliance on December 19, 2013. All comments are due by February 7, 2014. OSM will host a meeting at the OSM Western Region Office in Denver, Colorado, on February 20, 2014, to discuss review comments received.
- OSM anticipates publication of the notice of availability (NOA) for the Draft EIS (DEIS) on April 1, 2014.
- OSM is currently planning to conduct public meetings April 30, 2014 through May 9, 2014. The public meetings will be held at the same nine locations where the August 2012 scoping meetings were held. These locations are: Hotevilla, Arizona; Cortez, Colorado; Burnham, New Mexico; Durango, Colorado; Farmington, New Mexico; Shiprock, Arizona; Nenahnezad, New Mexico; Window Rock, Arizona and Albuquerque, New Mexico.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM received notification from the USFWS affirming that the species list included in OSM's November 13, 2013, letter to the USFWS was complete and satisfactory.
- OSM's consultant (Cardno Entrix) has begun developing the draft Biological Assessment (BA).
- OSM currently anticipates delivery of the draft BA to the USFWS in late April 2014; and anticipates delivering the final BA to the USFWS in early June 2014, thereby initiating formal consultation.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- FCPP & Transmission Lines Programmatic Agreement for management and protection of cultural resources - OSM continues to work closely with the Navajo Nation Historic Preservation Department and the Hopi Cultural Preservation Office to revise the PA and address their concerns. Due to delays in finalizing the revised PA OSM was unable to forward the revised PA for the FCPP and transmission lines to Section 106 consultation contacts in late December 2013, as previously anticipated. OSM currently anticipates

forwarding the revised PA for the FCPP and associated transmission lines in late January 2014. Section 106 consultation contacts will have approximately 30 days to review and comment on the revised draft PA. This delay will not affect the overall project schedule.

- Navajo Mine Programmatic Agreement for management and protection of cultural resources - OSM anticipated forwarding a draft of the amended PA for the Navajo Mine to include activities associated with the Proposed Pinabete Permit, to all signatories for their review and comment in late December 2013. Due to delays associated with finalizing the revised document, the distribution of the draft Navajo Mine and Pinabete Permit PA is delayed until February 2014. Signatories for the Navajo Mine and Pinabete Permit PA will have approximately 30 days to review and comment on the revised draft PA. This delay will not affect the overall project schedule.
- Due to delays in the development of PAs for the project, OSM was unable to convene the Section 106 Working Group Meeting in January 2014, as previously anticipated. OSM continues to plan for a Section 106 Working Group Meeting in Farmington, New Mexico and anticipates convening the meeting in early February 2014. OSM will notify the Section 106 Working Group when the new date is finalized. This delay will not affect the overall project schedule.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.
- On October 9, 2013 the Hopi Tribal Council approved a resolution (H-078-2013) authorizing the Tribe to enter into a settlement agreement with APS regarding their dispute concerning the "Original" ROW and consenting to grant a "New" ROW in the same location for the same purpose to APS for a term of 30 years. This ROW is associated with the APS 500 kV El Dorado transmission line that passes through Hopi Tribal lands.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

5. Approval of San Juan River Bridge (El Paso Bridge)

STATUS– NO CHANGE

- BNCC has requested from BIA a ROW renewal for an access road running from the San Juan River Bridge (El Paso Bridge) to the FCPP. This ROW is approximately 6.5 miles.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. The BART notification date was subsequently extended by the EPA to December 31, 2013. On December 30, 2013, APS notified the EPA that they had selected the compliance strategy as set forth in the BART rule and would be retiring the Units 1, 2, and 3 of the FCPP by January 1, 2014; and would comply with the BART emission limits on Units 4 and 5 through the installation and operation of selective catalytic reduction controls (SCR), by July 31, 2018. APS permanently shut down Units 1, 2, and 3 on December 30, 2013.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of issuing a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS submitted a PSD permit application for the SCR controls on October 29, 2013 and received acknowledgment and notice of preliminary review from EPA Region 9 on November 27, 2013. APS expects EPA to issue the final PSD permit by the summer of 2014. OSM will coordinate with USEPA regarding their findings and determination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- On December 16, 2013 OSM received notification from the USFWS affirming that the species list included in OSM's November 13, 2013 letter, was complete and satisfactory.
- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has completed a draft Decision Document for the agencies action. The draft Decision Document is available for review at this time by Cooperating Agencies. The availability of the USACE's Decision Document for review was detailed in the December 19, 2013 cover letter forwarding the PDEIS to the Cooperating Agencies.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	10/29/13
OSM submits request for species list to USFWS	11/18/13	11/12/13
OSM receives PDEIS Consultation & Coordination (Chapter 6)	11/22/13	11/22/13
OSM completes review/comment of complete PDEIS	12/6/13	12/11/13
Revised PDEIS submitted to OSM for review/comment	12/16/13	12/16/13
OSM receives species list confirmation from USFWS	12/16/13	12/16/13
OSM completes review of revised PDEIS	12/19/13	12/19/13
OSM distributes PDEIS to Cooperating Agencies	12/20/13	12/19/13
Cooperating Agencies Complete Review of PDEIS	2/7/14	
Revise PDEIS per Cooperating Agency review comments	3/7/14	
OSM receives draft Biological Assessment (BA)	3/19/14	
Prepare DEIS for publication	3/28/14	
NOA for DEIS in Federal Register begin public comment period	4/1/14	
OSM submits Draft BA to USFWS	4/24/14	
First Public Comment Meeting (Hotevilla, AZ)	4/30/14	
Last Public Comment Meeting (Albuquerque, NM)	5/9/14	
OSM submit BA to USFWS (formal consult)	6/6/14	
End public comment period	6/9/14	
USFWS notifies OSM of BA information deficiencies	7/9/14	
Prepare Public Comment Analysis Report	7/16/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
OSM prepares Response to Comments	10/3/14	
PFEIS submitted to OSM	10/13/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/21/14	
USFWS issues Biological Opinion (BO)	12/19/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/28/15	
NOA for FEIS in Fed. Register	1/29/15	
Prepare Record of Decision (ROD)	3/13/15	
Publish ROD	3/16/15	
End Appeal period	4/20/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). Their current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the BART requirement of the Regional Haze Rule for the FCPP. The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested and was subsequently granted an extension of their BART option notification date from July 1, 2013, to December 31, 2013. On December 30, 2013 APS notified the EPA that they had selected the compliance strategy as set forth in the BART rule and would be retiring Units 1, 2, and 3 by January 1, 2014; and would comply with the BART emission limits on Units 4 and 5 through the installation and operation of selective catalytic reduction controls (SCR) by July 31, 2018. APS permanently shut down Units 1, 2, and 3 on December 30, 2013.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

MMCo submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates MMCo will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA

approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer is approved by OSM, NTEC, through its contract miner, MMCo, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCRA Permit No. NM-0003F. By letter dated August 30, 2013 the BIA informed NTEC that the transfer of the Navajo Mine permit from BNCC to NTEC did not require the agency's approval. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine. The BIA and BLM were Cooperating Agency in the preparation of this EA. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. On July 1, 2013, OSM announced it is delaying a decision on the permit transfer application and the related EA. During this delay, OSM continued to accept additional comments on the draft EA concluding the comment period on September 27, 2013. On November 1, 2013 OSM issued a finding of no significant impact (FONSI) and conditionally approved the Navajo Mine Permit Transfer.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS IMR Regional Director – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

Status Update

December 12, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012 and the initial technical review has been completed by OSM staff. All technical deficiencies have been forwarded to BNCC for response. OSM will not issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM will continue to coordinate with BNCC to resolve all technical review deficiencies.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- Due to the government shutdown in October 2013 the project has experienced delays in review and finalization of the Preliminary Draft EIS. These delays are not considered significant to the overall project schedule and milestones have been revised accordingly. The Current Project Schedule, including major milestones and completion dates for the EIS, is provided at the end of this document.
- OSM received the complete Preliminary Draft EIS (PDEIS) from consultant Cardno on November 22, 2013. OSM is reviewing the PDEIS and will work with Cardno to resolve all comments by mid-December 2013. OSM intends to forward the PDEIS to all Cooperating Agencies for their review and comment on or around December 16, 2013. Cooperating Agencies will be asked to forward their comments by the first week of February 2014. OSM anticipates publication of the notice of availability (NOA) for the Draft EIS (DEIS) in April 2014 with public meetings conducted in June 2014.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM continues to work with Cardno and the consultants AECOM and Electric Power Research Institute (EPRI) to resolve outstanding questions regarding the ecological risk assessment (ERA) completed for the FCPP and San Juan River Basin. OSM submitted the request for species list confirmation letter to USFWS on November 13, 2013 and Cardno will begin developing the draft Biological Assessment (BA) in December 2013. OSM currently anticipates delivery of the final BA to the USFWS in June 2014 initiating formal consultation.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- FCPP & Transmission Lines Programmatic Agreement for management and protection of cultural resources - OSM received comments from Section 106 consultation contacts on the draft Programmatic Agreement (PA) for the FCPP and transmission lines defined within the Projects area of potential effect (APE). OSM is working with Cardno to address all comments and had anticipated distributing a revised version (ver. 2) to all Section 106 consultation contacts for review and comment in late November 2013. Due to delays associated with finalizing the revised document, OSM will not be forwarding the revised PA (ver.2) for the FCPP and transmission lines to Section 106 consultation contact until late December 2013. Section 106 consultation contacts will have approximately 30 days to review and comment on the revised draft PA.
- Navajo Mine Programmatic Agreement for management and protection of cultural resources - OSM anticipated forwarding a draft of the amended PA for the Navajo Mine to include activities associated with the Proposed Pinabete Permit, to all signatories for their review and comment in late November 2013. Due to delays associated with finalizing the revised document, the distribution of the draft Navajo Mine and Pinabete Permit PA is delayed until late December 2013. Signatories for the Navajo Mine and Pinabete Permit PA will have approximately 30 days to review and comment on the revised draft PA.

- OSM plans to convene a Section 106 Working Group meeting in Farmington, New Mexico on Wednesday, January 8, 2014 to discuss the revised PA (ver.2) for the FCPP and transmission lines.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

5. Approval of San Juan River Bridge (El Paso Bridge)

STATUS

- BNCC has requested from BIA a ROW renewal for an access road running from the San Juan River Bridge (El Paso Bridge) to the FCPP. This ROW is approximately 6.5 miles.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre-Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of issuing a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- The USEPA has received the APS PSD permit application. APS met with USEPA in November 2013 to discuss the PSD application. OSM will coordinate with USEPA regarding their findings and determination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- On November 13, 2013 OSM submitted a request for species list confirmation letter to USFWS.
- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE continues to work closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. The USACE and OSM met at the OSM Western Region Office on December 10, 2013, to discuss the contents of the USACE draft 404(b)(1) document.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
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OSM receives draft Biological Assessment (BA)	3/17/14	
Prepare DEIS for publication	4/3/14	
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Begin Public Comment Meetings	4/14/14	
OSM Finalizes BA	6/3/14	
OSM submit BA to USFWS (formal consult)	6/4/14	
End public comment period	6/6/14	
USFWS notifies OSM of BA information deficiencies	7/11/14	
Prepare Public Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
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PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
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Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
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End Appeal period	4/17/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre-Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

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approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

Note: On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCR Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency in the preparation of this EA. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. On July 1, 2013, OSM announced it is delaying a decision on the permit transfer application and the related EA. During this delay, OSM continued to accept additional comments on the draft EA concluding the comment period on September 27, 2013. On November 1, 2013 OSM issued finding of no significant impact (FONSI) and conditionally approved the Navajo Mine Permit Transfer.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS IMR Regional Director – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

Status Update

November 8, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012 and the initial technical review has been completed by OSM staff. All technical deficiencies have been forwarded to BNCC for response. OSM will not issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM will continue to coordinate with BNCC to resolve all technical review deficiencies.
2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- Due to the government shutdown in October 2013 the project has experienced delays in review and finalization of the Preliminary Draft EIS. These delays are not considered significant to the overall project schedule and milestones have been revised accordingly. The Current Project Schedule, including major milestones and completion dates for the EIS, is provided at the end of this document.
- OSM will receive the complete Preliminary Draft EIS (PDEIS) from consultant Cardno on November 22, 2013. OSM will review the PDEIS and work with Cardno to resolve all comments by mid-December 2013. OSM intends to forward the PDEIS to all Cooperating Agencies for their review and comment on or around December 16, 2013. Cooperating Agencies will be asked to forward their comments by the first week of February 2014. OSM anticipates publication of the notice of availability (NOA) for the Draft EIS (DEIS) in April 2014 with public meetings conducted in June 2014.
- The USEPA, NNEPA and NPS have assisted OSM in the review of several supporting air resource impact assessment documents related to national ambient air quality standards, plume visibility and increases in ozone. OSM will be working with the NPS to resolve an outstanding comment regarding the ozone impact assessment. It is OSM's understanding all other comments forwarded by USEPA, NNEPA and NPS have been addressed adequately.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM continues to work with Cardno and the consultants AECOM and Electric Power Research Institute (EPRI) to resolve outstanding questions regarding the ecological risk assessment (ERA) completed for the FCPP and San Juan River Basin. Pending the finalization of the ERA it is anticipated OSM will submit the request for species list confirmation to USFWS in mid to late November 2013 and Cardno will begin developing the draft Biological Assessment (BA) in December 2013; initiating informal consultation. OSM currently projects delivery of final BA to the USFWS in June 2014 initiating formal consultation.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- FCPP & Transmission Lines Programmatic Agreement for protection of cultural resources - OSM received comments from Section 106 consultation contacts on the draft Programmatic Agreement (PA) for the FCPP and transmission lines defined within the Projects area of potential effect (APE). OSM is working with Cardno to address all comments and had anticipated distributing a revised version (ver. 2) to all Section 106 consultation contacts for review and comment in October 2013. Due to delays associated with the government shutdown, OSM will not be forwarding the revised PA ver.2 for the FCPP and transmission lines to Section 106 consultation contact until late November 2013.
- Navajo Mine Programmatic Agreement for protection of cultural resources - OSM anticipated forwarding a draft of the amended PA for the Navajo Mine to include activities associated with the Proposed Pinabete Permit, to all signatories for their

review and comment in late September 2013. Due to the cancellation of a working meeting intended to finalize this document in late September 2013; the distribution of the draft Navajo Mine PA is delayed until late November 2013.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to

renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre- Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of drafting a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- The USEPA has received the APS PSD permit application. APS plans to meet with USEPA this month to discuss the application. OSM will coordinate with USEPA regarding their findings and determination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- At the request of USFWS, OSM has revised the project schedule to include an additional two months for preparation of the BO.
- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE continues to work closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. The USACE and OSM met at the OSM Western Region Office on August 13, 2013, to discuss the contents of the USACE 404(b)(1) draft document. A follow up meeting was anticipated in October 2013. Due to the government shutdown this meeting was postponed. OSM is currently working with USACE to re-schedule this meeting.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	10/15/13
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	10/29/13
OSM submits request for species list to USFWS	11/18/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	11/22/13	
OSM completes review/comment of complete PDEIS	12/6/13	
Revised PDEIS submitted to OSM for review/comment	12/13/13	
OSM completes review of revised PDEIS	12/16/13	
OSM distributes PDEIS to Cooperating Agencies	12/17/13	
Cooperating Agencies Complete Review of PDEIS	2/7/14	
Revise PDEIS per Cooperating Agency review comments	3/6/14	
OSM receives draft Biological Assessment (BA)	3/17/14	
Prepare DEIS for publication	4/3/14	
NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	4/14/14	
OSM Finalizes BA	6/3/14	
OSM submit BA to USFWS (formal consult)	6/4/14	
End public comment period	6/6/14	
USFWS notifies OSM of BA information deficiencies	7/11/14	
Prepare Public Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
USFWS issues Biological Opinion (BO)	12/16/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
End Appeal period	4/17/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre-Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA

approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

Note: On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCPA Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency in the preparation of this EA. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. On July 1, 2013, OSM announced it is delaying a decision on the permit transfer application and the related EA. During this delay, OSM continued to accept additional comments on the draft EA concluding the comment period on September 27, 2013. On November 1, 2013 OSM issued finding of no significant impact (FONSI) and conditionally approved the Navajo Mine Permit Transfer.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

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COUNCIL ON ENVIRONMENTAL QUALITY
EXECUTIVE OFFICE OF THE PRESIDENT
AND
ADVISORY COUNCIL ON HISTORIC PRESERVATION

NEPA and NHPA

*A Handbook for Integrating
NEPA and Section 106*



MARCH 2013

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MARCH 2013

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I. INTRODUCTION

The environmental review process initiated with the passage of the 1966 National Historic Preservation Act (NHPA) (P.L. 89-665; 80 Stat. 915; 16 U.S.C. 470) by Congress ushered in a new approach to Federal project planning. The passage of the National Environmental Policy Act of 1969 (NEPA) (P.L. 91-190; 83 Stat. 852; 42 U.S.C. 4321) in December 1969 and its subsequent signing into law on January 1, 1970, expanded environmental reviews and formally established environmental protection as a Federal policy. NEPA and NHPA require Federal officials to “stop, look, and listen” before making decisions that impact historic properties and the human environment.

NEPA and NHPA each created agencies to implement major environmental programs that shape Federal project planning. The Advisory Council on Historic Preservation (ACHP) and the Council on Environmental Quality (CEQ) administer regulations viewed as the cornerstones of the Federal environmental review procedures. The *CEQ Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act*, (40 C.F.R. Parts 1500-1508) (CEQ regulations) encourage integration of the NEPA process (NEPA review) with other planning and environmental reviews, such as Section 106 of NHPA (Section 106). The regulations that implement Section 106, *Protection of Historic Properties* (36 C.F.R. Part 800), encourage agencies to plan Section 106 consultations coordinated with other requirements of other statutes, as applicable, such as NEPA. The concepts of “coordination” and “integration” are found in both the CEQ regulations and Section 106 regulations, because they provide efficiencies, improve public understanding, and lead to more informed decisions.

This handbook provides advice on implementing provisions added to the Section 106 regulations in 1999 that address both “coordination” of the Section 106 and NEPA reviews and the “substitution” of the NEPA reviews for the Section 106 process. Coordination, addressed in 36 C.F.R. § 800.8(a), *“Coordination With the National Environmental Policy Act,”* encourages agencies to coordinate compliance with Section 106 with any steps taken to meet NEPA review requirements. Substitution,

WHAT IS A “HISTORIC PROPERTY?”

“Historic property” means any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register of Historic Places maintained by the Secretary of the Interior (National Park Service). This term includes artifacts, records, and material remains that are related to and located within such properties. Properties of traditional religious and cultural importance to an Indian tribe or Native Hawaiian organization may be determined eligible for inclusion in the National Register.

[36 C.F.R. § 800.16(1)(1)]

For more information on the National Register of Historic Places and its eligibility requirements, see: <http://www.nps.gov/history/nr>

WHAT IS A “CULTURAL RESOURCE?”

Effects considered under NEPA include cultural and historic. [40 C.F.R. § 1508.8]

The term “cultural resources” covers a wider range of resources than “historic properties,” such as sacred sites, archaeological sites not eligible for the National Register of Historic Places, and archaeological collections.

See the DEFINITIONS AND TRANSLATIONS in [Attachment A](#).

addressed in 36 C.F.R. § 800.8(c), “*Use of the NEPA process for section 106 purposes*,” authorizes agencies to use the procedures and documentation required for the preparation of an Environmental Assessment (EA) and Finding of No Significant Impact (FONSI) or an Environmental Impact Statement (EIS) and Record of Decision (ROD) to comply with Section 106 in lieu of the procedures in 36 C.F.R. § 800.3 through 36 C.F.R. § 800.6 of the Section 106 regulations.

This handbook also provides advice on implementing CEQ regulations that require agencies to “integrate the NEPA process with other planning at the earliest possible time to insure that planning and decisions reflect environmental values, to avoid delays in the process, and to head off potential conflicts.”¹ A 2003 report from the NEPA Task Force, *Modernizing NEPA Implementation*, recommended that CEQ develop a handbook to integrate the NEPA environmental review with Section 106 and other environmental review laws.² CEQ has issued a suite of guidances and memoranda to agencies on topics such as improving the efficiency of the NEPA process, establishing categorical exclusions, and mitigation and monitoring to reaffirm the NEPA principles of early integration of statutes and interagency cooperation.

This handbook is a joint effort between CEQ and the ACHP and has benefitted from broad agency review. It is intended to help practitioners take advantage of opportunities to coordinate NEPA and Section 106 compliance procedures to improve environmental reviews. The handbook will also help Federal agencies, project sponsors, and applicants identify early in project planning when they might benefit from the NEPA-Section 106 substitution process. A checklist of information needed to complete a legally sufficient substitution process is included at the end of the handbook to help agencies make an informed decision about which approach is most practical in a specific situation.

The ACHP and CEQ understand that agencies will apply concepts in this handbook consistent with their own mission, policies, and regulations, as well as the CEQ and Section 106 regulations to meet the increasingly complex challenges of project planning in the 21st century.

Accordingly, NEPA practitioners, preservationists, project sponsors, applicants, and the general public are encouraged to become familiar with and apply the key concepts for integrating NEPA and Section 106 compliance procedures:

- ▶ Begin integration of NEPA and Section 106 processes early—the earlier it begins, the better it works.
- ▶ Educate stakeholders on the benefits of integrating, through coordination or substitution, the NEPA and Section 106 processes.
- ▶ Develop comprehensive planning schedules and tracking mechanisms for the NEPA and Section 106 processes to keep them synchronized.
- ▶ Develop comprehensive communication plans that meet agency outreach and consultation requirements to maximize opportunities for public and consulting party involvement and minimize duplication of effort by agency staff. Plans should specify whether the agency will use coordination or substitution.
- ▶ Use NEPA documents to facilitate Section 106 consultation, and use Section 106 to inform the development and selection of alternatives in NEPA documents.
- ▶ Develop an integrated strategy to accomplish specialized studies to provide information and analysis needed under NEPA and Section 106.
- ▶ Complete Section 106 and the appropriate NEPA review (Categorical Exclusion, EA, or EIS) before issuing a final agency decision.

THE ADVISORY COUNCIL ON HISTORIC PRESERVATION (ACHP)

The ACHP provides guidance and advice and generally oversees the operation of the Section 106 process. The ACHP also consults with and comments to agency officials on individual undertakings and programs that affect historic properties.

THE PRESIDENT'S COUNCIL ON ENVIRONMENTAL QUALITY (CEQ)

CEQ coordinates Federal environmental efforts and works closely with agencies and other White House offices in the development of environmental policies and initiatives.

II. BACKGROUND

Federal agencies have independent statutory obligations under NEPA and NHPA. Section 106 and the NEPA reviews help ensure that our natural, cultural, and historic environment is given consideration in Federal project planning. Federal courts have characterized both laws as requiring the Federal Government to “stop, look, and listen” before making decisions that might affect historic properties as one component of the human environment. The ACHP and CEQ present this handbook to address a long-standing need to improve the abilities of Federal agencies, applicants, project sponsors, and consultants to conduct these environmental reviews in the most efficient and effective way possible. It provides advice on implementing a 1999 provision in the Section 106 regulations, “Coordination with the National Environmental Policy Act,” 36 C.F.R. § 800.8. It also provides advice on implementing CEQ regulations, requiring agencies to “integrate the NEPA process with other planning at the earliest possible time to insure that planning and decisions reflect environmental values, to avoid delays later in the process, and to head off potential conflicts.”³

Federal agencies are encouraged to coordinate compliance with Section 106 with any steps taken to meet the requirements of NEPA. Agencies should consider their Section 106 responsibilities as early as possible in the NEPA process, and plan their public participation, analysis, and review in such a way that they can meet the purposes and requirements of both statutes in a timely and efficient manner.
36 C.F.R. § 800.8(a)(1)

Federal agencies are encouraged to integrate the NEPA process with other planning at the earliest possible time to insure that planning and decisions reflect environmental values, to avoid delays later in the process, and to head off potential conflicts.
40 C.F.R. § 1501.2

This handbook uses the term “integrate” to encompass the terms used in both Section 106 and the CEQ regulations. “Integrate” as used in 40 C.F.R. §§ 1500.2(c) and 1502.25 encompasses “coordinate” as used in 36 C.F.R. § 800.8(a), and “substitution” of a NEPA process for Section 106 as used in 36 C.F.R. § 800.8(c). This handbook is intended to assist Federal planners, cultural resource managers, and other responsible parties in improving the integration of the NEPA analysis and documentation process and Section 106 compliance. The benefits of integrating compliance have long been recognized for maximizing staff resources, facilitating coordinated public participation in decision making, and leading to more informed decisions. The CEQ recently issued guidance on the topic of making NEPA reviews more efficient and timely,⁴ and this handbook furthers many of the principles presented therein.

This handbook will illustrate that integrating the two procedures:

- ▶ Supports broad discussion of effects to the human environment and integrates the consideration of historic properties with other environmental factors.
- ▶ Facilitates the development of a comprehensive environmental review schedule that helps agencies reduce litigation risk by ensuring that requirements under both statutes and their implementing regulations are met in a timely manner.
- ▶ Provides agencies with opportunities to save time and expense by gathering information and developing public engagement strategies and documents that meet the statutory requirements of NEPA and NHPA with less duplication of agency effort.
- ▶ Enhances public engagement by providing State Historic Preservation Officer (SHPO); Tribal Historic Preservation Officer (THPO); applicants; tribal, state, and local governments; and other interested parties with opportunities to engage under both statutes at the same time.
- ▶ Helps ease potential duplication and time consuming processes for potential applicants.
- ▶ Promotes transparency and accountability in Federal decision making, and more informed, better decisions.

As agencies pursue project planning for more complex and expansive activities that have the potential to affect a myriad of resources, collaboration of NEPA and Section 106 practitioners and involvement of appropriate stakeholders early in project planning can inform the development and analysis of alternatives and the assessment and resolution of effects that meet the purpose and intent of Section 106 and the NEPA reviews. When the NEPA review and Section 106 are integrated, whether through coordination or substitution, an agency assesses ways to avoid, minimize, or mitigate adverse effects while identifying alternatives and preparing NEPA documentation. It is important for agencies to consider ways to avoid affecting historic properties before assessing potential mitigation measures to resolve adverse effects. If the proposed undertaking would have an adverse effect on a historic property and that effect cannot be avoided, then the agency can focus its consultation on the development of specific mitigation measures for that historic property.

WHAT IS CONSULTATION IN SECTION 106?

Consultation means the process of seeking, discussing, and considering the views of other participants, and, where feasible, seeking agreement with them regarding matters arising in the Section 106 process.

For more information, see: <http://www.achp.gov> and http://www.nps.gov/hps/fapa_110.htm

STATE HISTORIC PRESERVATION OFFICER (SHPO) AND TRIBAL HISTORIC PRESERVATION OFFICER (THPO)

Pursuant to the NHPA, the SHPO and the THPO advise and assist, as appropriate, Federal agencies in carrying out their historic preservation responsibilities.

16 U.S.C. 470a(b)(3)(E) and (d)(2).

WHAT IS A SIGNIFICANT IMPACT IN NEPA?

Under NEPA, significance is determined based on context and intensity. Impacts are analyzed in several contexts such as society as a whole, the affected region, the affected interests, and the locality. Intensity refers to the severity of effect, which includes factors such as the magnitude, geographic extent, duration, and frequency of the effect.

[40 C.F.R. § 1508.27]

WHAT IS AN ADVERSE EFFECT IN 106?

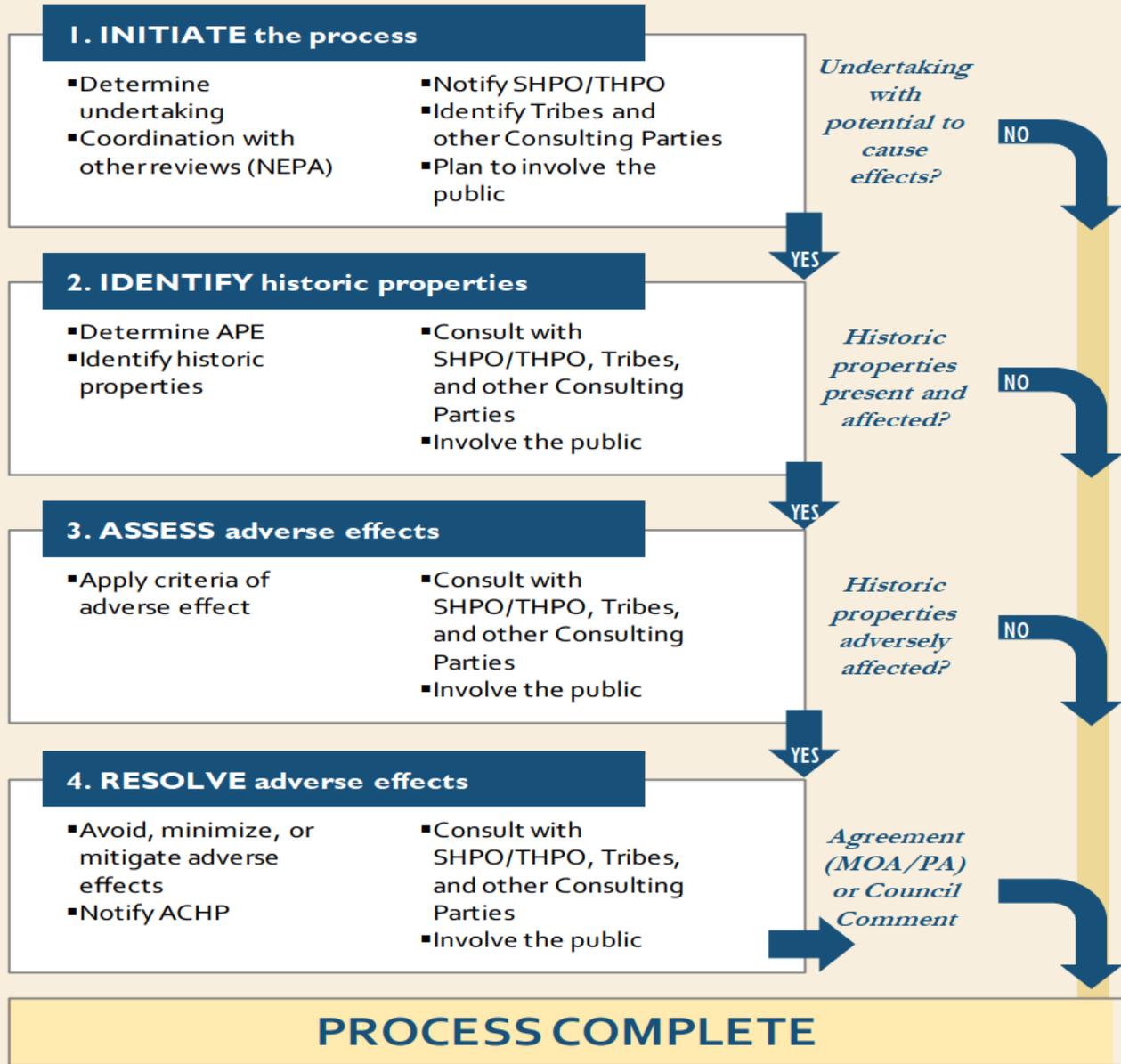
An adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the property's integrity. Adverse effects may include reasonably foreseeable effects caused by the undertaking that may occur later in time, be farther removed in distance, or be cumulative.

[36 C.F.R. § 800.5(a)(1)]

See the DEFINITIONS AND TRANSLATIONS in [Attachment A](#).

THE SECTION 106 PROCESS

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SECTION 106 OF THE NHPA

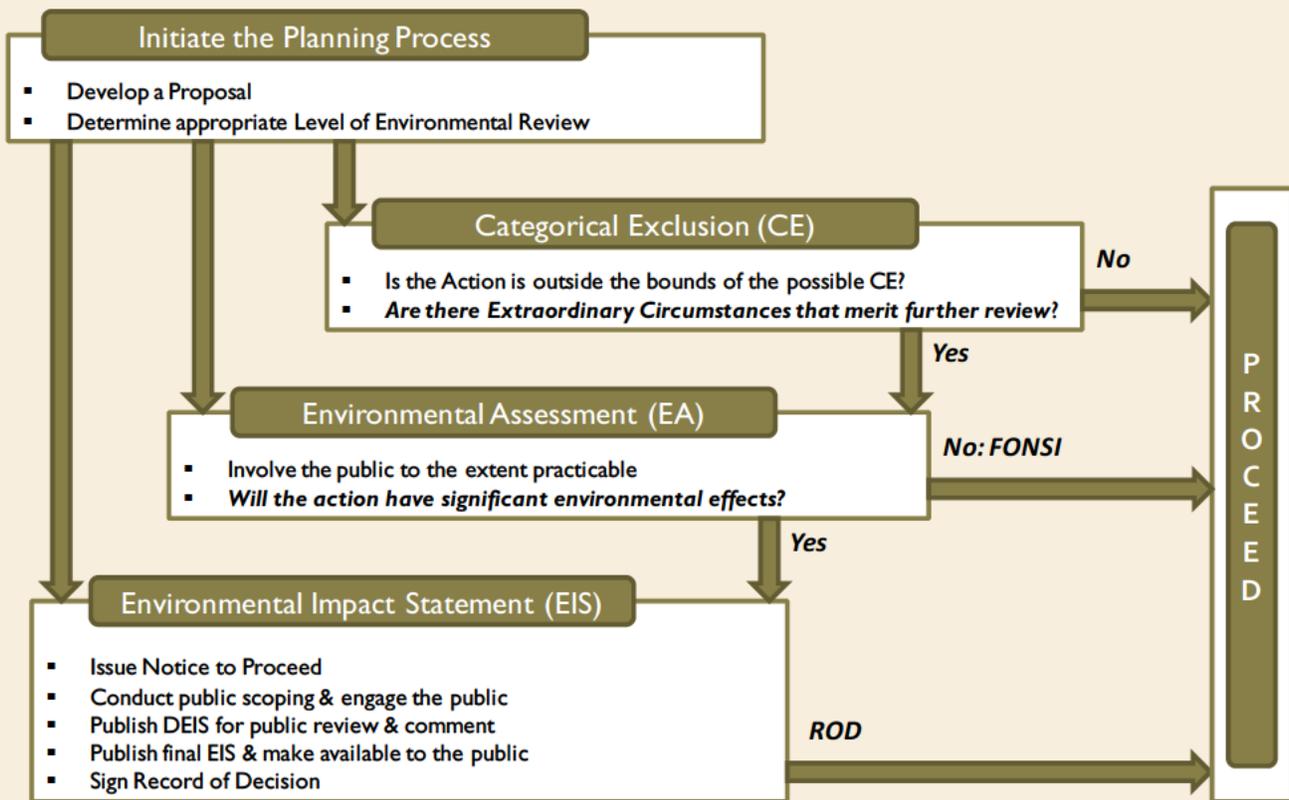
Congress enacted the National Historic Preservation Act in 1966, mandating that Federal decision makers consider historic properties during project planning. Section 106 of the NHPA requires Federal agencies to take into account the effects of undertakings they carry out, assist, fund, or permit on historic properties and to provide the ACHP a reasonable opportunity to comment on such undertakings.

Federal agencies meet this requirement by completing the Section 106 process set forth in the implementing regulations, "Protection of Historic Properties," 36 C.F.R. Part 800. The goal of the Section 106 process is

to identify and to consider historic properties that might be affected by an undertaking and to attempt to resolve any adverse effects through consultation. The process provides for participation by SHPO, THPO, tribal, state, and local governments, Indian tribes and Native Hawaiian organizations, applicants for Federal assistance, permits, or licenses, representatives from interested organizations, private citizens, and the public. Federal agencies and consulting parties strive to reach agreement on measures to avoid, minimize, and mitigate adverse effects on historic properties and to find a balance between project goals and preservation objectives.

For more information, see: <http://www.achp.gov>

THE NEPA PROCESS



NEPA

The National Environmental Policy Act was signed into law on January 1, 1970. NEPA mandates that Federal agencies assess proposed Federal actions' environmental impacts, including impacts on historic and cultural resources. Federal agencies meet their NEPA review responsibilities by completing the NEPA processes set forth in their NEPA implementing procedures and CEQ's regulations, 40 C.F.R. Parts 1500-1508. There are three forms of NEPA review: Categorical Exclusion, Environmental Assessments, and Environmental Impact Statements.

CATEGORICAL EXCLUSION (CE)

A CE describes a category of actions that are expected not to have individually or cumulatively significant environmental impacts. Each agency's procedures for implementing NEPA sets out the agency's CEs, which are established after CEQ and public review. A proposed action within such a category does not require further review in an Environmental Assessment or an Environmental Impact Statement when there are no "extraordinary circumstances" associated with the site- or project-specific proposal that indicate further environmental review is warranted.

ENVIRONMENTAL ASSESSMENT (EA)

When a CE is not appropriate and the agency has not determined or is uncertain whether the proposed action will cause significant environmental effects, then an EA is prepared. If, as a result of the EA, a finding of no significant impact (FONSI) is made, then the NEPA review process is completed with the FONSI; otherwise an EIS is prepared.

ENVIRONMENTAL IMPACT STATEMENT (EIS)

NEPA and CEQ's regulations require the preparation of an EIS when a proposed Federal action may significantly affect the human environment. When an EIS is prepared, the NEPA review process is concluded when a record of decision (ROD) is issued. Historic properties, as a subset of cultural resources, are one aspect of the "human environment" defined by the NEPA regulations. Consequently, impacts on historic properties and cultural resources must be considered in determining whether to prepare an EIS.

For more information, see: <http://www.nepa.gov>

Most Federal agencies have their own implementing regulations or administrative protocols for implementing NEPA or approved program alternatives for Section 106. The advice provided in this handbook should serve as a foundation from which Federal agencies may develop or revise their own procedures or protocols to best suit their agencies' missions, their agencies' frameworks for implementing their programs, and their agencies' approaches to specific undertakings to satisfy the requirements of both Section 106 and NEPA.

Recently enacted legislation and administrative policies encourage agencies to seek new efficiencies in the environmental review process. Implementing the advice and recommendations made in this handbook can help agencies achieve these goals. It is important to recognize, however, that special circumstances may impact how an agency proceeds through NEPA and Section 106 compliance. For example, new legislation can change what an agency is required to do, litigation may inform agency procedures and policies, an agency may need to revisit determinations or decisions, or circumstances may dictate expedited timelines. These special situations can challenge agency decision makers in determining the best way forward. As such, CEQ and the ACHP are available to provide advice to agencies on a case by case basis as these situations arise.

III. RELATIONSHIP OF NEPA AND SECTION 106 REVIEWS

NEPA and Section 106 reviews may be triggered by a Federal or Federally funded, licensed, or permitted action and apply whether that action is on Federal, private, state, or tribal land. They share the goal of more informed agency decisions with respect to environmental consequences, including the effects on historic and cultural properties. Both encourage coordination with other environmental reviews.

NEPA and Section 106 implementation are overseen by Federal agencies that have promulgated regulations implementing the statutory procedures. The CEQ oversees 40 C.F.R. Parts 1500-1508, Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act. The ACHP oversees 36 C.F.R. Part 800, Protection of Historic Properties. These regulations are similar in several respects. Both regulatory procedures:

- ▶ Authorize development of agency-specific alternative procedures provided those procedures meet certain standards and approval requirements.
- ▶ Require agencies to gather information on the potential effects of the proposed action on historic properties and consider alternatives that may avoid or minimize the potential for adverse effects.
- ▶ Vary depending on the scope of the proposed action and its potential to have environmental effects.
- ▶ Emphasize the importance of initiating the environmental review process early in project planning.
- ▶ Emphasize notifying the public about the proposed Federal actions and involving the public in the decision making process.
- ▶ Require the process to be completed prior to a Federal decision.

Distinctions exist between the NEPA and Section 106 reviews in terms of the types, scope, and geographical area of environmental review procedures, the nature of public engagement and tribal consultation, information requirements, procedures for developing alternatives,

documentation, and timing. These distinctions are important for understanding opportunities for coordination and for following the substitution process.

A. Action and Undertaking

An environmental review under NEPA is required for all “Federal actions” which include projects, plans, policies, and programs financed, assisted, conducted, regulated, or approved by Federal agencies. Federal agencies must comply with Section 106 for all “undertakings,” defined as “a project, activity or program funded in whole or in part under the direct or indirect jurisdiction of a Federal agency, including those carried out by or on behalf of a Federal agency; those carried out with Federal financial assistance; and those requiring a Federal permit, license or approval.”⁵ Under Section 106, if the agency determines that the undertaking is a type of activity that does not have the potential to cause effects on historic properties, then there is no further Section 106 responsibility.

B. Type of Review

Compliance procedures for NEPA and Section 106 vary depending on the potential of the proposed action to cause environmental effects. Federal agencies determine the type of NEPA review they will undertake for a proposed action based on the context and intensity of its impacts.⁶ Context is defined as the geographic and social context in which the effect will occur, while intensity refers to the severity of the impact. Agencies may meet their responsibilities with a Categorical Exclusion (CE), Environmental Assessment that results in a Finding of No Significant Impact, or Environmental Impact Statement and Record of Decision. CEs are agency-specific and require consideration of whether there are “extraordinary circumstances” in which a normally excluded action may have a significant environmental effect that will then require further analysis in an EA or an EIS.

Under Section 106, a Federal agency considers the potential effects of its undertaking on historic properties. When a Federal agency has found that an undertaking may adversely affect historic properties, it must develop and consider alternatives or measures to avoid, minimize, or mitigate such effects.⁷ The Section 106 process

TIP:

When a Federal agency makes its initial determination under Section 106, it considers whether the project is the type of activity that could affect historic properties, assuming such properties were present. This evaluation must be independent of the real context (e.g., actual location) for the activity. The Federal agency should never proceed on the assumption that the potential to affect historic properties is absent based on location, previous disturbance, or because no historic properties are believed to be present in the area. Such findings should be subject to the Section 106 notification and consultation provisions.

36 C.F.R. § 800.3(a)(1)

If a project, activity, or program is categorically excluded from NEPA review under an agency's NEPA procedures, the agency official shall determine if it still qualifies as an undertaking requiring review under Section 106.

36 C.F.R. § 800.8(b)

TIP:

NEPA and NHPA are statutory requirements that can be waived only by specific provision in an Act of Congress. Unless a waiver has been authorized in legislation, the administrative record for each Federal project or program should document compliance with NEPA and NHPA.

NEPA REVIEW AND TIERING

The NEPA regulations at 40 C.F.R. §§ 1502.4(c), 1502.20, and 1508.28, and CEQ guidance (“Improving the Process for Preparing Efficient and Timely Environmental Reviews under the National Environmental Policy Act”) encourage agencies to tier their EAs and EISs to eliminate repetitive discussions of the same issues and to focus on the actual issues ripe for decision at each level of environmental review. Whenever a broad EA or EIS has been prepared, such as a program or policy statement, and a subsequent EIS or EA is then prepared on an action included within the entire program or policy, such as a site specific action, the subsequent EIS or EA need only summarize the issues discussed in the broader EIS or EA by incorporation by reference and shall concentrate on the issues specific to the subsequent action. Materials incorporated by reference must be briefly described and appropriately cited, and available for review by interested parties.

For more information, see CEQ’s Memorandum for Heads of Federal Departments and Agencies, “Improving the Process for Preparing Efficient and Timely Environmental Reviews under the National Environmental Policy Act” (March 6, 2012), available at http://ceq.hss.doe.gov/current_developments/docs/Improving_NEPA_Efficiencies_06Mar2012.pdf.

SECTION 106 AGREEMENTS

A Memorandum of Agreement is used to resolve adverse effects to historic properties and conclude the Section 106 process when implementing a discrete project with identified adverse effects. A Programmatic Agreement is a program alternative that may be used to implement the Section 106 process for a complex project situation. Programmatic Agreements can be developed on a national, statewide, or regional scope for similar or repetitive undertakings, for undertakings with repetitive effects on historic properties, or for situations where the effects to historic properties cannot be fully determined prior to the approval of an undertaking.

normally concludes with an agency finding of “no historic properties affected,” “no adverse effect,” or “adverse effects” resolved through avoidance, minimization, or mitigation. For undertakings with adverse effects, the Federal agency usually executes a legally binding document, a Memorandum of Agreement (MOA) or Programmatic Agreement (PA), that stipulates the resolution of adverse effects agreed to by the signatories. In those rare circumstances where there is a failure to reach an agreed-upon solution, the ACHP issues formal advisory comments to the head of the agency. The head of the agency must then take into account and respond to those comments.⁸

C. Scope of Review

Environmental review under NEPA includes a description of the affected human environment and the environmental consequences of the proposed action on that environment. NEPA regulations require NEPA documents to list all Federal permits, licenses, and other entitlements and to integrate to the fullest extent possible its information gathering and analyses with other Federal environmental review laws and executive orders—such as the Endangered Species Act (ESA), Clean Air Act General Conformity Rule, and the Marine Mammal Protection Act. As a result, NEPA is sometimes referred to as “an umbrella law.” Nevertheless, agencies must still fulfill the requirements under those independent statutes, including the NHPA. Both NEPA and Section 106 require agencies to consider historic properties and effects to them. The affected human environment reviewed under NEPA includes aesthetic, historic, and cultural resources as these terms are commonly understood, including such resources as sacred sites. Section 106 is concerned exclusively with impacts to historic properties, defined in NHPA⁹ as properties that are listed, or may be eligible for listing, in the National Register of Historic Places (National Register).¹⁰ These may include prehistoric or historic districts, sites, buildings, structures, objects, or properties of traditional religious and cultural importance to an Indian tribe or a Native Hawaiian organization, that meet the National Register criteria.¹¹ Cultural resources that are not eligible

for or listed in the National Register may be considered as part of the NEPA review.

D. Study Area and Area of Potential Effects

The NEPA review's study area will vary depending on the extent of the potential impacts associated with the alternative courses of action. If reasonable alternatives exist, NEPA requires agencies to rigorously explore and objectively evaluate them.¹² Agencies should give a similar level of attention to historic properties as that given to other resources for all alternatives to establish a baseline of information to consider during consultation and review. Section 106 requires agencies to identify historic properties within the area of potential effects¹³ for the proposed undertaking. In practice, the preferred alternative in a NEPA review may be considered equivalent to the proposed undertaking under Section 106. Early in the Section 106 review process, the Federal agency determines the area of potential effects for its undertaking. The area of potential effects is the geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The Section 106 process does not require agencies to identify and evaluate historic properties in the area of potential effects for all NEPA alternatives; however, the preferred alternative may not be selected until late in the NEPA review, or may change during that review. In addition, Section 106 may require additional identification of historic resources as part of an effort to develop and evaluate alternatives to the proposed undertaking to avoid or mitigate adverse effects. Agencies should therefore establish the schedule, geographic area, and specifications for specialized studies, including historic property surveys, for more than the preferred alternative when there are adverse effects, to have the information they need in each step of the NEPA and Section 106 processes.

Section 106 allows the identification and evaluation of historic properties and assessment of effects to be phased for large land areas or in cases of restricted access. In some circumstances, the agency may defer identification, evaluation, and assessment of effects through a formal agreement, such as a PA. As specific aspects or locations



The Department of Veterans Affairs (VA) lost its Veterans Medical Center in New Orleans as a result of Hurricanes Katrina and Rita in 2005. It proposed to replace the facility with a new facility, adjacent to the proposed replacement for the public Charity Hospital, which would be partially funded by the Federal Emergency Management Agency (FEMA). VA, FEMA, and the City of New Orleans (as the responsible entity for NEPA under HUD delegation) cooperated to conduct a programmatic (or tier 1) Environmental Assessment (PEA) for siting the two hospitals together in the Mid-City Historic District. Since the agencies did not wish to identify a preferred alternative prior to issuing the PEA, the Section 106 Programmatic Agreement was developed to address the potential adverse effects of each of the alternatives under study.

Since the approval of the programmatic Finding of No Significant Impact (FONSI) in 2007, each of the agencies have completed their own site-specific (or tier 2) Environmental Assessments.

VA issued a mitigated FONSI in November 2008, and reports that its effort to satisfy the Programmatic Agreement is roughly 90 percent complete as of February 2013.

For more information and updates, go to:

http://www.neworleans.va.gov/Project_Legacy.asp

<http://www.fema.gov/environmental-planning-and-historic-preservation-program/environmental-documents-public-notice-2>

TIP:

An "effect" under Section 106 means an alteration to the characteristics of a historic property qualifying it for inclusion in or eligibility for the National Register of Historic Places. A Federal agency must assess the effects of the proposed undertaking on historic properties prior to applying the criteria of adverse effect.

PARTICIPANTS IN THE SECTION 106 REVIEW PROCESS

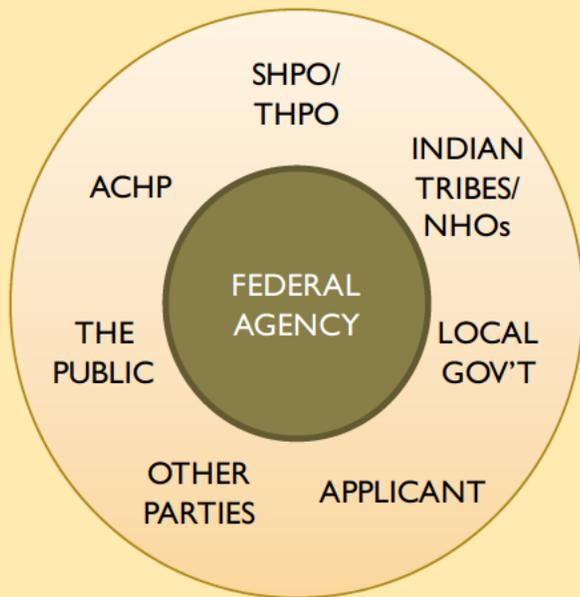
The regulations implementing Section 106, “Protection of Historic Properties” (36 C.F.R. Part 800), require Federal agencies to consult—seek, discuss, and consider the views and seek agreement with—the following stakeholders:

- ▶ State and Tribal Historic Preservation Officers (SHPOs/THPOs)
- ▶ Federally recognized Indian tribes, including Native villages, Regional Corporations or Village Corporations, as those terms are defined in Section 3 of the Alaska Native Claims Settlement Act, and Native Hawaiian organizations (NHOs)
- ▶ Local governments
- ▶ Applicants for Federal permits, licenses, or assistance
- ▶ The National Park Service, if a National Historic Landmark may be affected by the undertaking
- ▶ The ACHP, if historic properties may be adversely affected or other circumstances warrant its participation

Federal agencies may also invite other consulting parties with a legal or economic relation to the undertaking or affected properties or concern with the undertaking’s effects on historic properties.

The views of the public are also essential to informed Federal decision making in the Section 106 process.

For more information, go to:
<http://www.achp.gov>



of an alternative are refined or access is gained, the agency should complete its efforts to identify and evaluate the potential effects to historic properties.

E. Stakeholder and Public Involvement

CEQ’s NEPA regulations require agencies to “make diligent efforts to involve the public in preparing and implementing their NEPA procedures” and “to provide public notice of NEPA-related hearings, public meetings, and the availability of environmental documents.”¹⁴ The extent will vary with the level of review. CEs provide limited opportunities for public and tribal involvement. Where an EA is prepared, the type and extent of public involvement is at the discretion of the authorized officer. For an EIS, scoping involves notification and opportunities for comments on a proposed action by other agencies, organizations, tribes, local governments, and the public for the purpose of determining the scope of issues and identifying significant issues related to the proposed action. Agencies are required to make the draft EIS available for public review, invite comments, and respond to any comments submitted. In addition, a Federal, state, local, and tribal government with jurisdiction or special expertise may be offered a special role as a “cooperating agency.”

Section 106 requires that agencies “provide the public with information about an undertaking and its effects and seek public comment.”¹⁵ The manner in which the agency official is to seek and consider the views of the general public should reflect “the nature and complexity of the undertaking and its effects on historic properties, the likely interest of the public in the effects on historic properties, confidentiality concerns of private individuals and businesses, and the relationship of the Federal involvement in the undertaking.”¹⁶

Agencies should plan public involvement appropriate to the scale of the undertaking and scope of Federal involvement.¹⁷ Section 106 encourages agencies to use their own procedures implementing NEPA or other programs to satisfy the Section 106 general public outreach requirements, provided they include adequate opportunities for public involvement.¹⁸

In addition to requiring public involvement, Section 106 is a consultative process that “seeks to accommodate historic preservation concerns with the needs of the Federal undertakings through consultation among the agency official and other parties with an interest in the effects of the undertaking on historic properties.”¹⁹ Consulting parties include other Federal, state, and local agencies, Indian tribes, Native Hawaiian organizations, applicants, and the interested public. Consultation is defined in the Section 106 regulations as “the process of seeking, discussing, and considering the views of other participants, and, where feasible, seeking agreement with them regarding matters arising in the Section 106 process.”²⁰ The consultation process is used to identify and evaluate historic properties potentially affected by an undertaking, assess effects, and seek ways to avoid, minimize, or mitigate any adverse effects on those properties. Consulting parties are provided a more active role in these steps than the general public.

An agency should consider the implications for their communications strategy when determining whether to use coordination or substitution. When agencies plan to fulfill NEPA requirements for a proposed action through the preparation of CEs or EAs, Section 106 may require more public involvement than that afforded by the NEPA review. More public involvement may also be required when preparing an EIS, particularly when using the substitution process. Effective communications plans for engaging stakeholders and the public should satisfy all the NEPA review and Section 106 public involvement and consultation requirements.

F. Tribal Consultation

Under NEPA, Federal agencies are encouraged to consult with Indian tribes early in the planning process, and to invite Indian tribes to be cooperating agencies in preparation of an EIS, when potential effects are on a reservation or affect tribal interests.²¹ Tribal consultation under NEPA can include effects to treaty, trust, and other natural resource issues, as well as to cultural resources in general, whether or not they meet the specific definition of historic property under the NHPA. The NEPA review may also include the government’s responsibilities under Executive Order (EO) 12898,

FEDERALLY RECOGNIZED INDIAN TRIBES

The Federal Government has a unique relationship with Indian tribes derived from the Constitution of the United States, treaties, Supreme Court decisions, and Federal statutes. Consultation with an Indian tribe must recognize the government-to-government relationship between the Federal Government and Indian tribes, and should be conducted in a sensitive manner respectful of tribal sovereignty. [36 C.F.R. § 800.2(c)(2)(ii)(B) and (C)]

NATIVE HAWAIIAN ORGANIZATION

An Native Hawaiian organization is any organization which serves and represents the interests of Native Hawaiians; has as a primary and stated purpose the provision of services to Native Hawaiians; and has demonstrated expertise in aspects of historic preservation that are culturally significant to Native Hawaiians. The term includes, but is not limited to, the Office of Hawaiian Affairs of the State of Hawaii and Hui Malama I Na Kupuna O Hawai’i Nei, an organization incorporated under the laws of the State of Hawaii. The NHPA requires the agency official to consult with any Native Hawaiian organization that attaches religious and cultural significance to historic properties that may be affected by an undertaking. [36 C.F.R. § 800.2(c)(2)(ii) and § 800.16(s)(1)]

TIP:

The development of consultation protocols or communication agreements between a Federal agency and an Indian tribe or Native Hawaiian organization may help focus consultation and create common expectations.

INVOLVING CONSULTING PARTIES IN NEPA

A Section 106 review should begin prior to a Federal agency's identification of a preferred alternative under NEPA. While many SHPOs, THPOs, Indian tribes, and NHOs may find early involvement in the NEPA process challenging, it is important that agencies engage these Section 106 consulting parties early in project planning. Their involvement in the development of alternatives and consideration of historic preservation issues will benefit both the NEPA and the Section 106 processes. The development of alternatives which resolve adverse effects and prevent the need to review or revisit previously eliminated alternatives advances environmental reviews.

ENVIRONMENTAL JUSTICE

Environmental justice issues encompass a broad range of impacts covered by NEPA, including impacts on the natural or physical environment and interrelated social, cultural, and economic effects. In Section 106 consultations, representatives of affected communities may also raise environmental justice issues. Such issues which can be addressed through historic preservation considerations may contribute to the agency's overall environmental justice compliance.

Section 304 of the NHPA provides that the head of a Federal agency or other public official receiving grant assistance pursuant to the act, after consultation with the Secretary of the Interior, shall withhold from public disclosure information about the location, character, or ownership of a historic property when disclosure may cause a significant invasion of privacy, risk harm to the historic property, or impede the use of a traditional religious site by practitioners.

36 C.F.R. § 800.11(c)(1)

Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations; EO 13175, Consultation and Coordination with Indian Tribal Governments; the American Indian Religious Freedom Act; and related statutes and policies that have a consultation component.

Under the NHPA, consultation with Indian tribes and Native Hawaiian organizations is mandatory. It focuses on identifying and evaluating historic properties, assessing effects, and, where appropriate, resolving adverse effects to those properties. Consultation is required with any Indian tribe or Native Hawaiian organization that may attach religious and cultural significance to historic properties that may be affected by a proposed undertaking, regardless of whether the property is located on or off tribal lands.²²

G. Information Requirements

The CEQ regulations require agencies to describe the environment, including cultural resources, likely to be affected by the proposed action and alternatives, and to discuss and consider the environmental effects of the proposed action and alternatives, so decision makers and the public may compare the consequences associated with alternate courses of action. Data and analysis vary depending on the importance of the impact, and the description should be no longer than necessary to understand the effects of the alternatives, with less important material summarized, consolidated, or referenced.²³

Section 106 requires agencies to make a reasonable and good faith effort to identify historic properties. The level of effort is determined in consultation with the SHPO or the THPO. Agencies take into account information provided by consulting parties, individuals, organizations, tribes, and Native Hawaiian organizations about the location, character, and ownership of historic properties. They also consider past planning efforts and research, the magnitude and nature of the undertaking, the degree of Federal involvement, the nature and extent of potential effects on historic properties, and the likely nature and location of historic properties within the area of potential effects. Information about the location, character, or

ownership of historic properties, may be subject to the confidentiality provisions of Section 304 of the NHPA. Further, it may be necessary to withhold protected business analysis where the project sponsor or applicant wants to keep competitive information confidential. The request for confidentiality is often made early in the consultation process. It is important for an agency to carefully review solicitations and information that would be released or made available to the general public to ensure confidential information is protected as appropriate.

H. Documentation

At the end of the NEPA and Section 106 reviews, Federal agencies select an alternative to implement. The NEPA review may conclude with documentation of a CE, a FONSI for EAs, or a ROD for EISs, or a No Action decision. Only the ROD is a decision document under the CEQ regulations.²⁵ The Section 106 process normally concludes with documentation of one of three findings: “no historic properties affected;” “no adverse effect;” or “adverse effect” to historic properties that the Federal agency has resolved through the measures they have agreed to in an MOA or PA.²⁶ In rare circumstances, an agency is unable to resolve adverse effects, terminates consultation, and requests the ACHP to issue formal advisory comments.²⁷ The agency head then concludes the process by providing the ACHP with a summary of its decision and evidence of consideration of the ACHP’s comments prior to reaching a final decision on the undertaking.²⁸ Copies of the agency’s response and summary are provided to consulting parties and made available to the public. By statute, Federal agencies must conclude the Section 106 process before approving the expenditure of funds on an undertaking or before the issuance of any license, permit, or approval for an undertaking to proceed.²⁹ This requirement does not apply to the use of funds for non-destructive planning, provided that such actions do not restrict the subsequent consideration of alternatives to avoid, minimize, or mitigate the undertaking’s adverse effects on historic properties.³⁰

Applicants are likely to carry out a significant amount of the work including the following: gathering and providing

baseline information on resources that may be impacted by the proposed action; administrative and technical facilitation of public engagement and tribal consultation; and helping to prepare or review draft documentation. Officials may authorize an applicant to initiate consultation with the SHPO/THPO and other consulting parties with the exception of Indian tribes by notifying the SHPO/THPO.³¹ This delegation authority does not extend to an agency’s government-to-government relationship with Indian tribes. The Federal agency alone is responsible for all findings and determinations under Section 106, and for government-to-government consultation with Indian tribes.

PROGRAM ALTERNATIVES FOR SECTION 106

Federal agencies may develop other “Program Alternatives” to fulfill their Section 106 compliance responsibilities. The Section 106 regulations outline options including the following: nationwide, regional, or complex project Programmatic Agreements; prototype Programmatic Agreements; exemptions; standard treatments; and program comments. Program Alternatives can be used to tailor the Section 106 review process to meet the needs of a particular Federal project or program.

For more information, see:

<http://www.achp.gov>

PROGRAMMATIC AGREEMENTS

A Programmatic Agreement is a flexible tool that allows agencies to tailor the Section 106 process to their program or series of undertakings. A Programmatic Agreement may be helpful when an agency is developing a programmatic EA or EIS to establish a process for concluding future consultation and considering effects to historic properties. Consulting party involvement in the development of a Programmatic Agreement enables the Federal agency to identify major policy and historic preservation issues and focus consultation in relevant areas.

For example, a Programmatic EA and related Section 106 Programmatic Agreement were successfully developed to address environmental issues in recovery activities related to Hurricanes Rita and Katrina in Louisiana. For more information about FEMA’s historic preservation program, see <http://www.achp.gov/fema.html>.

For more information about Section 106 Programmatic Agreements, see

<http://www.achp.gov>

IV. ROAD MAP FOR COORDINATION

Coordinating the Section 106 and NEPA reviews is most effective when the responsible parties begin them simultaneously so that each process will fully inform the other. The general principles in 36 C.F.R. § 800.8(a) provide a framework for this coordination. The following section provides advice for putting those principles into practice for each level of NEPA review.

The initiation of the environmental review process is a critical part of planning a proposed action. The objectives and goals of the proposed action are usually outlined at this stage, and the agency begins to identify the potentially impacted resources and those entities and individuals that have an interest in the action or its potential effects. Agencies may be able to identify whether the proposed action meets the regulatory definition of undertaking and has the potential to cause effects on historic properties. If the action is not an undertaking with such potential, the agency has no further Section 106 responsibilities and should include this determination in the NEPA documentation.

Opportunities for Coordination:

- ▶ Begin both NEPA and Section 106 reviews early in project planning so each process can inform the other.
- ▶ Plan public involvement to satisfy both NEPA and Section 106 requirements.

A. Categorical Exclusions

The majority of Federal actions reviewed under NEPA qualify for a CE. A CE is established administratively as part of an agency’s NEPA implementation procedures. It is specific to an agency’s programs and is based on an agency’s determination that the activities described in the CE typically do not have any potential for significant effects. A CE can be used to satisfy NEPA requirements for a proposed action when that action is described by the CE and the agency determines that there are no “extraordinary circumstances” that would warrant further analysis in an EA or EIS.³² Because Section 106 is an independent statutory requirement, compliance with

NEPA through a CE does *not* satisfy an agency's obligations under Section 106 of the NHPA.³³

If the proposed action is a type of undertaking with the potential to affect historic properties, the agency initiates the Section 106 consultation process by identifying the appropriate SHPO/THPO and other parties with an interest in the effects of the undertaking on historic properties, and consults to determine the area of potential effects, and the scope of identification efforts, consistent with 36 C.F.R. Part 800. The Section 106 consultation can assist an agency in determining whether “extraordinary circumstances” related to historic properties are present. “Extraordinary circumstances,” in which a normally excluded action may have a significant environmental effect, typically consider the “degree to which the action may adversely affect districts, sites, highways, structures, or objects listed in or eligible for listing in the National Register of Historic Places or may cause loss or destruction of significant scientific, cultural, or historical resources.”³⁴

When the Section 106 process concludes there are no historic properties present in the area of potential effects for the proposed action or that the proposed action will have no effect or no adverse effect to historic properties, the agency may proceed with the CE, if there are no other extraordinary circumstances, after documenting completion of its Section 106 requirement. However, if an agency determines there may be adverse effects to historic properties, it must consider whether the adverse effects constitute “extraordinary circumstances” that merit further analysis in an EA or EIS, either alone or in combination with other environmental effects. When the agency resolves the adverse effects to historic properties through the Section 106 process by avoiding, minimizing, or mitigating them such that the potential adverse effects no longer constitute “extraordinary circumstances,” it may still meet its NEPA responsibilities through a CE. The agency documents the Section 106 analysis to support the application of the CE, and the Section 106 analysis should be completed before or concurrent with the use of a CE. If an agency uses CE documentation as its decision document and the proposed action constitutes a type of undertaking with the potential to



Congress has delegated the responsibility to comply with NEPA and Section 106 for certain programs of the Department of Housing and Urban Development (HUD) to the state and local governments which receive HUD funds, such as Community Development Block Grants (CDBG). In order to use CDBG funds to demolish a derelict structure or to design infill redevelopment in a blighted neighborhood, local governments must comply with Section 106 and NEPA. Many state and local governments have executed Programmatic Agreements which tailor the Section 106 review process to their HUD-delegated programs.

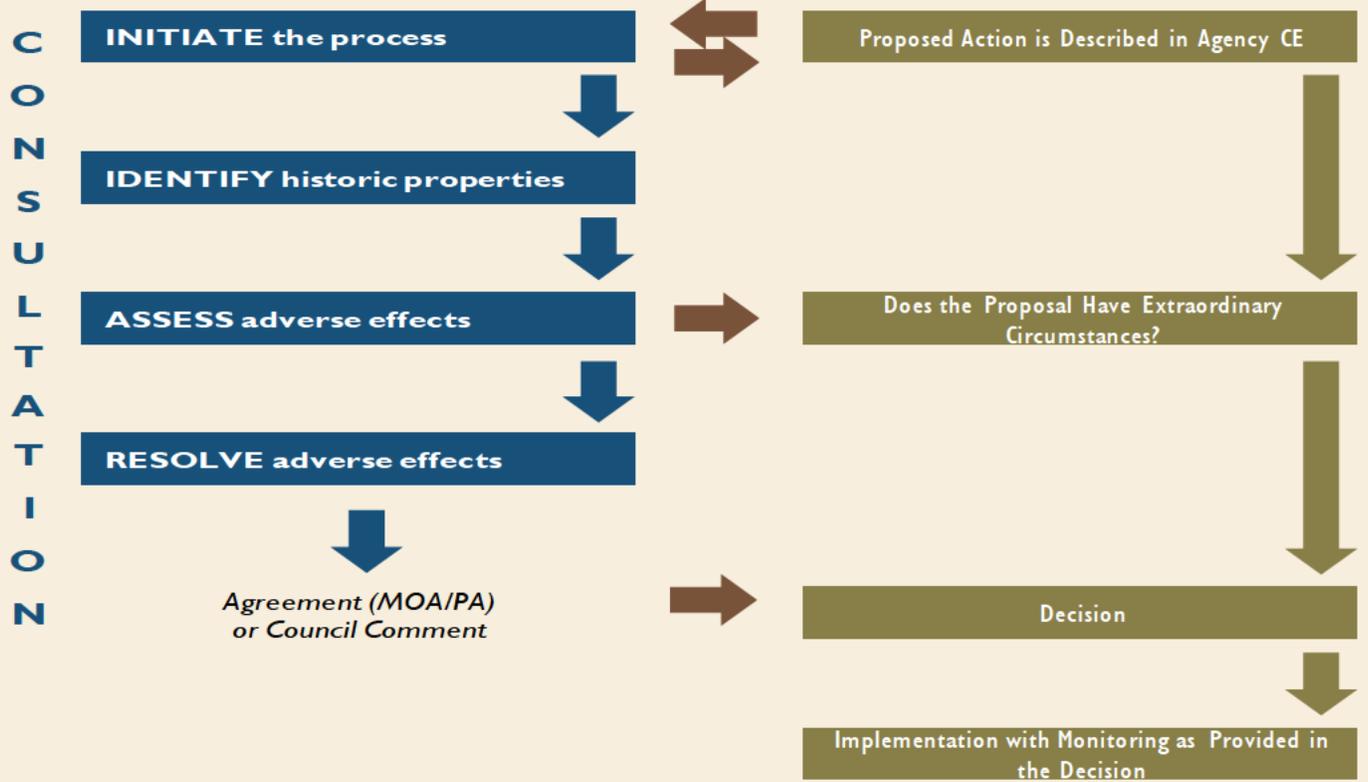
To review examples of these Section 106 Programmatic Agreements, go to:

http://portal.hud.gov/hudportal/HUD?src=/program_offices/comm_planning/environment/section106

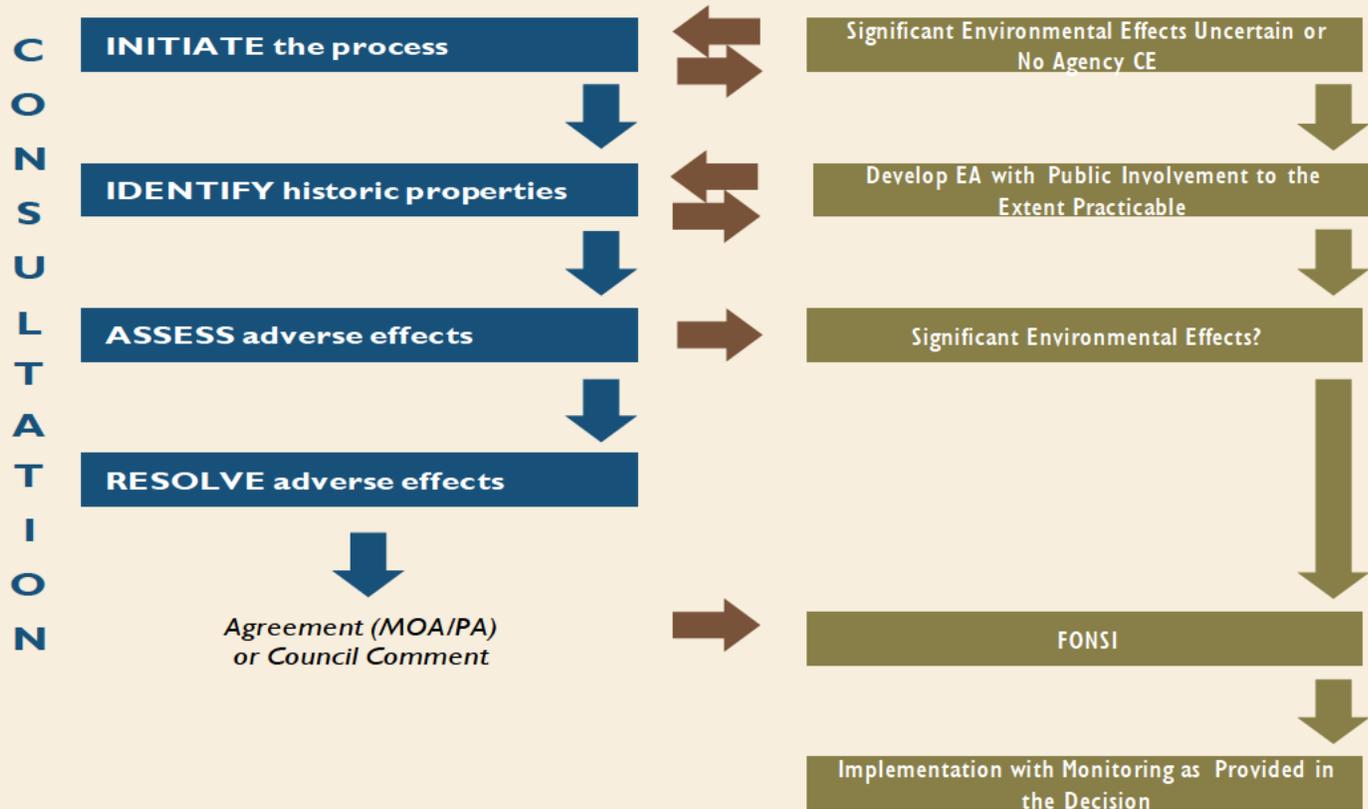
TIP:

Federal agencies can facilitate the early involvement of consulting parties by highlighting the relevant parts of the NEPA document that address the Section 106 process and historic preservation concerns.

TIMING AND COMMUNICATION SECTION 106 AND CE



SECTION 106 AND EA



Note these graphics present generic depictions of the two review processes.

affect historic properties, then it would have to wait until the Section 106 process was concluded to issue such a CE document.

Opportunities for Coordination:

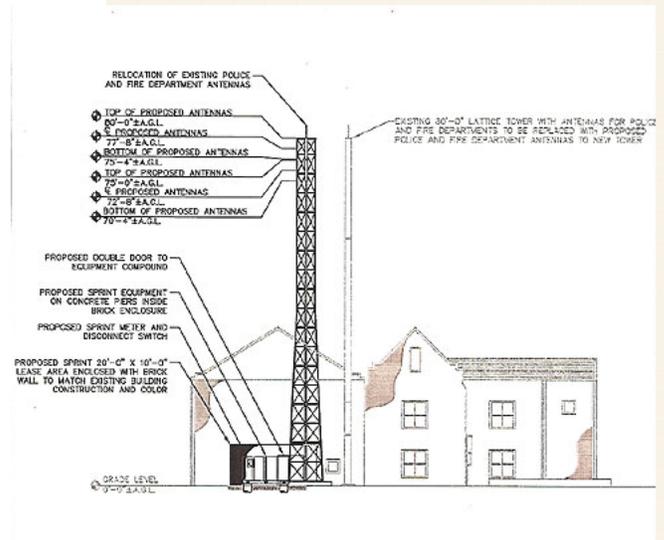
- ▶ Synchronizing NEPA and Section 106 reviews can allow potential adverse effects to be avoided, minimized, or mitigated and documented so that a CE can be applied.
- ▶ The Section 106 process can identify those circumstances in which the adverse effects to historic properties, individually or in combination with other potential effects, constitute “extraordinary circumstances” such that application of a CE is not appropriate, and additional NEPA analysis is required.

B. Environmental Assessments

When a CE is not appropriate and the agency has not determined that a proposed action has the potential to cause “significant environmental effects” requiring an EIS, the agency prepares an EA. An EA is typically a concise public document that provides sufficient evidence and analysis for determining whether to prepare an EIS or FONSI.³⁵ The EA includes brief discussions of the need for the proposed action, the environmental impacts of the proposed action and alternatives, and a listing of agencies and persons consulted. It includes the development and description of appropriate reasonable alternatives for proposals that involve unresolved conflicts concerning alternative uses of available resources. If the result of the EA is a FONSI, then the NEPA review process is complete; otherwise, an EIS is prepared or the proposal is not advanced.

1. Preliminary Analysis

During initial project formulation, the agency identifies the SHPO/THPO, Indian tribes and Native Hawaiian organizations, and other parties who may be concerned with the effects of the proposed action and its potential to affect historic properties.³⁶ Initiation of Section 106 consultation on an undertaking’s area of potential effects and the identification of any historic properties that might be located within this geographically designated area can assist the agency in refining the issues for analysis and the



In 2001 and 2004, the Federal Communications Commission (FCC) executed nationwide Programmatic Agreements (NPAs) to streamline the Section 106 review of the proposed collocation of wireless antennae on existing tower facilities and the proposed construction and modification of certain wireless communications tower facilities. Concurrently, the FCC amended its regulations at 47 C.F.R. § 1.1307(a)(4) to state that new facilities that may affect historic properties, as determined through the Section 106 review process, are “actions that may have a significant environmental effect, for which Environmental Assessments (EAs) must be prepared.” New facilities and collocations that do not affect historic properties may be categorically excluded from NEPA.

To learn more about the NPAs and the FCC regulations, go to:

<http://wireless.fcc.gov/siting/npa.html>

RESPONSIBLE PARTIES AND APPLICANTS

Federal agencies are responsible for complying with NEPA and Section 106. Other “responsible parties”- such as state or local governments, tribal governments, or applicants for Federal licenses, permits, or approvals- may be delegated the authority to complete certain agency obligations. Even where a delegation is not authorized, a Federal agency may use information, analyses, and recommendations prepared by these parties in the NEPA and Section 106 processes. The Federal agency remains responsible for NEPA and Section 106 findings, determinations, and government-to-government consultation with Federally recognized Indian tribes.
[36 C.F.R. § 800.2(a)(3)]

TIP:

When working with applicants, project sponsors, and consultants, Federal agencies should communicate with them early and clearly define the scope of the project, roles and responsibilities for both NEPA and Section 106 review, timelines, and information sharing. Early involvement means before major decisions are made about the planning process and preferred alternatives are selected.

scope of NEPA review. This includes the assessment of how alternatives to avoid, minimize, or mitigate potential adverse effects to historic properties will be considered in the NEPA review.

2. Plan to Involve the Public

Some form of public involvement is required for an EA; however, the type and extent of outreach is up to the discretion of the authorized agency official. Examples of public involvement include external scoping, public notification before or during preparation of the EA, public meetings, or public review and comment on the draft EA. Section 106 requires both public involvement and consultation with the SHPO and/or THPO and other consulting parties. A comprehensive communications plan that includes NEPA public involvement, any additional public involvement requirements under Section 106, Section 106 consultation requirements, and additional tribal consultation requirements will help meet the public engagement responsibilities with less duplication of effort. A good plan will include information on the background and context for the project, the agency points of contact, stakeholders, and scheduling milestones. Having a clear communications plan for all public outreach in the beginning of the project review will make the overall decision making process more transparent and provide a better opportunity for interested members of the public to contribute to the body of information assessed.

3. Preparing the EA

The Federal agency may assess the environmental impacts of the proposed action and alternatives in the EA concurrent with the potential effects of the action on historic properties. The assessment of effects to resources under an EA includes the Section 106 focus on which part of the proposed action could specifically affect a historic property and describes how the resource might be affected.

When considering effects on historic properties in the Section 106 process, the assessment should similarly focus on what aspect of the proposed undertaking would affect the historic property and what character-defining features of the historic property would be affected. Adverse effects are found when an undertaking might

alter, directly or indirectly, any of the characteristics of a historic property that qualify it for inclusion in the National Register in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association.³⁷

To coordinate Section 106 and an EA, an agency would use the Section 106 adverse effect criteria in evaluating and describing effects on historic properties. Agencies may also find it helpful to relate adverse effects under Section 106 to the criteria for determining the significance of impacts under NEPA. One approach to assessing the impacts to historic properties, as relative to the scope of the EA, is to consider the importance of the resource as its "context" and the severity of the proposed impacts as the action's "intensity."³⁸ Historic preservation professionals generally recognize that adverse effects are often complex and varied. Federal agencies should clearly define the specific characteristics that make an individual property or district eligible for the National Register to determine whether an action might alter, directly or indirectly, those qualifying characteristics in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association, and thus, to determine the severity of impacts to that historic property.

Agencies should take particular care when the proposed undertaking will affect types of historic properties whose boundaries might not be well defined or include natural features. The intensity of the action's effect on a property such as a cultural landscape or historic property of religious and cultural significance to Indian tribes or Native Hawaiian organizations might not be as immediately apparent as it would be when considering effects on a discrete structure or archaeological site. The intensity of the proposed action in these situations is likely to affect the more intangible aspects of the property, such as "feeling" as this term is used in the criteria for evaluating properties for the National Register. Consultation with Indian tribes and Native Hawaiian organizations to identify the character-defining features of such a cultural landscape is vital.



Traditional cultural landscapes describe an area considered to be culturally significant. They can and often do embrace one or more of the property types defined in the NHPA: districts, buildings, structures, sites, and objects. It is important to note that the challenges associated with the management of such sites, and their potential size, do not excuse the consideration of their significance. (Image: Sacred Sand Dunes in Monument Valley, © Sergey Yasny - Fotolia.com)

TIP:

When a project for which an agency has completed NEPA and Section 106 processes is delayed a long time or requires changes, the agency should re-engage consulting parties and provide them with new or updated information. An agency may need to reinstate Section 106 consultation if the nature of the effects to historic properties have changed during this period. This information will also inform the agency's determination whether to supplement the NEPA review.

WHAT IS MITIGATION?

In the Section 106 process, the term “mitigate” is distinct from the terms “avoid” and “minimize,” and means to compensate for the adverse effects to historic properties. In the NEPA environmental review process, the term “mitigate” includes avoiding, minimizing, reducing, as well as compensating for the impact to the human environment.

Understanding the similarities and differences between the terminology in Section 106 and NEPA is crucial to coordinate the two processes.

See [Attachment A](#) for a comprehensive comparison of terms and definitions.

TIP:

When the Section 106 process results in a finding of adverse effects to historic properties and mitigation measures are proposed through the development of a Section 106 agreement document, the NEPA review process may conclude with an EA and FONSI, or may require the development of an EIS and ROD.

The Section 106 documentation should have the length, detail, and technical information necessary to provide sufficient information to consulting parties about the nature of the historic properties involved and the reasoning behind the effect findings.³⁹ To communicate Section 106 information in the EA and FONSI, agencies may list consulting parties, outline findings and determinations, and briefly describe consulting party meetings. Tables and charts might be helpful to identify historic properties within the area of potential effects and organize descriptions of National Register eligibility, potential effects, and proposed treatment or mitigation measures. Because this information is generally presented in a summary format in the EA, agencies and applicants are encouraged to append or incorporate by reference those documents, findings, analyses, and letters developed or produced for the Section 106 process, particularly correspondence from the SHPOs and THPOs. In the EA, the agency should identify where the Section 106 findings and determinations are located to allow for easier reference and review, and consider using joint mailings that meet Section 106 consultation requirements.

The EA provides opportunities for considering mitigation measures that will avoid, minimize, rectify, reduce, eliminate over time, or compensate for adverse effects.⁴⁰ In the NEPA context, the term “mitigation” can refer to changes in the project that would lessen the overall impact to the human environment. A FONSI can be based on mitigation that would reduce the impacts of an action below the threshold of NEPA significance.⁴¹ The term “mitigation” in Section 106 refers to measures to resolve the adverse effects to identified historic properties. If adverse effects cannot be avoided or minimized, then the Federal agency seeks other ways to mitigate those effects to historic properties.⁴² Such measures might include redesign of new buildings, modification of site plans, realignment of corridors or rights of way, documentation, or preservation-in-place of certain historic properties. Any treatment and mitigation measures developed through the Section 106 process should be referenced in the EA and documented in an MOA or PA developed in consultation with consulting parties. For example, drafts of agreement documents

may be included as appendices to a draft EA and attached to a final EA or FONSI to document how the agency intends to fulfill its Section 106 responsibilities. Agencies that use a FONSI as a decision document for an undertaking must conclude the Section 106 process prior to issuing the FONSI.

4. FONSI or EIS?

The resolution of adverse effects to historic properties through the Section 106 process is a factor to consider in determining whether, for NEPA purposes, there are any potentially significant effects that require the preparation of an EIS. An adverse effect in the Section 106 process does not necessarily mean an agency will be unable to reach a FONSI. The Section 106 regulations state that the NEPA determination of whether an undertaking is a “major Federal action significantly affecting the quality of the human environment” that requires preparation of an EIS should include consideration of the likely effects on historic properties.⁴³ However, neither NEPA nor Section 106 requires the preparation of an EIS solely because the proposed undertaking has the potential to adversely affect a historic property.⁴⁴ Consequently, the agency will still need to determine whether the environmental effects of the action on historic properties are “significant” (or are still “significant”) within the meaning of 40 C.F.R. § 1508.27.

Opportunities for Coordination:

- ▶ Incorporate Section 106 and the EA process, including tribal consultation, into an overall project schedule that includes milestones and a tracking system.
- ▶ Develop a comprehensive communication plan for the EA, Section 106, and consultation requirements.
- ▶ Include current project descriptions in all staff level and government-to-government consultation meetings.
- ▶ Include a statement in any public notice about the project that the agency intends to comply with Section 106 as well as EA public notification requirements.
- ▶ Ensure all public communications and the EA include Section 106 information.
- ▶ Where adverse effects to historic properties are avoided, minimized, or mitigated, a FONSI may be appropriate to conclude the EA process.



The General Services Administration (GSA) received authorization and an appropriation to acquire a site and design a new \$100 million, 262,970 square foot Federal courthouse in Harrisburg, Pennsylvania. GSA published its Environmental Assessment (EA) that identified three site alternatives, all of which would adversely affect historic properties. The Bethesda Mission, pictured here, was one historic property that would have been adversely affected. Due to historic preservation and other community concerns, GSA determined that none of the three sites would be selected. GSA then released a revised site selection study, considering three new sites and published a new EA that selected a site at North 6th and Reily Streets, which is adequate for the courts, serves the needs of the community, and avoids adverse effects to historic properties. The Finding of No Significant Impact was approved. (Image: Bethesda Mission)

For more information, go to:

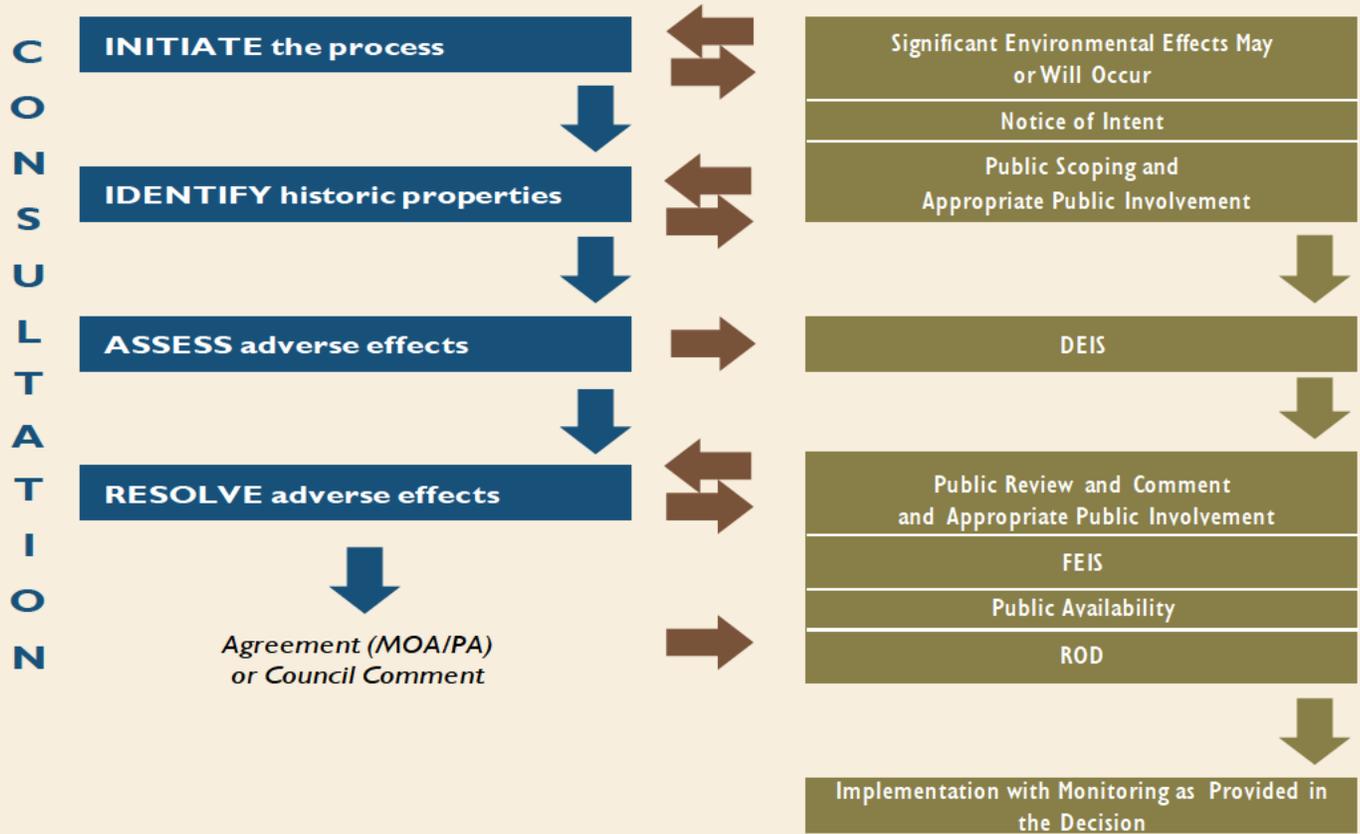
<http://harrisburgcourthouse.com/>

The determination of whether an undertaking...requires preparation of an EIS under NEPA, should include consideration of the undertaking's likely effects on historic properties.

A finding of adverse effect on a historic property does not necessarily require an EIS under NEPA.

36 C.F.R. § 800.8(a)(1)

TIMING AND COMMUNICATION SECTION 106 AND EIS



Note these graphics present generic depictions of the two review processes.

C. Environmental Impact Statements

When an agency determines at the outset of the review process or through preparation of an EA that a proposed action is a major Federal action that may significantly affect the quality of the human environment, it prepares an EIS. When an EIS is prepared, the NEPA review process is concluded when a ROD is issued.⁴⁵ When coordinating preparation of an EIS with the Section 106 process, agencies are encouraged to incorporate and build upon the discussion and recommendations for EAs as outlined above.

1. Preliminary Analysis

The Federal agency should begin coordinating the EIS and Section 106 processes when developing the statement of Purpose and Need and identifying interested parties including potential cooperating agencies and consulting parties. This early effort will facilitate the development of a comprehensive schedule and tracking system that

incorporates EIS, Section 106, as well as other environmental review requirements and milestones. The agency should also include tribal consultation requirements under EO 13175 and related authorities into a comprehensive communication plan to ensure the public, tribes, and consulting parties receive clear and complete information on when and how to provide their input. This will enable these parties to engage the agency in a manner that makes the best use of their time and expertise.

2. Scoping

The agency should include language in the Notice of Intent (NOI) and any notices of scoping, stating the agency’s intent to discuss Section 106 and utilize scoping to partially fulfill the Section 106 public notification and consultation requirements. Scoping may be an opportunity to identify consulting parties and initiate consultation. Agencies should ensure all public communications and scoping meetings include Section

106 information. The agency should clearly describe the form and format of public meetings, hearings, or listening sessions,⁴⁶ and clarify that Section 106 will be coordinated with the EIS process; including how and when that coordination will take place. The agency should present this information in plain language so that diverse members of the public and potential consulting parties can understand what will be discussed. In addition, the public should be given enough information so that it can determine whether, or how, comments might be provided and considered by the agency.

When an EIS is being prepared, agencies consider alternatives that address the purpose and need for the action⁴⁷ and the affected environment, meaning the environment of the area to be potentially affected or created by the alternatives under consideration.⁴⁸ As stated earlier, the “cultural resources” that are to be identified and assessed as part of the affected environment include a broader array of properties than the “historic properties” defined in Section 106. For example, the identification of cultural resources when preparing an EIS might include resources such as cultural institutions, resources that embody cultural practices, and sacred sites that do not otherwise meet the definition of a historic property.

By initiating consultation with the SHPO, THPO, tribes, Native Hawaiian organizations, and other consulting parties early in the process, the agency can begin to identify historic properties and effects to historic properties before the early drafting stages of the cultural resources section of the EIS. An agency may plan the timing of Section 106 consultation and the extent and timing of sharing EIS related information with consulting parties, to maximize the opportunity for Section 106 consultation to assist in describing the affected environment and in the development of alternatives for the EIS. Consulting parties can contribute information that is relevant and timely to both procedures. Consulting parties can provide the agency with new information, suggestions, and creative options that might help it to better understand the impacts associated with its potential and proposed alternatives or in developing new alternatives. Agencies should be aware that initial

alternatives might need to be reevaluated, revised, or modified as additional information about historic properties and potential effects come to light. The administrative record should document all relevant discussions and reviews.

3. Preparing the EIS

An EIS includes the analysis of the environmental impacts of each reasonable alternative. The relative scope of this analysis depends upon the level of probable effects and the complexity of the proposed alternative, and should be informed by consultation with the SHPO/THPO, affected Indian tribes, and Native Hawaiian organizations under Section 106, particularly with regard to the potential for large scale properties of religious or cultural significance. The agency should include any information obtained from the Section 106 consultation in the draft EIS sections on affected environment and impacts, subject to the confidentiality provisions of Section 304 of the NHPA. This ensures that determinations regarding which alternatives to advance for detailed analysis and which alternative is selected as the preferred alternative are made with an appropriate awareness of historic preservation concerns.

In addition to consultation, the EIS and Section 106 processes typically require specialized studies, including historic resource surveys, to fill data gaps. The EIS may need to include such studies for all alternatives, and Section 106 may require more detailed studies, particularly in the area of potential effects, for the preferred alternative. Agencies will want to establish the timing and specifications for specialized studies so that sufficient information is available to meet the requirements for both the EIS and Section 106 at each step in the compliance process, particularly with regard to the alternative that may likely be selected. Early consideration and coordination of the EIS and Section 106 processes will help achieve this, avoid duplication of effort, and lessen the risk that issues raised late in the process will require development of additional alternatives specifically to address historic property concerns.

4. Public Comment

By including Section 106 information in the Notices of Availability (NOA) and other public notices, agencies may meet the Section 106 requirements for public notification together with the EIS public review and comment requirements. The draft EIS or preliminary draft EIS can also be used to facilitate consultation efforts, including the development of draft MOAs and PAs. Public comments received by the agency should be considered in the identification of historic properties, the assessment of effects, and in the resolution of adverse effects.

5. Record of Decision

When there is a need to resolve adverse effects to historic properties, the agency develops mitigation measures that are typically memorialized in the signed MOA or PA. These documents should be included in the final EIS or ROD. Agencies and applicants should ensure there is an adequate mechanism for monitoring compliance with those measures, and that any commitments made in the final EIS and MOA or PA are supported by the appropriate authority, resources, and funding.

Opportunities for Coordination:

- ▶ Include any draft MOA and PA in the Appendices of the Draft EIS. Include the draft final or final MOA or PA in an Appendix to the final EIS.
 - ▶ Update the public on the status of the EIS and Section 106 reviews on agency Web sites, if available.
 - ▶ Keep tribes and Native Hawaiian organizations informed by including project information and the proposed schedule at all regular meetings.
 - ▶ Review comments received through the EIS process to identify any unresolved cultural, historic, and/or tribal issues.
 - ▶ Where appropriate to resolve adverse effects, describe the mitigation commitments in the decision record.
- ▶ Include language in any notification of scoping (including NOI) stating how it meets Section 106 public notification requirements.
 - ▶ Ensure all public communications and scoping meetings include relevant Section 106 information.
 - ▶ Use scoping and Section 106 consultation to identify historic resources and key issues, especially landscape level concerns.
 - ▶ Develop an integrated strategy for completing studies to fill data gaps that meet information standards and timing requirements for both the EIS and Section 106 processes.
 - ▶ Include information obtained from the Section 106 consultation in the draft EIS or preliminary draft EIS sections on affected environment, impacts, and potential mitigation for public review and comment to help meet Section 106 documentation requirements (remember to keep in mind confidentiality concerns).

V. ROAD MAP FOR SUBSTITUTION

A. Choosing Substitution

Substitution under 36 C.F.R. § 800.8(c) permits agencies to use the NEPA review to comply with Section 106 as an alternative to the process set out in 36 C.F.R. §§ 800.3-800.6. The use of a substitution approach allows agencies to use the procedures and documentation required for the preparation of an EA/FONSI or EIS/ROD to comply with the Section 106 procedures. To do so, the agency must notify the ACHP and SHPO/THPO in advance that it intends to do so and meet certain specified standards and documentation requirements as set forth in 36 C.F.R. § 800.8(c)(1). Substitution is appropriate for a proposed action for which an EA or EIS will be prepared, but not for a categorically excluded action. Those projects using a CE must follow the normal Section 106 procedures at 36 C.F.R. §§ 800.3-800.6 or an applicable program alternative.⁴⁹

There are instances where the substitution approach might not work as well as the coordinated approach. For instance, where a project involves multiple, complicated impacts on many different types of resources, but Section 106 issues appear to be minor and straightforward, it may be more efficient to fulfill the requirements of Section 106 in a concurrent but parallel manner to avoid complicating a single review process. In addition, where a high level of public controversy or complex procedural issues have emerged over the potential impacts to historic properties, an agency might recognize the benefit of keeping the review processes separate so that attention can be focused on managing and resolving discrete controversies. The decision to substitute NEPA for Section 106 purposes may also be influenced by factors stemming from an agency's compliance with other environmental laws, such as the ESA and the Clean Water Act. The ACHP, CEQ, and other agency decision makers, as appropriate, can assist with the decision to use substitution. Prior agency experience with similar actions or projects within the same geographic area can also help to guide the decision.



The National Park Service (NPS) proposed a General Management Plan (GMP) that will provide a comprehensive direction for resource preservation and visitor use, direction for management of the Site, and a basic foundation for decision making for Abraham Lincoln Home National Historic Site for the next 15 to 20 years. The selected alternative focuses on providing visitors the opportunity to experience the historic Lincoln neighborhood as Lincoln knew it during his residence in Springfield, Illinois. This goal would be accomplished in part through rehabilitation and restoration of historic buildings and new construction within the National Historic Site. The implementation of all projects and programs stemming from the GMP is contingent upon congressional funding.

The NPS used the NEPA process to fulfill its Section 106 responsibilities in accordance with 36 C.F.R. § 800.8(c). Through Section 106 consultation, the NPS found that the GMP, as a plan without appropriated funding to implement the projects, would not affect historic properties. Consulting parties, however, anticipate the infrastructure projects stemming from the GMP to have the potential to adversely affect historic properties. Accordingly, NPS committed in its Record of Decision to meet the requirements of Section 106 when planning any of the individual projects or programs that might stem from the GMP. (Image: NPS)

To learn more about the General Management Plan and review the combined NEPA/106 documentation, go to:

<http://parkplanning.nps.gov/projectHome.cfm?projectID=13436>



The Federal Transit Administration (FTA) proposed a grant to the Regional Transportation District (RTD) of Denver, Colorado, for the construction of the Gold Line, an 11.2-mile electric commuter rail transit line. FTA notified the ACHP and the Colorado State Historic Preservation Office (SHPO) of its intent to use the NEPA process for Section 106 purposes in accordance with 36 C.F.R. § 800.8(c). Through Section 106 consultation, the FTA found that the preferred alternative would adversely affect several historic properties. FTA also found it was necessary to phase the identification, evaluation, and assessment of effects to archaeological sites on properties inaccessible prior to the approval of the grant. FTA documented its commitment to phased identification and mitigation measures in a Section 106 Memorandum of Agreement (MOA). The Record of Decision was approved in 2009, and the project is currently under construction. (Image: RTD)

For more information, go to:

http://www.rtd-fastracks.com/gl_3

An agency official may use the process and documentation required for the preparation of an EA/FONSI or an EIS/ROD to comply with Section 106 in lieu of the procedures in §§ 800.3—800.6 if the agency official has notified in advance the SHPO/THPO and the ACHP that it intends to do so and the...standards are met [as provided in 36 C.F.R. §800.8(c)(1)].
36 C.F.R. § 800.8(c)

Early in the project planning stage, an agency should consider the following questions when determining whether substitution under 36 C.F.R. § 800.8(c) is appropriate:

- ▶ Will the Federal agency be actively involved in the development of the NEPA document (as opposed to an applicant, project sponsor, or contractor) and therefore be able to ensure its consultation responsibilities are being met?
- ▶ Are the agency delegations of authority and staff and other resources well positioned to support the substitution process?
- ▶ Will a single participation process enhance public engagement?
- ▶ Will substitution enhance the opportunity to resolve adverse effects because resource conflicts are related, or will it complicate other analyses?

Agencies will generally be able to answer “yes” to the majority of these questions for projects that make good candidates to the substitution approach.

The substitution approach requires advance planning to ensure that the NEPA review will meet the standards set forth in 36 C.F.R. § 800.8(c)(1). The substitution approach can clearly save time and documentation where an agency’s undertaking would have adverse effects on multiple historic properties and cultural resources and the agency is preparing an EIS. The agency may document the final resolution of adverse effects in the ROD and if the ROD is used in this way, then the agency is not required to develop a separate Section 106 agreement document to conclude the Section 106 process.⁵⁰

B. Meeting the Substitution Procedural Requirements and Standards

The substitution process requires that during the preparation of an EA or EIS, agencies must meet certain procedural requirements set out in 36 C.F.R. § 800.8(c) (1), (2), (3), and (4) and the four “standards,” set out in 36 C.F.R. § 800.8(c)(i)-(iv). The requirements and standards of the substitution process and advice on how to meet them during a NEPA review are outlined below. Attachment C to this handbook provides a checklist for

practitioners to use in preparing or reviewing a draft EIS or EA used for Section 106 purposes. This checklist should be particularly helpful for those practitioners working through the substitution approach for the first time.

1. Notification (36 C.F.R. § 800.8(c))

An agency must provide advance notice to the ACHP and SHPO/THPO that it intends to use the process and documentation for preparing an EA/FONSI or EIS/ROD to comply with Section 106 in lieu of 36 C.F.R. § 800.3 through § 800.8. Agencies may prepare a comprehensive project schedule and communication plan at this time to assist with internal coordination and timely completion of all substitution requirements. Roles and responsibilities should be clearly specified. This is also a good opportunity to ensure that agency decision making authority and staff and other resources are aligned to support successful execution of the plan.

2. Identifying Consulting Parties (36 C.F.R. § 800.8(c)(1)(i))

Section 106 is predicated on the active involvement of consulting parties. Agencies must keep them informed and engaged. An agency intending to use 36 C.F.R. § 800.8(c) must identify consulting parties (standard 36 C.F.R. § 800.8(c)(1)(i)) during NEPA scoping consistent with the comprehensive project schedule and communication plan. Identifying and engaging diverse consulting parties (as defined in 36 C.F.R. § 800.2(c)) at this time is vital to explain the structure and context of the substitution process and to avoid potential confusion about the forthcoming NEPA process and documentation. Stakeholders may be unfamiliar with the substitution process, and agencies should explain the opportunities for enhancing stakeholder participation, as well as the efficiencies for the agency, and be prepared to respond to questions. The agency must ensure all consulting parties are included in any notification and distribution lists for NEPA documents, and that the ACHP is included in the notification and distribution when the agency is preparing a draft EIS and EIS.⁵¹

3. Identifying Historic Properties (36 C.F.R. § 800.8(c)(1)(ii)) & Involving the Public (36 C.F.R. § 800.8(c)(1)(iv))

As an agency develops its alternatives for an EA or EIS, it must determine its area of potential effects and make a reasonable and good faith effort to identify historic properties in the area of potential effects.⁵² This effort must include consultation with consulting parties. Agencies may phase the scope and timing of their identification efforts to synchronize with their consideration of alternatives in the NEPA process, provided consideration of historic properties is commensurate with the assessment of other environmental factors. Where large land areas or large corridors are involved, final identification and evaluation of properties may be deferred through execution of a PA or in the ROD. When an agency defers completion of final identification of historic properties, it should establish the likely presence of historic properties for each alternative through background research, consultation, and the appropriate level of field identification, taking into account the number of alternatives, the magnitude of the undertaking and its likely effects, and the views of the SHPO/THPO and any other consulting party.⁵³

The results of the agency's identification and evaluation efforts must be clearly identified in the NEPA documents so that agencies may effectively use draft NEPA documents as a way to share information with the public⁵⁴ and consulting parties during public comment periods. If draft documents are not normally made available for public review and comment (such as preliminary draft EISs or draft EAs), agencies will need to consider how they will provide that information to the public and consulting parties. Providing the public the opportunity to review NEPA documents without an opportunity to provide comments will typically not be sufficient to satisfy Section 106 public involvement requirements.

4. Consulting on Effects

(36 C.F.R. § 800.8(c)(1)(iii))

The NEPA documentation must clearly state the agency's determination of effect, and this information must be provided to the SHPO/THPO and other consulting parties for their review and comment. To focus and help expedite the consulting party's review, the agency can send a draft or final NEPA document to the consulting parties and inform them where the relevant Section 106 information is located and how the NEPA document does or will address Section 106 findings and determinations. Where the Section 106 process can be concluded with a finding that no historic properties are affected or that there are no adverse effects, the agency must clearly state that finding in the final NEPA document (EA or EIS).

5. Resolving Adverse Effects

(36 C.F.R. § 800.8(c)(1)(v))

Where the assessment of effects finds that there are potential adverse effects to historic properties, the agency consults to develop alternatives and proposed measures that might avoid, minimize, or mitigate those adverse effects. Substitution does not relieve an agency of its Section 106 responsibility to resolve adverse effects to historic properties through consultation. Alternatives and proposed measures that are developed through that consultation must be described in the EA, draft EIS (DEIS), or EIS. The description in the NEPA document should not be the first time the consulting parties see the measures proposed for resolving adverse effects.

6. Providing Opportunity for Review and Objection (36 C.F.R. §§ 800.8(c)(2-3))

Agencies must submit the EA, DEIS, or EIS to the SHPO/THPO and other consulting parties for review. A DEIS or final EIS must also go to the ACHP for review.⁵⁵ During or prior to the time allowed for public review and comment during the EA or EIS process or the review required by Section 800.8(c)(2)(i) (if these do not coincide), a consulting party may report an objection to the agency that the process has not met the standards of Section 800.8(c)(1) or that the resolution of adverse effects is inadequate.⁵⁶ Consequently, the comprehensive project schedule must include sufficient time for the

opportunity for review and the possibility of an objection. Agencies planning to publish a Record of Decision 30 days after the publication of the final EIS should note that the opportunity for review and objection must occur prior to publication of the final EIS.

If there is an objection, the agency shall refer the objection to the ACHP for its opinion, which the ACHP has 30 days to provide.⁵⁷ If the ACHP does not agree with the objection or does not respond within 30 days, the agency may proceed to conclude its NEPA and Section 106 reviews. When the ACHP agrees with the objection, the agency takes the ACHP opinion into account in reaching a final decision regarding the issue following the process set out at 36 C.F.R. § 800.8(c)(3)(i).

7. Terminating the Substitution Process

If, as the result of an objection under 36 C.F.R. § 800.8(c)(2)(ii) or during consultation to resolve adverse effects, disagreement reaches a point where the substitution process is no longer prudent, then agencies may return to the appropriate step in the standard Section 106 process with notification to consulting parties. This notification must be in writing and state how previous steps met the standard procedural requirements and how the agency intends to meet the remaining Section 106 procedural requirements. If such a situation arises, the agency should consider meeting with all consulting parties to explain the specifics of complying with Section 106 and how it will continue to engage consulting parties. It is also helpful for the agency to develop a comprehensive project schedule to avoid unnecessary delays. The agency can still make use of opportunities to coordinate the remaining steps in the Section 106 process with the remaining NEPA review process, as outlined earlier in this handbook.

8. Concluding the Substitution Process

(36 C.F.R. § 800.8(c)(4))

Following review of the EA, DEIS, or EIS and resolution of any objections under 36 C.F.R. § 800.8(c)(3) and before approving the undertaking, the agency must conclude the Section 106 substitution process. If, during preparation of the EA or EIS, an agency found there were no adverse effects to historic properties from the

proposed undertaking, it documents this in the EA or EIS.

When the agency is preparing an EA and there are adverse effects to historic properties, then the agency will have to develop an MOA (or a PA under 36 C.F.R. § 800.14(b)) or consider formal ACHP comments to conclude the Section 106 process before making the decision whether to proceed with the proposed action. A FONSI should make it clear that adverse effects have been resolved and an MOA, PA, or formal ACHP comment process was concluded. Use of a mitigated FONSI does not replace the requirement and procedures in the regulations implementing Section 106 to conclude the process with an MOA, PA, or ACHP comment.

If during preparation of an EIS, an agency finds there would be adverse effects from the proposed undertaking, it must document the resolution of those effects in one of the following ways: (1) incorporating a description of the agency's binding commitment to measures to avoid, minimize, or mitigate such effects in the ROD, if such measures were proposed in the DEIS or EIS and available for the consulting parties' review and opportunity to object; (2) executing an MOA in compliance with 36 C.F.R. § 800.6(c); or (3) receiving ACHP formal comments under 36 C.F.R. § 800.7 and responding to them. When an agency makes a binding commitment to mitigation measures in the ROD, the ROD should be specific regarding who will do what. The ROD should also include such administrative provisions as a process for any continued consultation during implementation, timelines for implementation, procedures for post-review discoveries, a dispute resolution process, and a provision addressing future changes to the undertaking as described in 36 C.F.R. § 800.8(c)(5).

A final point to consider is whether the proposed action is a program or complex action occurring in stages. For example, when a programmatic EA or EIS is being completed and there will be subsequent project specific NEPA documents, a PA may be used to conclude the Section 106 process for the programmatic EA or EIS. A PA will document the agreement of signatories on a process for ongoing or future Section 106 responsibilities.

In instances where an agency believes that future flexibility may be needed, a PA can include amendment and dispute resolution procedures.

C. Challenges of the Substitution Process

The timing of the decision to pursue a substitution approach is extremely important. This decision must be made very early in the planning process and before either the Section 106 or NEPA review is substantively underway.⁵⁸

At that early stage, agencies should devise a strategy for involving the SHPO, THPO, and consulting parties and for meeting the requirements of 36 C.F.R. § 800.8(c)(1)-(2). A good working relationship with the relevant SHPO or THPO will help the substitution approach move forward more smoothly. Consider any agency-specific policies or practices that might complicate the process, such as delegation to local governments or applicants to act in the Federal agency's stead. In addition, take into consideration those responsibilities, including government-to-government consultation with Indian tribes that cannot be delegated. Finally, consider whether the SHPO is involved in a state environmental review, in which case the scope of their state role and authority needs to be taken into consideration. This could include a state environmental review with overlapping requirements that have distinct provisions.

VI. EMERGENCY PROCEDURES

The NEPA and Section 106 regulations both include provisions for emergency situations, which would include natural disasters and security threats. Under NEPA, agencies must consult with CEQ to receive alternative arrangements for actions with potentially significant environmental impacts that must be taken in a time frame that does not allow for the normal EIS process.⁵⁹ Under Section 106, when an emergency represents an immediate threat to life or property, or is officially declared by the President, a tribal government, or a state governor, an agency may expedite consultation through notification to the ACHP and SHPO/THPO and provide an abbreviated opportunity to comment, instead of following the standard process in 36 C.F.R. §§ 800.3-800.6. This provision only applies to undertakings that will be implemented within 30 days after the emergency declaration.

The National Disaster Recovery Framework⁶⁰ provides a structure for disaster recovery efforts that encourages coordination among state and Federal agencies, nongovernmental partners, and other stakeholders. Agencies are encouraged to use the NEPA and Section 106 coordination and substitution advice provided in this handbook to expedite their support to communities for recovery actions.

In addition, agencies are encouraged by the ACHP to collaborate with consulting parties in advance of a disaster to develop procedures that respond to the effects of disasters on historic properties and are responsive to agency programs. Once these procedures are approved by the ACHP, such procedures will govern the agency's compliance with Section 106.⁶¹

TIP:

Over the years, FEMA has developed template language that it proposes to consulting parties when drafting a Statewide PA. A Statewide PA is an umbrella agreement that sets forth compliance procedures for pre- and post-disaster recovery programs authorized by FEMA. This template language is meant to provide FEMA a consistent approach for their Statewide PAs to help expedite the Section 106 process for their assistance and grant programs. Statewide PAs can help states prepare for emergency situations and improve coordination when emergencies occur. FEMA may include in a Statewide PA provisions that authorize other agencies to operate under its terms. They may also allow FEMA to comply with its own Section 106 responsibilities with regard to an undertaking by adopting the findings of another agency that has already completed its Section 106 review of the same undertaking.

VII. TIMING OF DECISIONS AND CONTINUING COLLABORATION

The goal of the Section 106 process is for agencies to identify historic properties potentially affected by a proposed undertaking, assess the effects of the undertaking, and seek ways to avoid, minimize, or mitigate any adverse effects. The initiation of Section 106 should occur early in project planning and in advance of an agency making binding decisions regarding the location, design, and siting of a project. By statute, the Section 106 requirements must be met prior to an agency approving the expenditure of funds on an undertaking (other than funds for non-destructive planning) or prior to issuance of a license, permit, or approval needed by the undertaking. Further, an agency must complete the NEPA and Section 106 reviews before signing a decision document.

The NEPA review may conclude with a CE, a FONSI, or a ROD. Under CEQ regulations, CEs, EAs, FONSIs, and EISs are not decision documents. Agencies should avoid issuing NEPA documents that present a final agency decision before they have completed their Section 106 process because the Section 106 process may result in a finding that requires the NEPA document to be revised or supplemented.

If the undertaking is modified after approval of the FONSI or the ROD in a manner that changes the undertaking or alters its effects on historic properties, or if the agency official fails to ensure that the measures to avoid, minimize, or mitigate adverse effects (as specified in either the FONSI or the ROD, or in the binding commitment in the MOA) are carried out, then the agency must notify the ACHP and all consulting parties that supplemental NEPA documentation will be completed or that the agency will revert to the standard Section 106 process by completing the procedures in 36 C.F.R. §§ 800.3-800.6, as necessary.⁶² The supplemental process must be coordinated with consulting parties and meet the same requirements under 36 C.F.R. § 800.8(c) as the original NEPA documentation in those cases where

the agency is continuing the substitution approach and not reverting to the standard Section 106 process.

Although CEQ's regulations allow an agency to adopt another agency's EA or EIS to fulfill its NEPA requirements,⁶³ such an adoption on its own may not fulfill the adopting agency's Section 106 responsibilities unless specifically written into a Section 106 compliance agreement. Such a stipulation in an MOA or PA should be explicit regarding how another Federal agency may join the process and sign the agreement at a later date should its role in the program or undertaking be defined after the agreement has been executed. In the event that such a stipulation is not included in an MOA or PA, an agency should consult with the appropriate SHPO/THPO, ACHP, and other consulting parties to determine the necessity and extent of any further Section 106 review.

When mitigation is used to resolve adverse effects, agencies should incorporate the monitoring of Section 106 mitigation measures with mitigation monitoring under NEPA, ESA, or other environmental review laws and track them concurrently. In 2011, CEQ issued guidance about the importance of monitoring mitigation measures that agencies commit to making when they finalize their NEPA documents and issue their decision, both for ensuring that the mitigation commitments are implemented and for assessing their efficacy in mitigating the action's impacts to the environment.⁶⁴ Consistent with the basic NEPA tenets of public participation, as well as recent executive directives on openness and transparency in government, the guidance encourages agencies to make information about mitigation monitoring available to the public. Similarly, agencies resolving adverse effects to historic properties under 36 C.F.R. § 800.8(c), particularly when formalizing the mitigation through a ROD rather than MOA or PA, should ensure that the monitoring and reporting on the status of agreed-upon mitigation is available to consulting parties and the general public as the action proceeds. An example of how the agency can meet this obligation is to post regular status reports on the implementation of the project's mitigation measures on its Web site.

VIII. LESSONS LEARNED AND BEST PRACTICES

Finally, whether using coordination or substitution, it is important to keep track of any lessons learned to share within the agency or with other agencies to assist in making the process more efficient and manageable in the future. Best management practices should also be shared with CEQ and the ACHP and made available on agency Web sites. If agencies that have mastered the use of substitution share their successes, then other agencies may be more amenable to applying this process to their actions and take the opportunity to garner similar benefits. By sharing information, CEQ and the ACHP can also determine the type of training that will be most helpful to diverse practitioners and stakeholders. Sharing information also enables CEQ and the ACHP to stay abreast of trends that inform our policies and procedures.

IX. CONCLUSION

This handbook is intended to help NEPA and Section 106 practitioners administer or participate in NEPA and Section 106 processes in an effective and efficient manner in the 21st century. Going forward, the NEPA and Section 106 review processes should never be considered in isolation or as sequential environmental reviews that never intersect and operate under different schedules and requirements. The current paradigm for environmental reviews advanced by CEQ and the ACHP envision these reviews occurring simultaneously, continually exchanging information, and allowing determinations and recommendations in one to inform the other. Coordination or substitution not only improves the efficiency of the review procedures, but ultimately allows for the fullest consideration of effects to historic properties. Rather than allowing the lag in initiating Section 106 reviews to result in delays in NEPA review, the Section 106 process should be integrated with the NEPA review process—either through coordination or substitution.

The ultimate goal for both NEPA environmental reviews and Section 106 is to ensure the Federal Government considers the effects of its actions upon the environment, acts in the public interest, works efficiently, and makes decisions in an open, efficient, and transparent manner. Integrating the NEPA and Section 106 review processes fulfills the goals set forth in NEPA and the CEQ regulations, and by the ACHP in its Section 106 regulations. These significant environmental reviews have been in existence for almost five decades and are still relevant. By applying this handbook to future reviews, environmental and historic review processes will be synchronized to improve the overall decision making for proposed projects.

X. ENDNOTES

1. 40 C.F.R. § 1501.2.
2. “Modernizing NEPA Implementation,” Section 7.2.1, *available at* <http://ceq.hss.doe.gov/ntf/report/index.html>.
3. 40 C.F.R. § 1501.2.
4. Memorandum for Heads of Federal Departments and Agencies, Improving the Process for Preparing Efficient and Timely Environmental Reviews under the National Environmental Policy Act, March 6, 2012, *available at* http://ceq.hss.doe.gov/current_developments/docs/Improving_NEPA_Efficiencies_06Mar2012.pdf.
5. 36 C.F.R. § 800.16(y).
6. See 40 C.F.R. § 1508.27 (defining significantly).
7. 36 C.F.R. § 800.6.
8. 36 C.F.R. § 800.7(c).
9. 16 USC § 470w(5).
10. See 36 C.F.R. § 60.4 (listing the eligibility criteria for the National Register).
11. 36 C.F.R. § 800.16(l)(1).
12. See 40 C.F.R. § 1502.14 (requiring an agency to rigorously explore and objectively evaluate all reasonable alternatives, and to devote substantial treatment to each alternative considered in detail including the proposed action so that reviewers may evaluate their comparative merits); CEQ NEPA’s Forty Most Asked Questions, Question 5.b., *available at* <http://ceq.hss.doe.gov/nepa/regs/40/40p3.htm>.
13. 36 C.F.R. § 800.16(d).
14. 40 C.F.R. § 1506.6
15. 36 C.F.R. § 800.2(d)(2)
16. 36 C.F.R. § 800.2(d)(1)
17. 36 C.F.R. § 800.2(a)(4)
18. 36 C.F.R. § 800.2(a)(4)
19. 36 C.F.R. § 800.1(a).
20. 36 C.F.R. § 800.16(f)
21. 40 C.F.R. §§ 1501.6, 1508.5; Memorandum for the Heads of Federal Agencies, Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act, January 30, 2002, *available at* <http://ceq.hss.doe.gov/nepa/regs/cooperating/cooperatingagenciesmemorandum.html>; Memorandum for the Heads of Federal Agencies, Designation of Non-Federal Agencies to be Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act, July 28, 1999, *available at* <http://ceq.hss.doe.gov/nepa/regs/ceqcoop.pdf>.
22. 16 U.S.C. 470a(d). See also Consultation with Native Hawaiian Organizations in the Section 106 Review Process: A Handbook, June 2011, *available at* <http://www.achp.gov/Native%20Hawaiian%20Consultation%20Handbook.pdf>; Consultation with Indian Tribes in the Section 106 Review Process: A Handbook, June 2012, *available at* <http://www.achp.gov/pdfs/consultation-with-indian-tribes-handbook-june-2012.pdf>. See also U.S. Department of Housing and Urban Development, Tribal Directory Assessment Tool (TDAT) v2.0, *available at* <http://egis.hud.gov/tdat/Tribal.aspx>.
23. 40 C.F.R. § 1502.15.
24. 16 U.S.C. 470w-3.
25. 40 C.F.R. § 1505.2
26. 16 U.S.C. 470h-2(l).
27. 36 C.F.R. § 800.7.
28. 36 C.F.R. § 800.7 (c)(4)
29. 16 U.S.C. 470f.
30. 36 C.F.R. § 800.1(c)
31. 36 C.F.R. § 800.2(c)(4).
32. 40 C.F.R. § 1508.4.
33. 36 C.F.R. § 800.8(b).

34. 40 C.F.R. § 1508.27(b)(8).
35. 40 C.F.R. § 1508.9.
36. 36 C.F.R. § 800.3(c), (f); 40 C.F.R. § 1501.7.
37. 36 C.F.R. § 800.5(a)(1).
38. See 40 C.F.R. § 1508.27 (defining significantly).
39. See 36 C.F.R. § 800.11(a) (providing for adequacy of Section 106 documentation).
40. 40 C.F.R. § 1508.20.
41. Memorandum for the Heads of Federal Agencies, Appropriate Use of Mitigation and Monitoring and Appropriate Use of Mitigated Findings of No Significant Impact, January 14, 2011, *available at* http://ceq.hss.doe.gov/current_developments/docs/Mitigation_and_Monitoring_Guidance_14Jan2011.pdf.
42. See 36 C.F.R. § 800.6(b) (instructing the Federal agency official to consult with the SHPO/THPO and other consulting parties to seek ways to avoid, minimize, or mitigate the adverse effects to historic properties).
43. 36 C.F.R. § 800.8(a)(1).
44. 16 U.S.C. 470h-2(i); 36 C.F.R. § 800.8(a)(1).
45. 40 C.F.R. § 1505.2.
46. 40 C.F.R. § 1501.7; See 40 C.F.R. § 1506.6.
47. 40 C.F.R. § 1502.14.
48. 40 C.F.R. § 1502.15.
49. 36 C.F.R. § 800.8(b).
50. 36 C.F.R. § 800.8(c)(4)(i)(A).
51. 36 C.F.R. § 800.8(c)(2)(i).
52. 36 C.F.R. 800.8(c)(1)(ii).
53. 36 C.F.R. § 800.4(b)(2)
54. 36 C.F.R. 800.8(c)(1)(iv).
55. 36 C.F.R. § 800.8(c)(2)(i).
56. 36 C.F.R. § 800.8(c)(2)(ii).
57. 36 C.F.R. § 800.8(c)(2)(ii), (c)(3).
58. See 36 C.F.R. § 800.8(c) (“an agency official may use the [substitution process] ... if the agency official has notified in advance the SHPO/THPO and the Council that it intends to do so ...”).
59. 40 C.F.R. § 1506.11.
60. National Response Framework, January 2008, *available at* <http://www.fema.gov/pdf/emergency/nrf/nrf-core.pdf>.
61. 36 C.F.R. § 800.12.
62. 36 C.F.R. § 800.8(c)(5).
63. 40 C.F.R. § 1506.3; Memorandum for Heads of Federal Departments and Agencies, Improving the Process for Preparing Efficient and Timely Environmental Reviews under the National Environmental Policy Act, March 6, 2012, *available at* http://ceq.hss.doe.gov/current_developments/docs/Improving_NEPA_Efficiencies_06Mar2012.pdf.
64. Memorandum for Heads of Federal Departments and Agencies, Appropriate Use of Mitigation and Monitoring and Appropriate Use of Mitigated Findings of No Significant Impact, January 14, 2011, *available at* http://ceq.hss.doe.gov/current_developments/docs/Mitigation_and_Monitoring_Guidance_14Jan2011.pdf.

ATTACHMENT A

DEFINITIONS AND TRANSLATIONS

The Advisory Council on Historic Preservation (ACHP) advises Federal agencies to coordinate compliance with Section 106 of the National Historic Preservation Act (NHPA) and the procedures in the regulations implementing Section 106, "Protection of Historic Properties" (36 C.F.R. Part 800), with steps taken to meet the requirements of the National Environmental Policy Act (NEPA). The ACHP recommends that participants in the Section 106 process and NEPA practitioners familiarize themselves with the vocabulary of the two processes in order to better understand the relationship between the requirements and to realize opportunities to avoid unnecessary duplication of effort. The following is a selection of defined terms with highlighted comparisons and contrasts regarding their use in the NEPA and NHPA contexts.

TERM/PHRASE	NEPA	NHPA
Cultural Resources (NEPA)/ Historic Properties (Section 106)	Effects considered under NEPA include cultural and historic. [40 C.F.R. § 1508.8]	Any prehistoric or historic district, site, building structure, or object included in or eligible for inclusion in the National Register of Historic Places. [36 C.F.R. § 800.16.(f)(1)] Properties of religious and cultural significance to Indian tribes and Native Hawaiian organizations may be determined to be eligible for inclusion in the National Register. [16 U.S.C. 470a(d)(6)(A)]
Federal Action (NEPA)/ Undertaking (Section 106)	Federal actions includes activities entirely or partially financed, assisted, conducted, regulated, or approved by Federal agencies. Federal actions include adopting policies such as, rules or regulations; adopting plans; adopting programs; or approving projects; ongoing activities; issuing permits; or financing projects completed by another entity. [40 C.F.R. § 1508.18]	A project, activities, or program funded in whole or in part under the direct or indirect jurisdiction of a Federal agency, including those carried out by or on behalf of a Federal agency; those carried out with Federal financial assistance; and those requiring a Federal permit, license, or approval. [36 C.F.R. § 800.16(y)]
Affected Environment (NEPA)/ Area of Potential Effects (Section 106)	The environment of the area(s) to be affected or created by the alternatives under consideration. [40 C.F.R. § 1502.15]	The geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The area of potential effects is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking. [36 C.F.R. § 800.16(d)]
Significance (NEPA)/ Significant (Section 106)	Used to describe the level of impact a proposed action may have. Context and intensity have to be evaluated when assessing significance. Context is described below; intensity refers to the severity of the impact, in whatever context(s) it occurs.	Use to describe the historic resource that has certain character defining features that make it historically significant and therefore eligible for listing in the National Register with the requisite integrity. See National Register of Historic Places eligibility criteria. [40 C.F.R. § 60.4]
Significant Impact (NEPA)/ Adverse effect (Section 106)	See Significance (NEPA) above.	Alteration to the characteristics of a historic property that qualify it for inclusion in the National Register of Historic Places in a manner that would diminish its integrity. [36 C.F.R. § 800.5(a)(1)]

TERM/PHRASE	NEPA	NHPA
Public Involvement (NEPA)/ Consultation (Section 106)	<p>Agencies shall provide notice of NEPA-related public hearings or meetings and the availability of environmental documents. They shall solicit information and comments from the public, and make EISs and their supporting documentation available subject to the Freedom of Information Act. [40 C.F.R. § 1506.6]</p>	<p>The process of seeking, discussing, and considering the views of other participants, and, where feasible, seeking agreement with them. [36 C.F.R. § 800.16(f)] Agencies are required to consult with certain parties (see below) and give the public an opportunity to comment.</p>
Stakeholders (NEPA)/ Consulting Parties (Section 106)	<p>The term “stakeholder” is used throughout this handbook to refer to potentially impacted entities, including members of the public, who participate in some part of the NEPA process.</p>	<p>Parties that have consultative roles in the Section 106 process, including SHPOs; THPOs; Indian tribes; Native Hawaiian organizations; representatives of local governments; applicants for Federal assistance, permits, licenses, and other approvals; the ACHP; and other individuals and organizations with a demonstrated interest in the undertaking or the affected historic properties. [36 C.F.R. § 800.2(c)]</p>
Cooperating Agency (NEPA)/ Consulting Party (Section 106)	<p>Any Federal agency other than a lead agency which has jurisdiction by law or special expertise with respect to any environmental impact involved in a proposed (or a reasonable alternative) for legislation or other major Federal action significantly affecting the quality of the human environment. A state or local agency of similar qualifications or, when the effects are on a reservation, an Indian tribe, may by agreement with the lead agency become a cooperating agency. [40 C.F.R. § 1508.5]</p>	<p>See Consulting Party (Section 106) above.</p>
Context	<p>“Context” is the geographic biophysical, and social context in which the effects will occur. The CEQ regulations [40 C.F.R. § 1508.27] mention society as a whole, the region, and affected interests as examples of context. Considering contexts does not mean giving greater attention to, for example, effects on society as a whole than to effects on a local area. The importance of a small-scale impact must be considered in the context of the local area and not dismissed because it lacks impacts on larger areas.</p>	<p>“Historic context” or “context” is background information gathered to evaluate the historic significance of a historic property.</p>
Mitigation	<p>Mitigation includes avoiding the impact altogether by not taking a certain action or parts of an action; minimizing impacts by limiting the degree or magnitude of the action and its implementation; rectifying the impact by repairing, rehabilitating, or restoring the affected environment; reducing or eliminating the impact over time by preservation and maintenance operations during the life of the action; and compensating for the impact by replacing or providing substitute resources or environments. [40 C.F.R. § 1508.20]</p>	<p>A measure to resolve specific adverse effects to identified historic property or properties by offsetting such effects. A nexus is required between the mitigation measure(s) and the adverse effects to historic properties.</p>

TERM/PHRASE	NEPA	NHPA
Type of Effects/ Impacts	Effects and impacts are synonymous terms under NEPA. The magnitude, duration, and timing of the effect to different aspects of the human environment are evaluated in the impact section of an EA or an EIS for their significance. Effects can be beneficial or adverse, and direct, indirect, or cumulative. [40 C.F.R. § 1508.8]	An “effect” means alteration to the characteristics of a historic property qualifying it for inclusion in or eligibility for the National Register of Historic Places. [36 C.F.R. § 800.16(i)] Adverse effects are described above and may include direct, indirect, or cumulative effects.
Cumulative Effects	The impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (Federal or non-Federal) or person undertaking such other actions. Cumulative impacts can result from individually minor but collectively significant actions taking place over a period of time. [40 C.F.R. § 1508.7] An individual action may not have much effect, but it may be part of a pattern of actions whose combined effects on a resource are significant.	Adverse effects may include reasonably foreseeable effects caused by the undertaking that may occur later in time, be farther removed in distance, or be cumulative. [36 C.F.R. § 800.5(a)(1)] While the Section 106 regulations do not define “cumulative effects,” the CEQ regulation definition of “cumulative impact” is analogous and instructive.
Indirect Effects	Reasonably foreseeable impacts that occur later in time or are further removed in distance from the proposed action. [40 C.F.R. § 1508.8] These are often referred to as “downstream” impacts, or future impacts.	Indirect effects may change the character of the property’s use or physical features within the property’s setting that contribute to its historic significance; are often audible, atmospheric, and visual effects; and may relate to viewshed issues.
Direct Effects	An impact that occurs as a result of the proposal or alternative in the same place and at the same time as the action. Direct effects include actual changes to cultural or historic resources. [40 C.F.R. § 1508.8]	A direct effect to a historic property would include demolition of a historic building, major disturbance of an archaeological site, or any other actions that occur to the property itself.

ATTACHMENT B

TEXT OF 36 C.F.R. § 800.8(c)

Use of the NEPA process for Section 106 purposes. An agency official may use the process and documentation required for the preparation of an EA/FONSI or an EIS/ROD to comply with section 106 in lieu of the procedures set forth in §§ 800.3 through 800.6 if the agency official has notified in advance the SHPO/THPO and the Council that it intends to do so and the following standards are met.

(1) *Standards for developing environmental documents to comply with Section 106.* During preparation of the EA or draft EIS (DEIS) the agency official shall:

- (i) Identify consulting parties either pursuant to § 800.3(f) or through the NEPA scoping process with results consistent with § 800.3(f);
- (ii) Identify historic properties and assess the effects of the undertaking on such properties in a manner consistent with the standards and criteria of §§ 800.4 through 800.5, provided that the scope and timing of these steps may be phased to reflect the agency official's consideration of project alternatives in the NEPA process and the effort is commensurate with the assessment of other environmental factors;
- (iii) Consult regarding the effects of the undertaking on historic properties with the SHPO/THPO, Indian tribes and Native Hawaiian organizations that might attach religious and cultural significance to affected historic properties, other consulting parties, and the Council, where appropriate, during NEPA scoping, environmental analysis, and the preparation of NEPA documents;
- (iv) Involve the public in accordance with the agency's published NEPA procedures; and
- (v) Develop in consultation with identified consulting parties alternatives and proposed measures that might avoid, minimize or mitigate any adverse effects of the

undertaking on historic properties and describe them in the EA or DEIS.

(2) *Review of environmental documents.*

- (i) The agency official shall submit the EA, DEIS or EIS to the SHPO/THPO, Indian tribes and Native Hawaiian organizations that might attach religious and cultural significance to affected historic properties, and other consulting parties prior to or when making the document available for public comment. If the document being prepared is a DEIS or EIS, the agency official shall also submit it to the Council.
- (ii) Prior to or within the time allowed for public comment on the document, a SHPO/THPO, an Indian tribe or Native Hawaiian organization, another consulting party or the Council may object to the agency official that preparation of the EA, DEIS or EIS has not met the standards set forth in paragraph (c)(1) of this section or that the substantive resolution of the effects on historic properties proposed in an EA, DEIS or EIS is inadequate. If the agency official receives such an objection, the agency official shall refer the matter to the Council.

(3) *Resolution of objections.* Within 30 days of the agency official's referral of an objection under paragraph (c)(2)(ii) of this section, the Council shall review the objection and notify the agency as to its opinion on the objection.

(i) If the Council agrees with the objection:

- (A) The Council shall provide the agency official and, if the Council determines the issue warrants it, the head of the agency with the Council's opinion regarding the objection. A Council decision to provide its opinion to the head of an agency shall be guided by the criteria in appendix A to this part. The person to whom the Council addresses its opinion (the agency official or the

head of the agency) shall take into account the Council's opinion in reaching a final decision on the issue of the objection.

(B) The person to whom the Council addresses its opinion (the agency official or the head of the agency) shall prepare a summary of the decision that contains the rationale for the decision and evidence of consideration of the Council's opinion, and provide it to the Council. The head of the agency may delegate his or her duties under this paragraph to the agency's senior Policy Official. If the agency official's initial decision regarding the matter that is the subject of the objection will be revised, the agency official shall proceed in accordance with the revised decision. If the final decision of the agency is to affirm the initial agency decision, once the summary of the final decision has been sent to the Council, the agency official shall continue its compliance with this section.

(ii) If the Council disagrees with the objection, the Council shall so notify the agency official, in which case the agency official shall continue its compliance with this section.

(iii) If the Council fails to respond to the objection within the 30 day period, the agency official shall continue its compliance with this section.

(4) *Approval of the undertaking.* If the agency official has found, during the preparation of an EA or EIS that the effects of an undertaking on historic properties are adverse, the agency official shall develop measures in the EA, DEIS, or EIS to avoid, minimize, or mitigate such effects in accordance with paragraph (c)(1)(v) of this section. The agency official's responsibilities under Section 106 and the procedures in this subpart shall then be satisfied when either:

(i) a binding commitment to such proposed measures is incorporated in

(A) the ROD, if such measures were proposed in a DEIS or EIS; or

(B) an MOA drafted in compliance with § 800.6(c); or

(ii) the Council has commented under § 800.7 and received the agency's response to such comments.

(5) *Modification of the undertaking.* If the undertaking is modified after approval of the FONSI or the ROD in a manner that changes the undertaking or alters its effects on historic properties, or if the agency official fails to ensure that the measures to avoid, minimize or mitigate adverse effects (as specified in either the FONSI or the ROD, or in the binding commitment adopted pursuant to paragraph (c)(4) of this section) are carried out, the agency official shall notify the Council and all consulting parties that supplemental environmental documents will be prepared in compliance with NEPA or that the procedures in §§ 800.3 through 800.6 will be followed as necessary.

ATTACHMENT C

CHECKLIST FOR SUBSTITUTION

This checklist was developed by the Advisory Council on Historic Preservation (ACHP) as a guide for those preparing or reviewing a NEPA document – Environmental Impact Statement (EIS) or Environmental Assessment (EA) – used for Section 106 purposes in accordance with Section 800.8(c) of the Section 106 implementing regulations, “Protection of Historic Properties” (36 C.F.R. Part 800). The checklist is based on the standards for developing environmental documents to comply with Section 106 at 36 C.F.R. § 800.8(c)(1). Ideally, the preparer or reviewer will be able to answer “yes” to all items.

NOTIFICATION	YES	NO	COMMENTS
Did the agency notify <i>in advance</i> the SHPO/THPO and the ACHP of its intent to use the NEPA process for Section 106 purposes?			
Is the notification correspondence included in the EA/DEIS or appendices?			
IDENTIFICATION OF CONSULTING PARTIES	YES	NO	COMMENTS
Is the effort to identify consulting parties described in the EA/DEIS?			
Is a list of the consulting parties provided in the EA/DEIS?			
Are all consulting parties included? (Indian tribes, Native Hawaiian organizations, local governments, applicants, and/or other consulting parties)			
Has the agency reviewed and responded to all requests to be consulting parties? Has the agency documented the exchange in its administrative record?			
IDENTIFICATION OF HISTORIC PROPERTIES	YES	NO	COMMENTS
Is the effort to identify historic properties of all types (buildings, structures, objects, districts, and sites) described, including the Area of Potential Effects and the methodology for investigation? If no, has the agency disclosed its intent to phase the identification and assessments?			
Is the effort to identify historic properties commensurate with the assessment of other environmental factors?			
Are determinations of eligibility for the National Register of Historic Places (NRHP) clearly stated?			
Can a layman understand the characteristics of each historic property and why it is significant (eligible for the NRHP) and retains integrity?			

ASSESSMENT OF EFFECTS	YES	NO	COMMENTS
<p>Has one of the following Section 106 effect findings for the undertaking been clearly stated?</p> <ul style="list-style-type: none"> ▶ No historic properties affected ▶ No historic properties adversely affected ▶ Historic properties adversely affected 			
<p>If adverse effects may result, is the application of the criteria of adverse effect described?</p>			
<p>Was all of the above information presented during scoping meetings and/or other public and stakeholder outreach?</p>			
CONSULTATION AND PUBLIC INVOLVEMENT	YES	NO	COMMENTS
<p>Is the SHPO/THPO concurrence with eligibility determinations documented? Is the documentation included in the document and appendices?</p>			
<p>Is the SHPO/THPO concurrence with the Section 106 effect finding documented? Is the correspondence included?</p>			
<p>Has an adequate opportunity for consulting with the SHPO/THPO, Indian tribes, Native Hawaiian organizations, local governments, applicants, and/or other consulting parties been provided prior to the release of the DEIS/EA? Is all relevant documentation (subject to confidentiality) included?</p>			
<p>Do any of the consulting parties substantively disagree with the agency's determinations of eligibility or findings of effect? If so, is the process for seeking agreement on those issues disclosed?</p>			
<p>If a National Historic Landmark (NHL) may be affected by the undertaking, has the agency notified the National Park Service (pursuant to 36 C.F.R. § 800.10(c)) and invited its participation where there may be an adverse effect? Is all relevant correspondence included?</p>			
<p>Does the document cover sheet or distribution letter clearly indicate that the DEIS/EA also documents the Section 106 process?</p>			
<p>Have historic preservation concerns expressed by members of the public been addressed? If appropriate, have such commenters been invited to be consulting parties in the Section 106 review?</p>			
<p>Have the scoping notices and other public meeting notices included information about Section 106?</p>			

DEVELOPMENT OF ALTERNATIVES OR MEASURES TO AVOID, MINIMIZE, OR MITIGATE ADVERSE EFFECTS	YES	NO	COMMENTS
Is the development and evaluation of alternatives or modifications that could avoid or minimize adverse effects to historic properties documented?			
Where appropriate have mitigation measures been proposed?			
Is the consultation with SHPO/THPO, Indian tribes, Native Hawaiian organizations, local governments, applicants, and/or other consulting parties about avoidance, minimization, or mitigation measures documented? Is all relevant documentation (subject to confidentiality) included in the EA/DEIS or appendices?			
STEPS TO CONCLUSION	YES	NO	COMMENTS
<p>Is there a potential for the preferred alternative to adversely affect at least one historic property?</p> <p>If no, Section 106 is complete if no objections are raised by the SHPO/THPO, Indian tribes, Native Hawaiian organizations, local governments, applicants, other consulting parties, or the ACHP.</p> <p>Is the final Section 106 finding documented?</p>			
<p>If the preferred alternative could adversely affect historic properties, is one of the following strategies for completing the Section 106 process identified?</p> <ul style="list-style-type: none"> ▶ Execution of a Memorandum of Agreement or a Programmatic Agreement ▶ Incorporation of the binding commitment to mitigation measures in the Record of Decision ▶ Termination, formal ACHP comments pursuant to 36 C.F.R. § 800.7, and response by head of the agency 			
<p>If incorporating binding commitment to mitigation measures in the ROD, does the ROD include the following:</p> <ul style="list-style-type: none"> ▶ Commitments clearly identifying who will do what by when ▶ Administrative provisions including: <ul style="list-style-type: none"> ▶ Process for continued consultation during implementation (for example, regarding design review, data recovery, development of mitigation products) ▶ Deadlines/timelines for implementation ▶ Post-review discoveries ▶ Dispute resolution process ▶ Contingency for changes to the undertaking referencing 36 C.F.R. § 800.8(c)(5) 			
IMPLEMENTATION	YES	NO	COMMENTS
<p>Is the agency prepared to carry out the commitments made in:</p> <ul style="list-style-type: none"> ▶ Memorandum of Agreement or a Programmatic Agreement, ▶ Record of Decision, or ▶ Response by head of the agency to formal ACHP comments following termination? 			

ATTACHMENT D

LINKS TO MORE INFORMATION

National Historic Preservation Act:

<http://www.achp.gov/docs/nhpa%202008-final.pdf>

National Environmental Policy Act:

http://ceq.hss.doe.gov/laws_and_executive_orders/the_nepa_statute.html

Protection of Historic Properties, 36 C.F.R. Part 800:

<http://www.achp.gov/regs-rev04.pdf>

Regulations for Implementing NEPA, 40 C.F.R. Parts 1500-1508:

http://ceq.hss.doe.gov/ceq_regulations/regulations.html

ACHP's Guidance on Section 106:

<http://www.achp.gov/work106.html>

ACHP's Guidance on Section 106 Program Alternatives:

<http://www.achp.gov/progalt/>

Section 106 Archaeology Guidance:

<http://www.achp.gov/docs/ACHP%20ARCHAEOLOGY%20GUIDANCE.pdf>

ACHP's Office of Native American Affairs:

<http://www.achp.gov/nap.html>

Collaboration in NEPA: A Handbook for Practitioners:

http://ceq.hss.doe.gov/nepa/nepapubs/Collaboration_in_NEPA_Oct2007.pdf

Modernizing NEPA Implementation:

http://ceq.hss.doe.gov/publications/modernizing_nepa_implementation.html

CEQ Guidance on the "Appropriate Use of Mitigation and Monitoring and Clarifying the Appropriate Use of Mitigated Findings of No Significant Impact:"

http://ceq.hss.doe.gov/current_developments/docs/Mitigation_and_Monitoring_Guidance_14Jan2011.pdf

CEQ Guidance on Categorical Exclusions:

http://ceq.hss.doe.gov/ceq_regulations/NEPA_CE_Guidance_Nov232010.pdf

FOR MORE INFORMATION
ON THE CEQ, PLEASE VISIT:

ceq.hss.doe.gov

The Council on Environmental Quality coordinates Federal environmental efforts and works closely with agencies and other White House offices in the development of environmental policies and initiatives.

CEQ was established within the Executive Office of the President by Congress as part of the National Environmental Policy Act of 1969, and additional responsibilities were provided by the Environmental Quality Improvement Act of 1970.



Executive Office of the President

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www.achp.gov

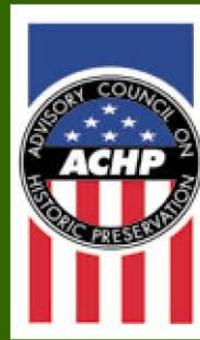
The Advisory Council on Historic Preservation, an independent Federal agency, promotes the preservation, enhancement, and sustainable use of our nation's diverse historic resources, and advises the President and the Congress on national historic preservation policy.



ADVISORY COUNCIL ON HISTORIC PRESERVATION

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Status Update

September 20, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Background information is now provided in Appendix B of this document.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012 and is currently under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- There are no changes to anticipated dates for major milestone for the development and finalization of the EIS. While the projected completion date has been exceeded for the receipt of descriptions of the affected environment and associated impact analysis for all environmental resources including vegetation, wildlife and special status species;

OSM anticipates receiving outstanding preliminary drafts by the end of the month and at this time the schedule remains within OSM's original expectations for project completion. The Current Project Schedule, including major milestones and completion dates for the EIS, is provided at the end of this document.

- OSM requested assistance in mid-August 2013 from the USEPA and NPS in the review of the Draft Ozone Impact Assessment Report due to these agencies technical expertise. OSM has requested comments be forwarded by September 16, 2013. To date OSM has received concurrence from USEPA that based upon their review of the Draft Ozone Impact Assessment Report they have no concerns.
- On September 11, 2013 OSM hosted a conference call with NPS and USEPA to resolve an outstanding comment submitted on the draft National Ambient Air Quality Standards (NAAQS) Modeling Study. In summary, the conference call established a solution resolving the comment in question that was acceptable to the USEPA and NPS.
- OSM will continue to coordinate with NPS regarding their review of the Draft Plume Visibility Report and the Draft Ozone Impact Assessment Report.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- Due to last month's revision to the Section 7 consultation schedule advancing the Biological Assessment (BA) to the USFWS 60 days earlier, development of the BA remains in critical path status. Cardno's ecological risk assessors will work closely with AECOM throughout September 2013 to resolve all comments and deficiencies identified during review of the Ecological Risk Assessments (ERAs).
- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. A tentative schedule for completion of the PVA has been developed by the CBSG and is currently being reviewed with respect to the overall Section 7 ESA consultation schedule. A draft PVA Report is anticipated to be completed in May 2014.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- OSM has received significant comments on the draft Programmatic Agreement (PA) for the FCPP and transmission lines defined within the Projects area of potential effect (APE). OSM is working with Cardno to address all comments and anticipates distributing a revised version (ver. 2) to all Section 106 consultation contacts for review and comment in October 2013.
- In late September 2013, OSM plans to forward a draft of the amended PA for the Navajo Mine to include activities associated with the Proposed Pinabete Permit, to all signatories for their review and comment.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS – NO CHANGE

- The BLM Farmington Field Office (FFO) continues review of the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the

Regional Haze Rule for the Four Corners Power Plant (FCPP). The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre- Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of drafting a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS provided the USEPA with a "whitepaper" describing their PSD modeling approach, and participated in a coordination meeting with the USEPA on July 5, 2013. It was anticipated APS would submit the PSD permit application in late August 2013. During the Cooperating Agencies monthly coordination call conducted on September 5, 2013 the USEPA reported that they had not received the application.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS – NO CHANGE

- At the request of USFWS, OSM has revised the project schedule to include an additional two months for preparation of the BO.
- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE continues to work closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. The USACE and OSM met at the OSM Western Region Office on August 13, 2013, to discuss the contents of the USACE 404(b)(1) draft document. A follow up meeting is anticipated in October 2013.

APPENDIX A - CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	10/3/13	
OSM completes review/comment of complete PDEIS	10/17/13	
OSM submits request for species list to USFWS	11/4/13	
Revised PDEIS submitted to OSM for review/comment	11/29/13	
OSM completes review/comment of revised PDEIS	12/2/13	
OSM distributes PDEIS to Cooperating Agencies	12/2/13	
Cooperating Agencies Complete Review of PDEIS	1/31/14	
Revise PDEIS per Cooperating Agency review comments	2/27/14	
OSM receives draft Biological Assessment (BA)	3/17/14	
Prepare DEIS for publication	4/3/14	
NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	4/14/14	
OSM Finalizes BA	6/3/14	
OSM submit BA to USFWS (formal consult)	6/4/14	
End public comment period	6/6/14	
USFWS notifies OSM of BA information deficiencies	7/11/14	
Prepare Public Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
USFWS issues Biological Opinion (BO)	12/16/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
End Appeal period	4/17/15	

APPENDIX B - PROJECT BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre-Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA

approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

Note: On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCR Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency in the preparation of this EA. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. On July 1, 2013, OSM announced it is delaying a decision on the permit transfer application and the related EA. During this delay, OSM is currently continuing to accept additional comments on the draft EA.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

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OSM Western Regional Director - Allen Klein – Denver, CO
BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM
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US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA
US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM
US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM
US/NPS IMR Regional Director – John Wessels – Lakewood, CO
OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: August 7, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Gary Cantley (Phoenix), Harrilene Yazzie

Navajo Nation: Krishna Baskoda (Navajo Minerals Department), Michelle Morris

Hopi Tribe: Not Represented

NPS: Not Represented

USEPA: Karen Vitulano, Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Not Represented

BLM: Joe Galluzzi (Farmington), Powell King (NM State Office), Marcella Martinez (Farmington Field Office) Shannon Hoefler, Anthony Gallegos, Chandler Joe, Shyra Valdez

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- The August status report will go out early in the week beginning August 12, 2013.
- Schedule and major milestone completion dates remain the same. OSM will forward the complete PDEIS to the Cooperating Agencies in early December 2013, and ask for Cooperating Agency comments by the end of January 2014. The Notice of Availability of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015. The milestone schedule is included in the monthly status report. OSM updates the schedule as changes occur.
- OSM continues to review draft resource sections of the PDEIS provided by Cardno.

Four Corners Power Plant and Navajo Mine Energy Project

- OSM requested input on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment from USEPA, NNEPA, and NPS. Each agency has now responded and OSM will work with APS and AECOM to resolve the comments received.

Section 7 ESA Consultation

- OSM received two preliminary ERA reports in mid-July 2013: one covering the FCPP deposition area and one covering the San Juan River basin. Those documents are currently being reviewed. The ESA Section 7 Working Group will meet in Albuquerque on August 8, 2013 at the USFWS office. AECOM and EPRI will be at the meeting, and will present on their work methodologies and results. Participants will contribute to determination of the path forward.
- The Conservation Breeding Specialist Group and USFWS have defined a technical team (core team) comprised of experts in Colorado pikeminnow lifecycle and demographics. The core team is meeting in Albuquerque on August 6 and 7, 2013 to discuss the Population Viability Analysis. OSM and Cardno are participating as observers to the core team proceedings.

Section 106

- OSM conducted a Section 106 consultation meeting on August 1, 2013 in Farmington, NM to continue discussion of the Programmatic Agreements (PAs). Nineteen participants attended in person and nine others participated by phone, including John Eddins of the Advisory Council on Historic Preservation. OSM will distribute detailed meeting notes, as phone participants may not have been able to hear everything because of technical difficulties with the conference phone system. The meeting was focused on the July 18, 2013 draft Four Corners Power Plant and Transmission Line PA. Participants identified deficiencies and provided suggestions on how to change the PA to make it more useful. OSM will continue to work with the participating parties in the PA and a second draft PA is anticipated for the end of August or early September 2013. Participants are requested to provide comments on the current draft PA by August 23.
- OSM plans to meet with Ron Maldonado (NN THPO) at the end of August to discuss the scope of work for the power plant historic structures evaluation.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application was determined to be administratively complete on May 10, 2013, and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2013.
- **BIA:** BIA received information from BHP saying they would not make a request for temporary easement on the Burnham road until 2022.
- **BLM:** BNCC is providing the mine modeling data on August 9, 2013. Modeling can start once that is received.

Four Corners Power Plant and Navajo Mine Energy Project

- **USEPA:** EPA is reviewing the FCPP NPDES application. It is deemed complete, but there is nothing else to report at this time. There is nothing new to report on the air permitting action.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** Comments related to the Pinabete mine permit have been submitted. Michelle Morris will try and attend the August 8, 2013 Section 7 meeting in Albuquerque.
- **Hopi Tribe:** Did not participate on the call.
- **USFWS:** Did not participate on the call.
- **USACE:** Did not participate on the call; however, OSM reported that OSM, USACE, Cardno, and Ecosphere will meet on August 13, 2013 to discuss coordination of the EIS and the 404(b)(1) decision document.

Potential Actions

- OSM send Michelle Morris information on the August 8, 2013 Section 7 meeting.

Status Update

August 20, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The BART proposal, EPA decision dated August 6, 2012, allowed APS to close units 1, 2, and 3, the three older units, by 2014, and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on the newer units 4 and 5 by 2018. An update relevant to the EPA's August 2012 decision is provided below under STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS .

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be

applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

Note: On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC), a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCRA Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transfer of Navajo Mine and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency in the preparation of this EA. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. On July 1, 2013, OSM announced it is delaying a decision on the permit transfer application and the related EA. During this delay, OSM is currently continuing to accept additional comments on the draft EA.

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OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) was determined to be administratively complete on May 10, 2012 and is currently under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.
2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.
3. Lead Agency in Preparing the EIS

STATUS

- There are no changes to anticipated dates for major milestone for the development and finalization of the EIS. At this time the schedule remains within OSM's original expectations for project completion. The Current Project Schedule, including major milestones and completion dates for the EIS, is provided at the end of this document.
 - OSM anticipates forwarding the PDEIS to the cooperating agencies for review and comment in early December 2013
 - Cooperating agencies are expected to complete review and comment on PDEIS by the end of January 2014.
 - OSM anticipates publishing the Notice of Availability (NOA) of the draft EIS (DEIS) in the Federal Register (FR) in early April 2014.
 - OSM anticipates conducting public meetings on the DEIS in mid-May 2014.
 - OSM anticipates publishing the Final EIS (FEIS) Notice of Availability (NOA) in the Federal Register in late January 2015
 - OSM anticipates publishing the Record of Decision (ROD) near the end of the 1st quarter of 2015.
 - OSM requested assistance in mid April 2013 from the USEPA, NNEPA and NPS in the review of air quality analysis reports due to these agencies technical expertise. To date OSM has received comment from USEPA, NPS and NNEPA. OSM is working with the consultant to resolve all comments that have been provided.
4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM received the draft Ecological Risk Assessment (ERA) reports in mid July 2013. OSM conducted a meeting with the Section 7 ESA Work Group on August 8, 2013, at the USFWS office in Albuquerque, New Mexico to review the ERA reports and discuss the draft findings.
- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. The CBSG and the USFWS have defined the PVA Technical Team and the team met on August 6 and August 7, 2013, at the USFWS office in Albuquerque to discuss work completed to date and define a proposed timeline for completion of the PVA.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- OSM hosted a Section 106 consultation coordination meeting on Thursday August 1, 2013, in Farmington, New Mexico. The meeting was attended by historic preservation officers from the Navajo Nation, Hopi Tribe, the state of New Mexico and state of Arizona; and Cooperating Agencies including BIA, USACE, BLM, USEPA and NPS. The Proponents APS, BNCC and PNM; and a representative from the Advisory Council on Historic Preservation, also attended this meeting. The meeting discussion focused on the Draft Programmatic Agreement (PA) for the FCPP. During the meeting participants identified deficiencies and provided guidance regarding information that should be included in the FCPP PA. OSM is working with all parties to resolve comments provided and anticipates distributing a revised Draft PA. All participating Section 106 consultation contacts were encouraged to provide comments on the current Draft PA for the FCPP by August 23, 2013.
- OSM continues to work on drafting an amended PA for the Navajo Mine PA to include activities associated with the Proposed Pinabete Permit.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS

- The BIA received a letter from BHP dated August 2, 2013, informing BIA that BHP will not be seeking a formal action to relocate Burnham Road (at least not at this time) but requested that the action continue to be analyzed in the EIS. The letter further stated

that based on the current mine plan, the road is not expected to be relocated until sometime after 2022.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS

- The BLM Farmington Field Office (FFO) is currently working with BNCC to obtain refined geologic data to be used in evaluating the Pinabete Permit Mine Plan.

2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre- Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is

not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS – NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.
- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of drafting a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS provided the USEPA with a "whitepaper" describing their PSD modeling approach, and participated in a coordination meeting with the USEPA on July 5, 2013. It is anticipated APS will submit the PSD permit application in late August 2013.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS

- At the request of USFWS, OSM has revised the project schedule to include an additional two months for preparation of the BO.
- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE continues to work closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. The USACE and OSM met at the OSM Western Region Office on August 13, 2013, to discuss the contents of the USACE 404(b)(1) draft document.

CURRENT PROJECT SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/16/13	7/17/13
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	10/3/13	
OSM completes review/comment of complete PDEIS	10/17/13	
Revised PDEIS submitted to OSM for review/comment	11/29/13	
OSM completes review/comment of revised PDEIS	12/2/13	
OSM distributes PDEIS to Cooperating Agencies	12/2/13	
Cooperating Agencies Complete Review of PDEIS	1/31/14	
Revise PDEIS per Cooperating Agency review comments	2/27/14	
Prepare DEIS for publication	4/3/14	
NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	5/12/14	
OSM receives draft Biological Assessment (BA)	5/19/14	
End public comment period	6/6/14	
OSM Finalizes BA	6/10/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	6/11/14	
USFWS & NNDFW notifies OSM of BA information deficiencies	7/11/14	
Prepare Public Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
NNDFW completes letter of concurrence for BE	8/9/14	
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
USFWS issues Biological Opinion (BO)	12/16/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
End Appeal period	4/17/15	



MEETING MINUTES

Date: February 5, 2014

Purpose: Cooperating Agencies Monthly Teleconference

Location: Teleconference

Participants:

OSMRE: Marcelo Calle, Rick Williamson, Foster Kirby

DOI - OEPC: Steve Spence

BIA: Harrilene Yazzie (Navajo Region), Amy Heuslein (Western Region)

Navajo Nation: Not represented

Hopi Tribe: Norman Honie Jr.

NPS: Not represented

USEPA: Karen Vitulano (Region 9), Kimeka Price (Region 6)

USFWS: Sharron Whitmore

USACE: Deanna Cummings

BLM: Not represented

Cardno: Dan Tormey, Kate Bartz, Joe Lockerd

Purpose:

The goal of the monthly call is to report on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Endangered Species Act Section 7 and Historic Preservation Act Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project. Additionally, Federal agencies with actions are provided the opportunity to report progress on their actions.

EIS Development Status (OSMRE Report)

- The PDEIS was distributed to OSMRE's Cooperating Agency points of contact on December 19, 2013, with a comment due-date of February 7, 2014. It is important to receive comments by that date, as there is a tight schedule for publication of the Draft EIS and preparation for the public hearings.
- The February 20, 2014 meeting in Denver to discuss comments will occur as previously announced. OSMRE will have a conference line for anyone who cannot attend in person. The meeting will provide an opportunity for participants to clarify comments they have submitted and engage in discussion on comments submitted by others.
- The goal is finalization of the Draft EIS and publication of the notice of availability (NOA) on March 28, 2014. This provides a full month before the public hearings, which are scheduled for



April 30 through May 9, 2014. The hearings will be held at the same nine locations where scoping meetings were held in 2012: Hotevilla, AZ; Cortez, CO; Burnham, NM; Nenahnezad, NM; Farmington, NM; Shiprock, AZ; Durango, CO; Window Rock, AZ; and Albuquerque, NM.

- All project milestones are contained in the monthly status update Appendix A.

Section 7 Consultation Coordination and Status

- OSMRE's focus has been working with Cardno in development of the Draft Biological Assessment (BA). The draft BA is anticipated to be submitted to USFWS in March and finalized in June 2014. OSMRE received USFWS concurrence on the species list in December 2013.
- Cooperating Agencies will be able to review the draft BA during the time it is being reviewed by the USFWS. Cooperating Agencies with actions that utilize the Section 7 process for their compliance will also review the draft BA at the same time as the USFWS.

Section 106 Consultation Coordination and Status

- OSMRE's focus has been on completing two Programmatic Agreements (PAs) for the project; the Navajo Mine and proposed Pinabete Permit Area PA and the Four Corners Power Plant and Transmission Line (FCPP&TL) PA.
- The FCPP&TL has taken longer than expected. OSMRE canceled the previously scheduled Section 106 Working Group meeting to make sure the PA works for signatory parties with key responsibilities. OSMRE will be working with the Proponents, the Hopi Tribe and the Navajo Nation Historic Preservation Department over the next couple of weeks to develop the Second Draft for distribution to the consulting parties. The Second Draft is tentatively scheduled for distribution during the week beginning February 17, 2014. Consulting parties will have a 30-day review period before the PA is finalized, and the Section 106 Working Group meeting is likely to occur in mid-March in Farmington, NM.
- In response to a USEPA question, OSMRE clarified that the issues in the way of PA resolution stem from the many parties involved (e.g., the Proponents, the Hopi Tribe and the Navajo Nation). The mine PA development has been smooth based on the previous PA; however, no previous FCPP and Transmission Line PA existed, so everything has been developed from the start. OSMRE anticipates that all parties will sign the PAs.

Report on Specific Agency or Tribe Actions

- **OSMRE:** There is no change in status for the two OSMRE actions. A decision on Pinabete permit approval and Navajo Mine permit renewal will follow completion of the EIS process. MMCo is addressing comments based on OSMRE's technical review of the Pinabete permit application package.
- **BIA:** There is no new information from BIA Western Region or Navajo Region.
- **BLM:** Not represented on the call.



- **USEPA:** USEPA had a call with the applicant on January 29, 2014 regarding the PSD permit. The applicant will be submitting additional information related to the application sometime in February 2014.
- **NPS:** Not represented on the call.
- **USFWS:** Nothing additional to report.
- **USACE:** USACE completed the Regulatory Draft Decision Document associated with 404(b)(1) permitting. USEPA was the only Cooperating Agency that requested the draft. The document is still available upon request.
- **Navajo Nation:** Not represented on the call.
- **Hopi Tribe:** Nothing to report without having Hopi cultural resources personnel on the call.

Additional Discussion

- Amy Heuslein identified that she is retiring from the BIA – her last day is February 6, 2013. BIA Western Region NEPA coordination points of contact will be Charles “Chip” Lewis and Garry Cantley.
- USEPA noted that when the public draft EIS comes out, it would be helpful to have a “track changes” version of the EIS to facilitate evaluating how and where comments were addressed. OSMRE will provide a comment matrix with detailed descriptions of how the document was changed in response to comments. The intent is to provide a clear description of how and where the changes were made.

ADDRESSES: Comments may be submitted to the Bureau of Land Management, Southeastern States Field Office, 411 Briarwood Drive, Suite 404, Jackson, MS 39206 or via email: gtaylor@blm.gov or via fax: 918-621-4130.

FOR FURTHER INFORMATION CONTACT: Gary Taylor or Randall Mills, Southeastern States Field Office at 601-977-5400 or by email at gtaylor@blm.gov or ramills@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The coal lease application, filed by Best Coal, Inc., is located in Jefferson County, Alabama. The lease application area is approximately 5 miles north of Mt. Olive, Alabama, on Glovers Bend Road. The proposed lease area, totaling 160 acres, is described as follows: Township 15 South, Range 4 West, Huntsville Meridian Section 24, SW1/4NW1/4, N1/2SW1/4, SE1/2SW1/4.

The applicant proposes to mine the Federal coal in the lease application area by surface methods. The surface estate overlying the lease application area is privately owned. The BLM has the responsibility to address coal lease applications on Federal mineral estate under the Mineral Leasing Act of 1920, as amended. The Office of Surface Mining, in coordination with the State of Alabama, has responsibility to issue Mine Permits under the Surface Mining Control and Reclamation Act.

An interdisciplinary team will prepare the RMP Amendment and associated EA for the lease application. Preliminary issues, subject to change as a result of public input, are (1) Potential impacts of coal development on the surface and subsurface resources; and (2) Consideration of restrictions on lease rights to protect surface resources.

Preliminary planning criteria developed to guide the preparation of the planning analysis, subject to change as a result of public input, are as follows:

1. Land use planning and environmental analysis will be conducted in accordance with laws, regulations, executive orders and manuals. Planning will be conducted for the Federal coal mineral estate (Federal leasable mineral estates such as coal are under the administration of the BLM).

2. A mine plan scenario will be prepared for the Federal coal resource as an analytical tool to inform the National Environmental Policy Act (NEPA) analysis.

3. Resource data needed to evaluate the impacts of coal mining will be collected.

4. The planning team will work cooperatively with (a) Federal, State, county, and local governments and agencies; (b) Tribal governments; (c) Groups and organizations; and (d) Individuals. Comments relating to the preliminary issues and planning criteria should be submitted in writing to the address provided above.

An individual, business entity, or public body may participate in this process by providing information regarding coal or other resource information to assist in determining conflicts that may result from issuance of the coal lease. For other resource information, participants are asked to identify the particular resource value, to provide the reason that the resource would conflict with coal development and provide a map (minimal scale 1:24,000) showing the location of the resource.

The information available to the interdisciplinary team will be considered in addressing the specific resources and uses identified in the 20 Unsuitability Criteria listed at 43 CFR subpart 3461. Screening of the Federal coal lands in the application area through the Unsuitable Criteria will result in a determination as to which lands are (1) Acceptable for further leasing consideration with standard stipulations; (2) Acceptable for further leasing consideration with special stipulations; or (3) Unacceptable for further consideration for leasing.

Written comments should address one or more of the following: (1) Issues to be considered; (2) Whether the preliminary planning criteria are adequate for the issues; (3) Feasible and reasonable alternatives to examine; or (4) Relevant coal or other resource information.

The BLM will utilize and coordinate the NEPA commenting process to satisfy the public involvement process for Section 106 of the National Historic Preservation Act (16 U.S.C. 470f) as provided for in 36 CFR 800.2(d)(3). Native American tribal consultations were conducted in accordance with policy, and tribal concerns will be given due consideration, including impacts on Indian trust assets. Federal, State, and local agencies, along with other stakeholders that may be interested or affected by the BLM's decision on this project, are invited to participate in the scoping process and, if eligible, may

request or be requested by the BLM to participate as a cooperating agency.

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority: 43 CFR 1610.2(c).

John Lyon,
State Director.

[FR Doc. 2013-17977 Filed 7-25-13; 8:45 am]

BILLING CODE 4310-GJ-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLNM004410.L16100000.DO0000.LXSSG0690000]

Notice of Intent To Prepare a Resource Management Plan for the Oklahoma, Kansas, and Texas Planning Area and an Associated Environmental Impact Statement

AGENCIES: Bureau of Land Management, Interior.

ACTION: Notice of Intent.

SUMMARY: In compliance with the National Environmental Policy Act of 1969, as amended (NEPA), and the Federal Land Policy and Management Act of 1976, as amended (FLPMA), the Bureau of Land Management (BLM) Oklahoma Field Office, Tulsa, Oklahoma, intends to prepare a Resource Management Plan (RMP) with an associated Environmental Impact Statement (EIS) for the Oklahoma, Kansas, and Texas planning area. This notice announces the beginning of the scoping process to solicit public comments and identify issues. The RMP will replace the existing Oklahoma RMP (1994), the Kansas RMP (1991), and the Texas RMP (1996), and the associated EIS for the RMP will also analyze Bureau of Indian Affairs (BIA) management decisions for lands and minerals managed by the BIA in the three states.

DATES: This notice initiates the public scoping process for the RMP with an associated EIS. Comments on issues may be submitted in writing until August 26, 2013]. The dates and locations of any scoping meetings will be announced at least 15 days in advance through local media,

newspapers, and the BLM Web site at <http://www.blm.gov/nm/oktrmp>. In order to be included in the Draft EIS, all comments must be received prior to the close of the 30-day scoping period or 15 days after the last public meeting, whichever is later. The BLM will provide additional opportunities for public participation upon publication of the Draft EIS.

ADDRESSES: You may submit comments on issues and planning criteria related to the Oklahoma/Kansas/Texas RMP by any of the following methods:

- *Web site:* <http://www.blm.gov/nm/oktrmp>.

- *Email:*

BLM_NM_OKTRMP@blm.gov.

- *Fax:* 918-621-4130; Attention: Laurence Levesque.

- *Mail:* Oklahoma Field Office, BLM, 7906 East 33rd Street, Suite 101, Tulsa, OK 74145; Attention: RMP Comments. Documents pertinent to this proposal may be examined at the Oklahoma Field Office.

FOR FURTHER INFORMATION CONTACT:

Laurence Levesque, Planning and Environmental Specialist; telephone 918-621-4136; address 7906 East 33rd Street, Suite 101, Tulsa, OK 74145; email BLM_NM_OKTRMP@blm.gov. Contact Mr. Levesque to have your name added to our mailing list. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: This document provides notice that the BLM Oklahoma Field Office, Tulsa, Oklahoma, intends to prepare an RMP with an associated EIS for the Oklahoma, Kansas, and Texas planning area RMP; announces the beginning of the scoping process; and seeks public input on issues and planning criteria. The EIS for the RMP will also analyze decisions for Indian mineral interests administered by the BIA Eastern Oklahoma and Southern Plains Regional Offices. The BLM will be the lead agency in the RMP development effort, and the BIA will participate as a cooperating agency and sign a separate Record of Decision for management decisions for Indian mineral interests administered by the BIA Eastern Oklahoma and Southern Plains Regional Offices.

The planning area encompasses about 100,000 acres of public land; 5,863,000

acres of Federal mineral interests; and 670,000 acres of Indian mineral interests. The BLM and the BIA will work collaboratively with interested parties to identify the management decisions that are best suited to local, regional, and national needs and concerns. The purpose of the public scoping process is to determine relevant issues that will influence the scope of the environmental analysis, including alternatives, and guide the planning process.

Preliminary issues for the planning area have been identified by the BLM and BIA personnel; Federal, State, and local agencies; and other stakeholders. The issues include:

1. How should the BLM and the BIA facilitate energy development, both renewable and non-renewable, while allowing for multiple uses and appropriate protection of public lands and resources?

2. What management actions, best management practices, and mitigation measures are necessary to protect or enhance resources, such as, visual, air quality, groundwater, watersheds and riparian areas, recreational areas, vegetation, soils, cultural sites, special designations, wildlife and special status species habitat, and rangeland health?

3. Where are helium resources located and how can these reserves, as well as the Federal Helium Plant, be best managed for the public?

4. How should the BLM address long-term grassland pasture facilities for wild horses and burros transferred from western rangelands?

5. Which public lands should be identified for retention, proposed for withdrawal, disposal, or acquisition to facilitate more efficient land management?

6. Which public lands should be identified as open, limited, or closed to motorized vehicle travel to meet resource and recreational demands?

Preliminary planning criteria include:

1. The RMP will be in compliance with FLPMA, NEPA, and all other applicable laws and regulations.

2. Land use decisions in the RMP will apply to the surface and subsurface estate managed by the BLM and the BIA. The BLM will not make any recommendations or decisions that affect Federal mineral estate beyond its explicit authority under applicable laws and regulations.

3. Public participation and collaboration will be an integral part of the planning process.

4. The BLM and the BIA will work cooperatively and collaboratively with cooperating agencies and all other

interested groups, agencies, and individuals.

5. The RMP will incorporate, where applicable, management decisions brought forward from existing planning documents.

6. Identification of any lands for further consideration for coal leasing will be limited to any areas with development potential.

7. Final title analysis has not yet been conducted for all Federal mineral ownership. Although the BLM will plan for these tracts, it will not lease, transfer or otherwise authorize any action(s) prior to verification of title for the properties.

You may submit comments on issues and planning criteria in writing to the BLM at any public scoping meeting, or by using one of the methods listed in the “**ADDRESSES**” section above. To be most helpful, you should submit comments by the close of the 30-day scoping period or within 15 days after the last public meeting, whichever is later. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. The BLM will evaluate identified issues and will place them into one of three categories:

1. Issues to be resolved in the plan;
2. Issues to be resolved through policy or administrative action; or
3. Issues beyond the scope of this plan.

The BLM will provide an explanation in the Draft RMP/EIS as to why an issue was placed in category two or three. The public is also encouraged to help identify any management questions and concerns that should be addressed in the plan. The BLM will work collaboratively with interested parties to identify the management decisions that are best suited to local, regional, and national needs and concerns.

The BLM will use NEPA public participation requirements to assist the agency in satisfying the public involvement requirements under Section 106 of the National Historic Preservation Act (NHPA) (16 U.S.C. 470(f)) pursuant to 36 CFR 800.2(d)(3). The information about historic and cultural resources within the area potentially affected by the proposed action will assist the BLM in identifying and evaluating impacts to such

resources in the context of both NEPA and Section 106 of the NHPA.

The BLM will consult with Indian tribes on a government-to-government basis in accordance with Executive Order 13175 and other policies. Tribal concerns, including impacts on Indian trust assets and potential impacts to cultural resources, will be given due consideration. Federal, State, and local agencies, along with tribes and other stakeholders that may be interested in or affected by the proposed action that the BLM is evaluating, are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate in the development of the environmental analysis as a cooperating agency.

The BLM will use an interdisciplinary approach to develop the plan in order to consider the variety of resource issues and concerns identified. Specialists with expertise in the following disciplines will be involved in the planning process: minerals and geology, archaeology, wildlife and fisheries, lands and realty, hydrology, soils, livestock grazing, recreation, sociology, and economics.

Authority: 40 CFR 1501.7; 43 CFR 1610.2

Jesse J. Juen,
State Director.

[FR Doc. 2013-17981 Filed 7-25-13; 8:45 am]

BILLING CODE 4310-FB-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLCAD07000,
L51010000.FX0000.LVRWB10B4050]

Notice of Availability of the San Diego Gas & Electric Ocotillo Sol Solar Project Final Environmental Impact Statement and Proposed California Desert Conservation Area Plan Amendment, CA

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Availability.

SUMMARY: In accordance with the National Environmental Policy Act of 1969, as amended, and the Federal Land Policy and Management Act of 1976, as amended, the Bureau of Land Management (BLM) has prepared a Proposed California Desert Conservation Area (CDCA) Plan Amendment and Final Environmental Impact Statement (EIS) for the San Diego Gas & Electric (SDG&E) Ocotillo Sol Solar Project in Imperial County, California, and by this notice is announcing its availability.

DATES: BLM planning regulations state that any person who meets the conditions as described in the regulations may protest the Proposed CDCA Plan Amendment. A person who meets the conditions and files a protest must file the protest within 30 days of the date that the Environmental Protection Agency publishes its notice of availability for the EIS in the **Federal Register**.

ADDRESSES: Copies of the Ocotillo Sol Solar Project Final EIS/Proposed CDCA Plan Amendment have been sent to affected Federal, State, and local government agencies and to other stakeholders, including tribal governments. Copies are also available in the BLM California Desert District Office at 22835 Calle San Juan de los Lagos, Moreno Valley, CA 92553 and at the El Centro Field Office, 1661 S. 4th Street, El Centro, CA 92243.

Interested persons may also review the Final EIS/Proposed CDCA Plan Amendment on the Internet at <http://www.blm.gov/ca/st/en/fo/elcentro/nepa/ocotillosol.html>. All protests must be in writing and mailed to one of the following addresses:

Regular Mail: BLM Director (210), Attention: Brenda Williams, P.O. Box 71383, Washington, DC 20024-1383.

Overnight Mail: BLM Director (210), Attention: Brenda Williams, 20 M Street SE., Room 2134LM, Washington, DC 20003.

FOR FURTHER INFORMATION CONTACT: Noel Ludwig, Project Manager, telephone 951-697-5368; address 22835 Calle San Juan de Los Lagos, Moreno Valley, CA 92553; or email CA_BLM_Ocotillo_Sol_Comments@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The BLM has received a right-of-way (ROW) application from SDG&E to construct, operate, maintain, and decommission the Ocotillo Sol Solar Project, a solar photovoltaic (PV) power plant facility, on approximately 115 acres of BLM-administered public lands in Imperial County, California. The site for the solar facility would be adjacent to the existing Imperial Valley Substation (IVS), 4 miles south of Interstate 8, approximately 5 miles north of the United States-Mexico border, 5 miles south of Seeley, 9 miles southwest of El Centro, and 82 miles east of San Diego.

The proposed project site is located within the BLM's CDCA, the BLM's Yuha Basin Area of Critical Environmental Concern, and the Yuha Desert Management Area for flat-tailed horned lizard. A portion of the north-south running Juan Bautista de Anza National Historic Trail lies approximately 5 miles southwest of the project site at its closest point. The Jacumba Mountains Wilderness lies 11.7 miles to the west of the project site.

All proposed project components, including a temporary 15-acre construction laydown area, would be located on BLM-administered lands. The proposed Ocotillo Sol project components would include the PV modules and mounting structures, a maintenance building with an associated parking area, internal roads, inverters, transformers, and the combining switchgear. An existing road to the IVS would provide access to the proposed project site. New minor internal roads would be constructed between the module rows. The interconnection to the IVS would be via underground trench. Once approved and operational, the proposed Ocotillo Sol project is expected to have an average generating capacity of 15 to 18 megawatts (MW), depending on the specific technology chosen, with a peak output of up to 20 MW.

In connection with its decision on the proposed Ocotillo Sol project, the BLM will also include potential amendments to the CDCA Plan, as analyzed in the Final EIS. The CDCA Plan, while recognizing the potential compatibility of solar energy facilities on public lands, requires that all sites associated with power generation or transmission not identified in the Plan be considered through the land use plan amendment process. The BLM is deciding whether to amend the CDCA Plan to identify the Ocotillo Sol project site as suitable or unsuitable for solar energy development.

The Final EIS describes the following three alternatives: (1) A No Action/No CDCA Plan Amendment; (2) The Applicant's Proposed Project to construct, operate, maintain, and decommission a 100-acre solar PV facility on BLM-managed lands under an authorized ROW, plus utilization of a 15-acre temporary ROW for construction laydown; and (3) A Reduced Footprint Alternative which would retain the 100-acre facility but reduce the laydown area from 15 acres to 2 acres. All of the alternatives except the No Action/No CDCA Plan Amendment would include an amendment to the CDCA Plan.

ADDRESSES: Comments may be submitted to the Bureau of Land Management, Southeastern States Field Office, 411 Briarwood Drive, Suite 404, Jackson, MS 39206 or via email: gtaylor@blm.gov or via fax: 918-621-4130.

FOR FURTHER INFORMATION CONTACT: Gary Taylor or Randall Mills, Southeastern States Field Office at 601-977-5400 or by email at gtaylor@blm.gov or ramills@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The coal lease application, filed by Best Coal, Inc., is located in Jefferson County, Alabama. The lease application area is approximately 5 miles north of Mt. Olive, Alabama, on Glovers Bend Road. The proposed lease area, totaling 160 acres, is described as follows: Township 15 South, Range 4 West, Huntsville Meridian Section 24, SW1/4NW1/4, N1/2SW1/4, SE1/2SW1/4.

The applicant proposes to mine the Federal coal in the lease application area by surface methods. The surface estate overlying the lease application area is privately owned. The BLM has the responsibility to address coal lease applications on Federal mineral estate under the Mineral Leasing Act of 1920, as amended. The Office of Surface Mining, in coordination with the State of Alabama, has responsibility to issue Mine Permits under the Surface Mining Control and Reclamation Act.

An interdisciplinary team will prepare the RMP Amendment and associated EA for the lease application. Preliminary issues, subject to change as a result of public input, are (1) Potential impacts of coal development on the surface and subsurface resources; and (2) Consideration of restrictions on lease rights to protect surface resources.

Preliminary planning criteria developed to guide the preparation of the planning analysis, subject to change as a result of public input, are as follows:

1. Land use planning and environmental analysis will be conducted in accordance with laws, regulations, executive orders and manuals. Planning will be conducted for the Federal coal mineral estate (Federal leasable mineral estates such as coal are under the administration of the BLM).

2. A mine plan scenario will be prepared for the Federal coal resource as an analytical tool to inform the National Environmental Policy Act (NEPA) analysis.

3. Resource data needed to evaluate the impacts of coal mining will be collected.

4. The planning team will work cooperatively with (a) Federal, State, county, and local governments and agencies; (b) Tribal governments; (c) Groups and organizations; and (d) Individuals. Comments relating to the preliminary issues and planning criteria should be submitted in writing to the address provided above.

An individual, business entity, or public body may participate in this process by providing information regarding coal or other resource information to assist in determining conflicts that may result from issuance of the coal lease. For other resource information, participants are asked to identify the particular resource value, to provide the reason that the resource would conflict with coal development and provide a map (minimal scale 1:24,000) showing the location of the resource.

The information available to the interdisciplinary team will be considered in addressing the specific resources and uses identified in the 20 Unsuitability Criteria listed at 43 CFR subpart 3461. Screening of the Federal coal lands in the application area through the Unsuitable Criteria will result in a determination as to which lands are (1) Acceptable for further leasing consideration with standard stipulations; (2) Acceptable for further leasing consideration with special stipulations; or (3) Unacceptable for further consideration for leasing.

Written comments should address one or more of the following: (1) Issues to be considered; (2) Whether the preliminary planning criteria are adequate for the issues; (3) Feasible and reasonable alternatives to examine; or (4) Relevant coal or other resource information.

The BLM will utilize and coordinate the NEPA commenting process to satisfy the public involvement process for Section 106 of the National Historic Preservation Act (16 U.S.C. 470f) as provided for in 36 CFR 800.2(d)(3). Native American tribal consultations were conducted in accordance with policy, and tribal concerns will be given due consideration, including impacts on Indian trust assets. Federal, State, and local agencies, along with other stakeholders that may be interested or affected by the BLM's decision on this project, are invited to participate in the scoping process and, if eligible, may

request or be requested by the BLM to participate as a cooperating agency.

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority: 43 CFR 1610.2(c).

John Lyon,
State Director.

[FR Doc. 2013-17977 Filed 7-25-13; 8:45 am]

BILLING CODE 4310-GJ-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLNM004410.L16100000.DO0000.LXSSG0690000]

Notice of Intent To Prepare a Resource Management Plan for the Oklahoma, Kansas, and Texas Planning Area and an Associated Environmental Impact Statement

AGENCIES: Bureau of Land Management, Interior.

ACTION: Notice of Intent.

SUMMARY: In compliance with the National Environmental Policy Act of 1969, as amended (NEPA), and the Federal Land Policy and Management Act of 1976, as amended (FLPMA), the Bureau of Land Management (BLM) Oklahoma Field Office, Tulsa, Oklahoma, intends to prepare a Resource Management Plan (RMP) with an associated Environmental Impact Statement (EIS) for the Oklahoma, Kansas, and Texas planning area. This notice announces the beginning of the scoping process to solicit public comments and identify issues. The RMP will replace the existing Oklahoma RMP (1994), the Kansas RMP (1991), and the Texas RMP (1996), and the associated EIS for the RMP will also analyze Bureau of Indian Affairs (BIA) management decisions for lands and minerals managed by the BIA in the three states.

DATES: This notice initiates the public scoping process for the RMP with an associated EIS. Comments on issues may be submitted in writing until August 26, 2013]. The dates and locations of any scoping meetings will be announced at least 15 days in advance through local media,

newspapers, and the BLM Web site at <http://www.blm.gov/nm/oktrmp>. In order to be included in the Draft EIS, all comments must be received prior to the close of the 30-day scoping period or 15 days after the last public meeting, whichever is later. The BLM will provide additional opportunities for public participation upon publication of the Draft EIS.

ADDRESSES: You may submit comments on issues and planning criteria related to the Oklahoma/Kansas/Texas RMP by any of the following methods:

- *Web site:* <http://www.blm.gov/nm/oktrmp>.

- *Email:*

BLM_NM_OKTRMP@blm.gov.

- *Fax:* 918-621-4130; Attention: Laurence Levesque.

- *Mail:* Oklahoma Field Office, BLM, 7906 East 33rd Street, Suite 101, Tulsa, OK 74145; Attention: RMP Comments. Documents pertinent to this proposal may be examined at the Oklahoma Field Office.

FOR FURTHER INFORMATION CONTACT:

Laurence Levesque, Planning and Environmental Specialist; telephone 918-621-4136; address 7906 East 33rd Street, Suite 101, Tulsa, OK 74145; email BLM_NM_OKTRMP@blm.gov. Contact Mr. Levesque to have your name added to our mailing list. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: This document provides notice that the BLM Oklahoma Field Office, Tulsa, Oklahoma, intends to prepare an RMP with an associated EIS for the Oklahoma, Kansas, and Texas planning area RMP; announces the beginning of the scoping process; and seeks public input on issues and planning criteria. The EIS for the RMP will also analyze decisions for Indian mineral interests administered by the BIA Eastern Oklahoma and Southern Plains Regional Offices. The BLM will be the lead agency in the RMP development effort, and the BIA will participate as a cooperating agency and sign a separate Record of Decision for management decisions for Indian mineral interests administered by the BIA Eastern Oklahoma and Southern Plains Regional Offices.

The planning area encompasses about 100,000 acres of public land; 5,863,000

acres of Federal mineral interests; and 670,000 acres of Indian mineral interests. The BLM and the BIA will work collaboratively with interested parties to identify the management decisions that are best suited to local, regional, and national needs and concerns. The purpose of the public scoping process is to determine relevant issues that will influence the scope of the environmental analysis, including alternatives, and guide the planning process.

Preliminary issues for the planning area have been identified by the BLM and BIA personnel; Federal, State, and local agencies; and other stakeholders. The issues include:

1. How should the BLM and the BIA facilitate energy development, both renewable and non-renewable, while allowing for multiple uses and appropriate protection of public lands and resources?

2. What management actions, best management practices, and mitigation measures are necessary to protect or enhance resources, such as, visual, air quality, groundwater, watersheds and riparian areas, recreational areas, vegetation, soils, cultural sites, special designations, wildlife and special status species habitat, and rangeland health?

3. Where are helium resources located and how can these reserves, as well as the Federal Helium Plant, be best managed for the public?

4. How should the BLM address long-term grassland pasture facilities for wild horses and burros transferred from western rangelands?

5. Which public lands should be identified for retention, proposed for withdrawal, disposal, or acquisition to facilitate more efficient land management?

6. Which public lands should be identified as open, limited, or closed to motorized vehicle travel to meet resource and recreational demands?

Preliminary planning criteria include:

1. The RMP will be in compliance with FLPMA, NEPA, and all other applicable laws and regulations.

2. Land use decisions in the RMP will apply to the surface and subsurface estate managed by the BLM and the BIA. The BLM will not make any recommendations or decisions that affect Federal mineral estate beyond its explicit authority under applicable laws and regulations.

3. Public participation and collaboration will be an integral part of the planning process.

4. The BLM and the BIA will work cooperatively and collaboratively with cooperating agencies and all other

interested groups, agencies, and individuals.

5. The RMP will incorporate, where applicable, management decisions brought forward from existing planning documents.

6. Identification of any lands for further consideration for coal leasing will be limited to any areas with development potential.

7. Final title analysis has not yet been conducted for all Federal mineral ownership. Although the BLM will plan for these tracts, it will not lease, transfer or otherwise authorize any action(s) prior to verification of title for the properties.

You may submit comments on issues and planning criteria in writing to the BLM at any public scoping meeting, or by using one of the methods listed in the “**ADDRESSES**” section above. To be most helpful, you should submit comments by the close of the 30-day scoping period or within 15 days after the last public meeting, whichever is later. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. The BLM will evaluate identified issues and will place them into one of three categories:

1. Issues to be resolved in the plan;
2. Issues to be resolved through policy or administrative action; or
3. Issues beyond the scope of this plan.

The BLM will provide an explanation in the Draft RMP/EIS as to why an issue was placed in category two or three. The public is also encouraged to help identify any management questions and concerns that should be addressed in the plan. The BLM will work collaboratively with interested parties to identify the management decisions that are best suited to local, regional, and national needs and concerns.

The BLM will use NEPA public participation requirements to assist the agency in satisfying the public involvement requirements under Section 106 of the National Historic Preservation Act (NHPA) (16 U.S.C. 470(f)) pursuant to 36 CFR 800.2(d)(3). The information about historic and cultural resources within the area potentially affected by the proposed action will assist the BLM in identifying and evaluating impacts to such

resources in the context of both NEPA and Section 106 of the NHPA.

The BLM will consult with Indian tribes on a government-to-government basis in accordance with Executive Order 13175 and other policies. Tribal concerns, including impacts on Indian trust assets and potential impacts to cultural resources, will be given due consideration. Federal, State, and local agencies, along with tribes and other stakeholders that may be interested in or affected by the proposed action that the BLM is evaluating, are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate in the development of the environmental analysis as a cooperating agency.

The BLM will use an interdisciplinary approach to develop the plan in order to consider the variety of resource issues and concerns identified. Specialists with expertise in the following disciplines will be involved in the planning process: minerals and geology, archaeology, wildlife and fisheries, lands and realty, hydrology, soils, livestock grazing, recreation, sociology, and economics.

Authority: 40 CFR 1501.7; 43 CFR 1610.2

Jesse J. Juen,
State Director.

[FR Doc. 2013-17981 Filed 7-25-13; 8:45 am]

BILLING CODE 4310-FB-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLCAD07000,
L51010000.FX0000.LVRWB10B4050]

Notice of Availability of the San Diego Gas & Electric Ocotillo Sol Solar Project Final Environmental Impact Statement and Proposed California Desert Conservation Area Plan Amendment, CA

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Availability.

SUMMARY: In accordance with the National Environmental Policy Act of 1969, as amended, and the Federal Land Policy and Management Act of 1976, as amended, the Bureau of Land Management (BLM) has prepared a Proposed California Desert Conservation Area (CDCA) Plan Amendment and Final Environmental Impact Statement (EIS) for the San Diego Gas & Electric (SDG&E) Ocotillo Sol Solar Project in Imperial County, California, and by this notice is announcing its availability.

DATES: BLM planning regulations state that any person who meets the conditions as described in the regulations may protest the Proposed CDCA Plan Amendment. A person who meets the conditions and files a protest must file the protest within 30 days of the date that the Environmental Protection Agency publishes its notice of availability for the EIS in the **Federal Register**.

ADDRESSES: Copies of the Ocotillo Sol Solar Project Final EIS/Proposed CDCA Plan Amendment have been sent to affected Federal, State, and local government agencies and to other stakeholders, including tribal governments. Copies are also available in the BLM California Desert District Office at 22835 Calle San Juan de los Lagos, Moreno Valley, CA 92553 and at the El Centro Field Office, 1661 S. 4th Street, El Centro, CA 92243.

Interested persons may also review the Final EIS/Proposed CDCA Plan Amendment on the Internet at <http://www.blm.gov/ca/st/en/fo/elcentro/nepa/ocotillosol.html>. All protests must be in writing and mailed to one of the following addresses:

Regular Mail: BLM Director (210), Attention: Brenda Williams, P.O. Box 71383, Washington, DC 20024-1383.

Overnight Mail: BLM Director (210), Attention: Brenda Williams, 20 M Street SE., Room 2134LM, Washington, DC 20003.

FOR FURTHER INFORMATION CONTACT: Noel Ludwig, Project Manager, telephone 951-697-5368; address 22835 Calle San Juan de Los Lagos, Moreno Valley, CA 92553; or email CA_BLM_Ocotillo_Sol_Comments@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The BLM has received a right-of-way (ROW) application from SDG&E to construct, operate, maintain, and decommission the Ocotillo Sol Solar Project, a solar photovoltaic (PV) power plant facility, on approximately 115 acres of BLM-administered public lands in Imperial County, California. The site for the solar facility would be adjacent to the existing Imperial Valley Substation (IVS), 4 miles south of Interstate 8, approximately 5 miles north of the United States-Mexico border, 5 miles south of Seeley, 9 miles southwest of El Centro, and 82 miles east of San Diego.

The proposed project site is located within the BLM's CDCA, the BLM's Yuha Basin Area of Critical Environmental Concern, and the Yuha Desert Management Area for flat-tailed horned lizard. A portion of the north-south running Juan Bautista de Anza National Historic Trail lies approximately 5 miles southwest of the project site at its closest point. The Jacumba Mountains Wilderness lies 11.7 miles to the west of the project site.

All proposed project components, including a temporary 15-acre construction laydown area, would be located on BLM-administered lands. The proposed Ocotillo Sol project components would include the PV modules and mounting structures, a maintenance building with an associated parking area, internal roads, inverters, transformers, and the combining switchgear. An existing road to the IVS would provide access to the proposed project site. New minor internal roads would be constructed between the module rows. The interconnection to the IVS would be via underground trench. Once approved and operational, the proposed Ocotillo Sol project is expected to have an average generating capacity of 15 to 18 megawatts (MW), depending on the specific technology chosen, with a peak output of up to 20 MW.

In connection with its decision on the proposed Ocotillo Sol project, the BLM will also include potential amendments to the CDCA Plan, as analyzed in the Final EIS. The CDCA Plan, while recognizing the potential compatibility of solar energy facilities on public lands, requires that all sites associated with power generation or transmission not identified in the Plan be considered through the land use plan amendment process. The BLM is deciding whether to amend the CDCA Plan to identify the Ocotillo Sol project site as suitable or unsuitable for solar energy development.

The Final EIS describes the following three alternatives: (1) A No Action/No CDCA Plan Amendment; (2) The Applicant's Proposed Project to construct, operate, maintain, and decommission a 100-acre solar PV facility on BLM-managed lands under an authorized ROW, plus utilization of a 15-acre temporary ROW for construction laydown; and (3) A Reduced Footprint Alternative which would retain the 100-acre facility but reduce the laydown area from 15 acres to 2 acres. All of the alternatives except the No Action/No CDCA Plan Amendment would include an amendment to the CDCA Plan.

Four Corners Power Plant and Navajo Mine Energy Project

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Location: Teleconference

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The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- No changes have been made to the project milestones. OSM is reviewing sections of the Preliminary Draft EIS (PDEIS) and will forward the complete PDEIS to the Cooperating Agencies in early December 2013. The Notice of Availability of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.
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- Comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment have been received from USEPA and NNEPA. OSM will continue to work with NPS to obtain their comments.

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USEPA posed a question regarding EIS development if FCPP decided to discontinue purchasing coal from the Navajo Mine. Would the EIS address other purchasers of the coal? For example, would coal be shipped to California? OSM has no proposal in front of them to address any other purchaser of coal; therefore, no changes to the EIS can be anticipated at this time.

Potential Actions

- OSM continue to work with NPS to obtain their comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: July 10, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Gary Cantley, Terry McClung

Navajo Nation: Krishna Baskoda (Navajo Minerals Department)

Hopi Tribe: Clayton Honyumptewa

NPS: Not Represented

USEPA: Karen Vitulano (Region 9), John McFarlane (Region 6)

USFWS: Sharon Whitmore

USACE: Deanna Cummings

BLM: Joe Galluzzi (Farmington Field Office), Powell King (NM State Office), Marcella Martinez (Farmington Field Office)

Cardno: Dan Tormey, Kate Bartz, Kimberly Demuth, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- No changes have been made to the project milestones. OSM is reviewing sections of the Preliminary Draft EIS (PDEIS) and will forward the complete PDEIS to the Cooperating Agencies in early December 2013. The Notice of Availability of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.
- The NN created the Navajo Transitional Energy Company (NTEC) corporation with the intent of purchasing the Navajo Mine. OSM received a request for a mine permit transfer from BNCC to NTEC. OSM developed an environmental assessment (EA) to assist in the permit transfer decision and made the EA available for public comment. OSM anticipated the need to make the transfer by July 1, 2013; however, BNCC let OSM know that decisions were being considered that would delay the transfer action. OSM has suspended development of the EA and understands that it could be a couple of months or more until new information is provided on when and if the transfer will take place. OSM is continuing to accept public comments on the

Four Corners Power Plant and Navajo Mine Energy Project

published EA. In response to a question by USEPA, OSM clarified that the delay is related to stories in the press that APS is withholding purchase of Southern California Edison's share at FCPP based on Arizona Corporate Commission's consideration of deregulation of the Arizona energy industry. Potential deregulation causes uncertainty for APS which in turn causes uncertainty regarding the prospective mine permit transfer. The FCPP and NM Energy Project EIS is moving forward with no schedule impact anticipated at this time.

- Comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment have been received from USEPA and NNEPA. OSM will continue to work with NPS to obtain their comments.

Section 7 ESA Consultation

- OSM continues to coordinate with USFWS on all Section 7 consultation issues, including development of the Ecological Risk Assessment (ERA) approach. The Draft ERA is anticipated in mid-July 2013. The ERA will assist in development of the Biological Assessment and the Biological Opinion.
- A meeting of the Section 7 Working Group will be held in Albuquerque on August 8, 2013. OSM sent an email to the Working Group identifying the date and location of the meeting, which will be held at the USFWS Albuquerque Office.
- The Conservation Breeding Specialist Group and the USFWS recently identified the technical team of experts for the population viability analysis. This core working group will meet August 6 and 7, 2013 at USFWS offices in Albuquerque to discuss development of the PVA model.

Section 106

- OSM conducted a conference call on June 17, 2013 with the Section 106 consulting parties who previously expressed interest in consultation. The meeting included discussion on development of the two Programmatic Agreements (one for the mine and one for the power plant and associated infrastructure).
- A face-to-face meeting with the consulting parties is scheduled for August 1, 2013 in Farmington, NM to continue discussion of the PAs. A rough draft of the FCPP and Transmission Line PA will be distributed to the parties on or around July 19, 2013. This PA will be discussed in detail at the meeting with the intent of developing a solid document that will meet all party's needs. The meeting will include a brief discussion of the Navajo Mine & Pinabete Permit PA, but no specific review of this PA will be conducted at the meeting. The Navajo Mine & Pinabete Permit PA will be a revised version of the existing Navajo Mine PA.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status of the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application is administratively complete and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2014.

Four Corners Power Plant and Navajo Mine Energy Project

- **BIA:** Nothing new to report.
- **BLM:** Farmington BLM talked to BNCC and they are providing refined mine modeling data. A meeting will occur with the BNCC geologist during the week beginning July 15, 2013. There is no change in status of renewal of the transmission line ROW.
- **USEPA:** APS has requested extension of BART compliance, which USEPA is approving for December 2013. Notice of the extension will appear in the federal register. APS provided USEPA a white paper on their PSD modeling approach and discussed the approach on July 5, 2013. The PSD permit application is anticipated in mid-August 2013.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** Nothing new to report.
- **Hopi Tribe:** Archaeological studies are currently being conducted related to the expanded APE. Other surveys (e.g., ethnographic) will follow.
- **USFWS:** Nothing new to report.
- **USACE:** USACE received the alternatives analysis and analysis of public review factors report on July 9, 2013. USACE is reviewing the document and will provide comments within two weeks. After Ecosphere works through the edits, the revised document will be forwarded to OSM. A meeting is being planned in Denver in August 2013 to discuss the 404(b)(1) document and ensure consistency with the EIS (tentatively scheduled for August 13, 2013).

Other Topics

USEPA posed a question regarding EIS development if FCPP decided to discontinue purchasing coal from the Navajo Mine. Would the EIS address other purchasers of the coal? For example, would coal be shipped to California? OSM has no proposal in front of them to address any other purchaser of coal; therefore, no changes to the EIS can be anticipated at this time.

Potential Actions

- OSM continue to work with NPS to obtain their comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: June 5, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein, Gary Cantley, Terry McClung

Navajo Nation: Michelle Morris

Hopi Tribe: Micah Loma'omvaya, Norman Honie

NPS: Not Represented

USEPA: Karen Vitulano (Region 9)

USFWS: Sharon Whitmore

USACE: Not Represented

BLM: Joe Galluzzi, Powell King (NM State Office), Marcella Martinez (Farmington BLM)

Cardno: Dan Tormey, Kimberly Demuth, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- OSM started receiving Preliminary Draft EIS (PDEIS) sections in early March. OSM is reviewing and providing comments to Cardno. This process will continue through delivery of the PDEIS to the Cooperating Agencies in December 2013. Due to the holidays, OSM extended review time to the end of January 2014. The NOA of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014 at locations to be determined (likely the same as previous scoping meetings). The ROD is scheduled for the first quarter of 2015.
- OSM received the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment from the APS consultant. OSM sent the reports to USEPA, NPS, and NNEPA for review. Comments have been received from USEPA and NNEPA completed their review with no comment. NPS indicated a response will be provided, but is delayed.
- In May OSM received a FOIA request from San Juan Citizens Alliance (SJCA), requesting information on the FCPP&NM project and transfer of mine to NN. If any other agency receives a FOIA request, please contact OSM. Powell King identified that he has not received any information related to the FOIA. OSM will provide the FOIA request information.

Four Corners Power Plant and Navajo Mine Energy Project

- OSM has been conducting coordination calls with the BLM Rio Puerco Field Office (FO), which has a ROW renewal action for the FW line. The line passes through BLM Rio Puerco and Farmington FO lands. The ROW renewal was identified as a connected action later in the project, which is why the FO is now included.

Section 7 ESA Consultation

- OSM continues to coordinate with USFWS on all issues, including development of the Ecological Risk Assessment (ERA) approach. The Draft ERA is anticipated in early June. A meeting of the Section 7 Working group will be held after receipt of the ERA and review by OSM. The meeting will likely occur in Albuquerque in early August (tentatively, August 8).
- The Conservation Breeding Specialist Group population viability analysis is ongoing, and will assist in the development of the BA and BO. Dr. Phil Miller is modeling potential effects on the Colorado pikeminnow and how effects can be mitigated. Dr. Miller provided an update on a June 3, 2013 conference call. CBSG is reviewing input data provided to date. With USFWS input, CBSG identifying experts to participate in the PVA core working group. Experts in population studies, demographics, and environmental parameters affecting the species will assist CBSG in completion of the PVA.
- The San Juan River Basin Recovery Implementation Program (SJRIP) held a technical conference in early May. OSM and Cardno resource experts attended the conference and benefitted from information shared that is relevant to the Section 7 consultation.
- Amy Heuslein asked how OSM plans to integrate DOI Secretarial Order 3206. The order emphasizes the Federal tribal trust relationship with responsibility for USFWS to coordinate. USFWS indicated that tribal coordination occurs with receipt of the Biological Assessment and the start of formal consultation. Amy suggests the coordination start in advance of that, as the process works better with upfront coordination before the formal consultation process. Michelle Morris recommends pre-consultation with Navajo Nation Department of Fish and Wildlife. The SJRIP is already in place, where tribal members are represented, which provides a good conduit for consultation. OSM will be submitting Biological Evaluations to NN in relation to consultation.

Section 106

- OSM mailed letters in February 2013 to entities potentially interested in consulting on cultural resource issues including approval of the Area of Potential Effects (APE). The Hopi requested that the APE be expanded along the ROW for the Eldorado Transmission Line passing through Hopi land. The APE has been adjusted to accommodate that request.
- OSM has requested that the Proponents develop scopes of work to address identified data deficiencies, e.g., additional ethnographic surveys related to the mine and historic structures evaluations of the power plant and associated infrastructure. OSM is finalizing letters to consulting parties for determination of eligibility and effect, requesting review and comment on identified properties. Letters are anticipated to go out in June.

Four Corners Power Plant and Navajo Mine Energy Project

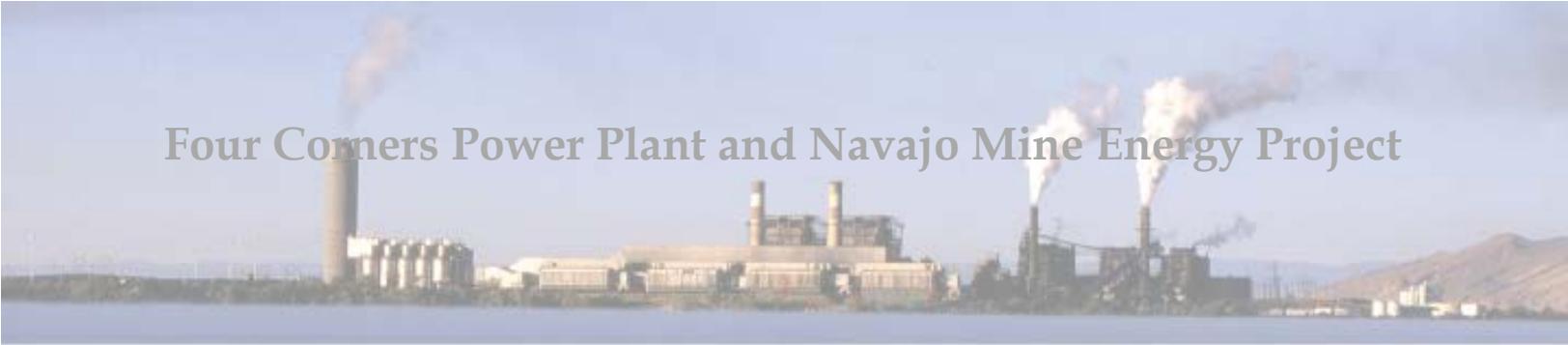
- OSM is planning a Section 106 Working Group teleconference on June 17, 2013 and a face-to-face meeting in late July or early August in Farmington to pursue development of two PAs; one for the mine and one for the power plant and associated infrastructure. OSM is developing the agenda for the June teleconference. Outlines of the PAs will be discussed in June and working draft PAs are anticipated to be ready for review prior to the face-to-face meeting.

Report on Agency or Tribe Specific Actions

- **OSM:** No change in status since the last meeting.
- **BIA:** Terry McClung conveyed that Harrilene has nothing new to report.
- **BLM:** Farmington BLM turned over Section 106 information to Mr. Copeland, who will be getting in touch and coordinating.
- **USEPA:** There is a replacement for John Tinger as USEPA point of contact. OSM plans a call with the new contact, and will include Karen Vitulano on that call.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** The NN is planning follow up with USEPA about the original BART determination. NN Council is taking up legislation on June 14, 2013 regarding mine ownership. NN proposes a follow up call with NTEC and OSM.
- **Hopi Tribe:** The Hopi Tribe Energy Task Force is ready to sit down with APS to discuss the specifics of the studies related to the expanded APE.
- **USFWS:** Nothing new to report.
- **USACE:** Did not participate on the call.

Potential Actions

- OSM provide the SJCA FOIA request information to Powell King.
- OSM review lead agency requirements of Secretarial Order 3206.
- NN arrange conference call with NTEC and OSM.



Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: June 5, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

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DOI - OEPC: Steve Spencer

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Four Corners Power Plant and Navajo Mine Energy Project

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Four Corners Power Plant and Navajo Mine Energy Project

- OSM is planning a Section 106 Working Group teleconference on June 17, 2013 and a face-to-face meeting in late July or early August in Farmington to pursue development of two PAs; one for the mine and one for the power plant and associated infrastructure. OSM is developing the agenda for the June teleconference. Outlines of the PAs will be discussed in June and working draft PAs are anticipated to be ready for review prior to the face-to-face meeting.

Report on Agency or Tribe Specific Actions

- **OSM:** No change in status since the last meeting.
- **BIA:** Terry McClung conveyed that Harrilene has nothing new to report.
- **BLM:** Farmington BLM turned over Section 106 information to Mr. Copeland, who will be getting in touch and coordinating.
- **USEPA:** There is a replacement for John Tinger as USEPA point of contact. OSM plans a call with the new contact, and will include Karen Vitulano on that call.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** The NN is planning follow up with USEPA about the original BART determination. NN Council is taking up legislation on June 14, 2013 regarding mine ownership. NN proposes a follow up call with NTEC and OSM.
- **Hopi Tribe:** The Hopi Tribe Energy Task Force is ready to sit down with APS to discuss the specifics of the studies related to the expanded APE.
- **USFWS:** Nothing new to report.
- **USACE:** Did not participate on the call.

Potential Actions

- OSM provide the SJCA FOIA request information to Powell King.
- OSM review lead agency requirements of Secretarial Order 3206.
- NN arrange conference call with NTEC and OSM.

Status Update

July 10, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The BART proposal, EPA decision dated August 6, 2012, allowed APS to close units 1, 2, and 3, the three older units, by 2014, and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on the newer units 4 and 5 by 2018. An update relevant to the EPA's August 2012 decision is provided below.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo

and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC) a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCRA Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transferring of Navajo Mine Permit NM-0003F from BNCC to NTEC and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. As indicated in a notice that appeared on OSM's web site on July 1, 2013, OSM is delaying a decision on the permit transfer application and the related EA until further information on the potential for the business transaction to be consummated is available. During this delay, OSM will continue to accept additional comments on the draft EA.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO
BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM
BLM New Mexico State Director – Jessie Juen – Santa Fe, NM
US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA
US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM
US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM
US/NPS IMR Regional Director – John Wessels – Lakewood, CO
OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- There are no changes to anticipated dates for major milestone for the development and finalization of the EIS. At this time the schedule remains within OSM's original expectations for project completion.
 - OSM anticipates forwarding the PDEIS to the cooperating agencies for review and comment in early December 2013
 - Cooperating agencies are expected to complete review and comment on PDEIS by the end of January 2014.
 - OSM anticipates publishing the Notice of Availability (NOA) of the draft EIS (DEIS) in the Federal Register in early April 2014.
 - OSM anticipates conducting public meetings on the DEIS in mid-May 2014.
 - OSM anticipates publishing the Record of Decision (ROD) during the 1st quarter of 2015.
- OSM requested assistance in mid April 2013 from the USEPA, NNEPA and NPS in the review of air quality analysis reports due to these agencies technical expertise. To date OSM has received comment from USEPA and NNEPA. While the NPS has indicated they expect to forward comments to OSM, no comments have been received to date.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM anticipates receiving the preliminary Ecological Risk Assessment (ERA) report in early July 2013. OSM plans to schedule a meeting with the Section 7 ESA Work Group after reviewing the ERA report. The date of this meeting has been scheduled for August 8, 2013 at the USFWS office in Albuquerque, New Mexico.

- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. The CBSG and the USFWS have defined the PVA Technical Team and the team will be meeting on August 6 and August 7, 2013 at the USFWS office in Albuquerque, New Mexico.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On June 17, 2013 OSM hosted a conference call with Section 106 consultation contacts discussing preliminary Programmatic Agreement (PA) coordination topics.
- OSM has informed Section 106 consultation contacts that a coordination meeting is scheduled for Thursday August 1, 2013 in Farmington, New Mexico. The purpose of this meeting is to receive input and continue discussion on the development of the PAs for the Project.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM conducted a conference call with the BLM FFO on April 10, 2013, to discuss comments received during scoping that are relevant to the BLM's review of the Pinabete Mine Plan. All relevant comments have been discussed and addressed and the BLM FFO has indicated they can begin review of the Mine Plan.
2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre- Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.
2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.

- The EPA received a revised application for permit renewal of NPDES Permit No. NN0000019 for the Four Corners Power Plant (FCPP) in February 2013 and EPA is in the process of drafting a proposed permit renewal.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS – NO CHANGE

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART in July of 2013. The decision on the PSD permit application is exempt from NEPA but may require consultation under Section 7 of the ESA.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work with OSM providing technical assistance to define their agency needs in preparation for the pending formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS - NO CHANGE

- The USACE continues to work closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
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OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
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OSM distributes PDEIS to Cooperating Agencies	12/2/13	
Cooperating Agencies Complete Review of PDEIS	1/31/14	
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NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	5/12/14	
OSM Finalizes BA	5/26/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	5/27/14	
End public comment period	6/6/14	
USFWS & NNDFW complete review BA & BE	7/8/14	
Prepare Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
NNDFW completes letter of concurrence for BE	8/9/14	
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
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Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
End Appeal period	4/17/15	

Status Update

July 10, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The BART proposal, EPA decision dated August 6, 2012, allowed APS to close units 1, 2, and 3, the three older units, by 2014, and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on the newer units 4 and 5 by 2018. An update relevant to the EPA's August 2012 decision is provided below.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo

and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

On May 3, 2013, OSM received an application from BNCC to transfer Permit NM-0003F to the Navajo Transitional Energy Company (NTEC) a Navajo Nation owned Limited Liability Company organized under the Navajo Nation's Limited Liability Company Act. If the permit transfer and the assignment or transfer of the leases are approved by OSM and BIA respectively, NTEC, through its contract miner, BHP Billiton Mine Management Company, will continue surface mining and reclamation activities at the Navajo Mine in accordance with existing SMCRA Permit No. NM-0003F. On May 18, 2013, OSM announced the availability of a Draft Environmental Assessment (EA) that analyzes the potential environmental effects that may result from the transferring of Navajo Mine Permit NM-0003F from BNCC to NTEC and BIA approval of the assignment or transfer of the leases. The BIA is a Cooperating Agency. On June 19, 2013, BNCC and APS notified OSM of a delay in the business transaction related to the permit transfer application. As indicated in a notice that appeared on OSM's web site on July 1, 2013, OSM is delaying a decision on the permit transfer application and the related EA until further information on the potential for the business transaction to be consummated is available. During this delay, OSM will continue to accept additional comments on the draft EA.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO
BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM
BLM New Mexico State Director – Jessie Juen – Santa Fe, NM
US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA
US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM
US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM
US/NPS IMR Regional Director – John Wessels – Lakewood, CO
OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- There are no changes to anticipated dates for major milestone for the development and finalization of the EIS. At this time the schedule remains within OSM's original expectations for project completion.
 - OSM anticipates forwarding the PDEIS to the cooperating agencies for review and comment in early December 2013
 - Cooperating agencies are expected to complete review and comment on PDEIS by the end of January 2014.
 - OSM anticipates publishing the Notice of Availability (NOA) of the draft EIS (DEIS) in the Federal Register in early April 2014.
 - OSM anticipates conducting public meetings on the DEIS in mid-May 2014.
 - OSM anticipates publishing the Record of Decision (ROD) during the 1st quarter of 2015.
- OSM requested assistance in mid April 2013 from the USEPA, NNEPA and NPS in the review of air quality analysis reports due to these agencies technical expertise. To date OSM has received comment from USEPA and NNEPA. While the NPS has indicated they expect to forward comments to OSM, no comments have been received to date.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM anticipates receiving the preliminary Ecological Risk Assessment (ERA) report in early July 2013. OSM plans to schedule a meeting with the Section 7 ESA Work Group after reviewing the ERA report. The date of this meeting has been scheduled for August 8, 2013 at the USFWS office in Albuquerque, New Mexico.

- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. The CBSG and the USFWS have defined the PVA Technical Team and the team will be meeting on August 6 and August 7, 2013 at the USFWS office in Albuquerque, New Mexico.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On June 17, 2013 OSM hosted a conference call with Section 106 consultation contacts discussing preliminary Programmatic Agreement (PA) coordination topics.
- OSM has informed Section 106 consultation contacts that a coordination meeting is scheduled for Thursday August 1, 2013 in Farmington, New Mexico. The purpose of this meeting is to receive input and continue discussion on the development of the PAs for the Project.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS– NO CHANGE

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan (BLM Farmington Field Office)

STATUS

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM conducted a conference call with the BLM FFO on April 10, 2013, to discuss comments received during scoping that are relevant to the BLM's review of the Pinabete Mine Plan. All relevant comments have been discussed and addressed and the BLM FFO has indicated they can begin review of the Mine Plan.
2. Decision to renew ROW for PNM FW transmission line (BLM Farmington Field Office and BLM Rio Puerco Field Office)

STATUS – NO CHANGE

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS

- On August 24, 2012, EPA took final action to promulgate a Federal Implementation Plan (FIP) to implement the Best Available Retrofit Technology (BART) requirement of the Regional Haze Rule for the Four Corners Power Plant (FCPP). The FIP required the owners of FCPP to choose between two strategies for compliance: (1) compliance with the emission limits in EPA's final BART determination, or (2) compliance with an alternative to BART, originally put forth by the owners of FCPP, that included closure of Units 1, 2, and 3 at FCPP and installation of new air pollution controls to meet BART limits on Units 4 and 5. The EPA's final action required the owners of FCPP to provide notification to EPA by July 1, 2013 of which option they wished to pursue. However, due to perceived uncertainties (on the part of the operators of FCPP) in the market brought about by the Arizona Corporation Commissions recent decision to explore retail competition of the electricity market in Arizona, APS requested that EPA extend the BART option notification date from July 1, 2013, to December 31, 2013. In response, on July 6, 2013, the EPA issued the Pre- Publication version of the Proposed Rule proposing to extend the notification date to December 31, 2013, citing the basis for the extension request as being reasonable and justified. The EPA is not proposing to amend any other requirements to the FIP for FCPP. The EPA will receive comments on the proposed extension for 30 days.
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STATUS

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STATUS – NO CHANGE

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1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

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UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

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Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
End Appeal period	4/17/15	

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: May 1, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein, Gary Cantley

Navajo Nation: Michelle Morris (Office of the President and Vice President), Krishna Baskota, Rita Whitehorse-Larsen

Hopi Tribe: Micah Loma'omvaya

NPS: Not Represented

USEPA: Karen Vitulano (Region 9)

USFWS: Sharon Whitmore

USACE: Not Represented

BLM: Joe Galluzzi

Cardno: Dan Tormey, Kimberly Demuth, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- OSM will provide the monthly project status report soon.
- OSM and BIA completed review of Chapters 1, 2, and 3 of the Preliminary Draft EIS (PDEIS) and the Recreation, Noise and Vibration, and Land Use environmental resource sections. Comments have been provided to Cardno and sections are being revised for the PDEIS.
- Environmental resource sections under review by OSM include Visual Resources, Hazardous and Solid Waste, and Health and Safety. Review of preliminary draft sections will continue through the summer.
- The EIS schedule has slipped due to delayed information on the critical path. The complete PDEIS will now be provided to the Cooperating Agencies for review in December 2013. OSM recognizes the overlap with the holidays, so the schedule is expanded to allow 42 working days for Cooperating Agency review (this does not include scheduled holidays). This makes the end of January 2014 the milestone for Cooperating Agencies to be finished with their review. The delay also affects NOA publication, which now will be in April 2014. The ROD is still

Four Corners Power Plant and Navajo Mine Energy Project

anticipated in the first quarter 2015. USEPA pointed out this is a problem for reviewers who have use-or-lose vacation during that time. OSM recognizes this difficulty and that is why Cooperating Agency review was extended through the end of January.

- OSM received the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment from the APS consultant. OSM sent the reports to USEPA, NPS, and NNEPA for review. USEPA responded that their review will be in early June, based on reviewer's schedules. NNEPA will provide comments in late May and NPS has not yet responded to the request.

Section 7 ESA Consultation

- The Conservation Breeding Specialist Group population viability analysis is ongoing. Dr. Phil Miller is modeling potential effects on the Colorado pikeminnow and how effects can be mitigated.
- Data gathering and model development for the Ecological Risk Assessment (ERA) is continuing through June 2013. The Section 7 working group will reconvene after June 2013.
- OSM is working closely with USFWS on the ERA, reviewing interim deliverables and reports on methodology to assure the ERA is on the right path. OSM and USFWS are comfortable with the ERA approach at this time.
- The preliminary draft ERA is now expected in early August, which is the delay that has an effect on the EIS and BA schedules. The EPRI emissions modeling and deposition of metals study and potential impacts on the Colorado pikeminnow and other aquatic and terrestrial biology is a significant effort that is taking more time than anticipated.
- Micah will send a letter to designate someone in the Hopi Tribe as the Section 7 point of contact.

Section 106

- OSM mailed letters in February to entities potentially interested in consulting on cultural resource issues including approval of the Area of Potential Effects (APE). Responses have been received from USEPA, USACE, Arizona SHPO, Navajo Nation THPO, Ysleta Del Sur Pueblo and the White Mountain Apache. The APE is mostly defined, except for a few parcels being reviewed.
- OSM anticipates setting up the Section 106 Working Group to pursue development of two PAs; one for the mine and one for the power plant and associated infrastructure. The PAs will set forth what has been done, what is being done, and what might be anticipated for the future. Signatories on the PAs are likely to be OSM, BIA, BLM, USACE, BNCC, and NTEC (the potential new NN mine owner). OSM is currently developing an outline of what needs to be included in the Power Plant and Infrastructure PA. The Navajo Mine PA will be developed from the existing mine PA.
- OSM anticipates a Section 106 Working Group teleconference in late May and a face-to-face meeting in July (likely in Farmington). Consulting parties originally identified will be included in outreach for the first call. OSM plans to have PA drafts before the July working group meeting.

Four Corners Power Plant and Navajo Mine Energy Project

- OSM will send out letters to the tribes seeking input on sites and eligibility for NRHP.
- OSM will send a letter to BNCC requesting additional ethnographic surveys and a letter to APS and PNM requesting historic structures evaluations.

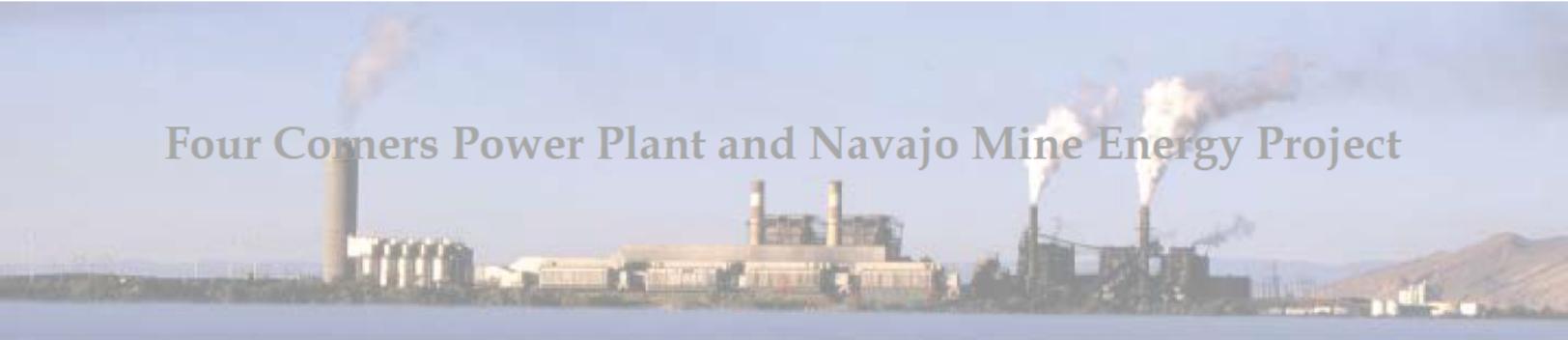
Report on Agency or Tribe Specific Actions

- **OSM:** OSM continues review of the Pinabete Mine permit application package. The technical review will continue through the development of the EIS before a permit is issued.
- **Navajo Nation:** The NN Council approved formation of Navajo Transitional Energy Company (NTEC), the company that would operate the Navajo Mine if it is purchased by the Nation. The acquisition is not finalized, but the Nation is very serious about making it happen.
- **Hopi Tribe:** Hopi Tribe is working with APS and actively engaged in negotiation on the ROW, including terms and conditions, compensation, etc. Hopi tribe has responded to the OSM APE letter requesting that the negotiated ROW have an additional 100 meter boundary on either side. APS will conduct ethnographic surveys this summer in the expanded APE.
- **BIA:** BIA has received right-of-way (ROW) applications for both the mine and the plant sites. BIA Realty Office is meeting today. BIA is working with OSM to facilitate transfer of the mine.
- **BLM:** BLM had a conference call with OSM on April 10, 2013 to discuss concerns about moving forward on review of the proposed Pinabete Permit mine plan because it could change during completion of the EIS. BLM is satisfied that they can move forward on the review, but will hold off on issuance of a report until it is certain there is no change to Burnham Road realignment. OSM included the BLM Rio Puerco Office, due to ROW renewal on the FW line.
- **USEPA:** No change in status since the last meeting.
- **USFWS:** No change in status since the last meeting.
- **USACE:** OSM is working with USACE to ensure that the 404 permit analysis is consistent with the EIS.
- **NPS:** Did not participate on the call.

Other Discussion

- Regarding purchase of the Navajo Mine by the Navajo Nation, USEPA asked if there is a Federal action that will be covered by NEPA, and also if BIA has a Federal action. OSM clarified that the permit transfer from BNCC to NTEC is a Federal action requiring NEPA. The permit transfer has to be completed by July 1, 2013, so a separate Environmental Assessment will be prepared because the FCPP&NM EIS will not be complete. BIA clarified that they are still determining whether or not they have a Federal action. BIA and BLM will be cooperating agencies on the Permit Transfer EA.
- Hopi tribe would like to have cultural resources reports forwarded to them from OSM.
- Rita Whitehorse-Larsen (NN) would like to ensure that water quality data collected by NNEPA is included in the EIS analysis.

Four Corners Power Plant and Navajo Mine Energy Project

A wide-angle photograph of the Four Corners Power Plant and Navajo Mine Energy Project. The image shows several large industrial buildings and tall smokestacks emitting thick plumes of white steam or smoke into a clear blue sky. The facility is situated near a body of water, with a range of low mountains visible in the background under a bright, clear sky.

Actions

- Micah Loma'omvaya send a letter to OSM to designate someone in the Hopi Tribe as the Section 7 point of contact.
- Michelle Morris forward a press release on acquisition of the Navajo Mine by the Navajo Nation.
- Marcelo call Micah to clarify who conducted surveys and arrange for forwarding to Hopi Tribe.
- OSM and Cardno determine if NNEPA water quality data is included in the EIS analysis and report back to Rita Whitehorse-Larsen.

Status Update

May 2, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older units, by 2014 and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be

applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

A non-binding Memorandum of Agreement was signed in December 2012 between BNCC and the Navajo Nation under which the Navajo Nation will purchase all the stock in BNCC, the operator of the Navajo Mine and holder of both the coal lease and the SMCRA permit, from BHP Billiton by July 1, 2013. As an integral component of the purchase OSM will be required to process an application for a permit transfer. OSM's review has found that the permit transfer will require the preparation of an environmental assessment under the NEPA to support OSM's decision and to determine if there are significant environmental impacts associated with this federal action. The transfer of the permit, if approved, will be disclosed and discussed as a baseline condition within the EIS for the FCPP and Navajo Mine Energy Project.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- In early March 2013 OSM began receiving draft sections of the Preliminary Draft Environmental Impact Statement (PDEIS) for review. Additional draft sections will intermittently continue to be forwarded to OSM as they are completed through early October 2013. OSM will work with Cardno¹ to resolve all deficiencies prior to distribution for review by the Cooperating Agencies. Due to the delay in the Project Proponent's provision of information necessary for development of the ecological risk assessment (ERA) as related to the FCPP environmental impact analysis, the anticipated delivery of the PDEIS to the Cooperating Agencies for review and comment, is being delayed an additional month. OSM currently anticipates delivery of the PDEIS to the cooperating agencies in early December 2013. OSM recognizes the scheduling conflict due to the holidays and will extend the review time until the end of January 2014, allowing approximately 42 working days for review and comment.
- Due to the delay described above, OSM now anticipates publishing the Notice of Availability (NOA) of the draft EIS (DEIS) in the Federal Register in early April 2014 for 45 days of public review and comment. OSM currently anticipates conducting public meetings on the draft beginning in mid-May 2014 at locations yet to be determined.
- While interim project milestones have been delayed, OSM continues to anticipate publication of the ROD during the 1st quarter of 2015. At this time the schedule still remains within OSM's original expectations for project completion, but we continue to remind the project proponents of their agreed-upon schedule, and the impact that slippage in these schedule milestones have on the overall review schedule.

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM continues to coordinate with the USFWS and project consultants in support of the ERA. A conference call with the USFWS was conducted on April 25, 2013 to discuss remaining questions regarding the development of the ERA. At this time the ERA is expected to be satisfactory in scope and methodology; suitable for use in the biological assessment. Portions of the ERA report not requiring the Electric Power Research Institute (EPRI) data will be delivered to OSM in June of 2013.
- EPRI continues atmospheric metals deposition and watershed scale fate and transport modeling to be used in assessing impacts to aquatic resources within the San Juan River Basin, including the Colorado Pike minnow. EPRI is scheduled to provide results from their modeling for use in the ERA in early July 2013. AECOM anticipates four weeks to integrate the EPRI results into the ERA, with a draft ERA Report expected in early August 2013.
- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. An initial PVA working group meeting was conducted with CBSG's Dr. Phil Miller on March 13, 2013, to discuss model development requirements. The USFWS in coordination with CBSG will identify a core working group of Colorado Pike minnow experts to provide data required for PVA model development. OSM and Cardno will participate as reviewers in the PVA core working group. CBSG has initiated preliminary data acquisition for model development.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On February 25, 2013, OSM mailed letters to Section 106 consultation contacts, including interested state and tribal historic preservation offices, Cooperating Agencies and tribal contacts potentially interested in participating in consultation. The letters specifically requested consultation on the Area of Potential Effect (APE) defined for the FCPP & Navajo Mine Energy Project. OSM has received responses from the Navajo Nation, Hopi Tribe, Arizona State Historic Preservation Office, Ysleta del Sur Pueblo, White Mtn. Apache, U.S. Army Corps of Engineers and U.S. EPA.
- OSM will continue to work with consulting parties regarding the APE.
- OSM anticipates developing a Section 106 Working Group to begin discussions regarding the development of Programmatic Agreements (PA) and identification of signatories. Currently OSM plans to develop one PA for the Navajo Mine and Pinabete Permit, and one PA for the FCPP and associated transmission lines. OSM plans to conduct an initial conference call with consulting parties in May 2013 and anticipates following up with a Section 106 Working Group meeting to discuss the draft PAs in July 2013.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM conducted a conference call with the BLM FFO on April 10, 2013, to discuss comments received during scoping that are relevant to the BLM's review of the Pinabete Mine Plan.

2. Decision to renew ROW for PNM FW transmission line

STATUS

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.

2. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS – NO CHANGE

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART in July of 2013. The decision on the PSD permit application is exempt from NEPA but will require consultation under Section 7 of the ESA.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS - NO CHANGE

- The USACE is working closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. On March 21, 2013, OSM held a working meeting with USACE to further our coordination of the EIS development with the USACE's 404(b)(1) process.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	8/8/13	
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	10/3/13	
OSM completes review/comment of complete PDEIS	10/17/13	
Revised PDEIS submitted to OSM for review/comment	11/29/13	
OSM completes review/comment of revised PDEIS	12/2/13	
OSM distributes PDEIS to Cooperating Agencies	12/2/13	
Cooperating Agencies Complete Review of PDEIS	1/31/14	
Revise PDEIS per Cooperating Agency review comments	2/27/14	
OSM receives draft Biological Assessment (BA)	3/31/14	
Prepare DEIS for publication	4/3/14	
NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	5/12/14	
OSM Finalizes BA	5/26/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	5/27/14	
End public comment period	6/6/14	
USFWS & NNDFW complete review BA & BE	7/8/14	
Prepare Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
NNDFW completes letter of concurrence for BE	8/9/14	
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
USFWS prepares Biological Opinion (BO)	12/16/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
Appeal period	4/17/15	

Status Update

May 2, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

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EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

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STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

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STATUS – NO CHANGE

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2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

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¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

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STATUS

- OSM continues to coordinate with the USFWS and project consultants in support of the ERA. A conference call with the USFWS was conducted on April 25, 2013 to discuss remaining questions regarding the development of the ERA. At this time the ERA is expected to be satisfactory in scope and methodology; suitable for use in the biological assessment. Portions of the ERA report not requiring the Electric Power Research Institute (EPRI) data will be delivered to OSM in June of 2013.
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5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On February 25, 2013, OSM mailed letters to Section 106 consultation contacts, including interested state and tribal historic preservation offices, Cooperating Agencies and tribal contacts potentially interested in participating in consultation. The letters specifically requested consultation on the Area of Potential Effect (APE) defined for the FCPP & Navajo Mine Energy Project. OSM has received responses from the Navajo Nation, Hopi Tribe, Arizona State Historic Preservation Office, Ysleta del Sur Pueblo, White Mtn. Apache, U.S. Army Corps of Engineers and U.S. EPA.
- OSM will continue to work with consulting parties regarding the APE.
- OSM anticipates developing a Section 106 Working Group to begin discussions regarding the development of Programmatic Agreements (PA) and identification of signatories. Currently OSM plans to develop one PA for the Navajo Mine and Pinabete Permit, and one PA for the FCPP and associated transmission lines. OSM plans to conduct an initial conference call with consulting parties in May 2013 and anticipates following up with a Section 106 Working Group meeting to discuss the draft PAs in July 2013.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM conducted a conference call with the BLM FFO on April 10, 2013, to discuss comments received during scoping that are relevant to the BLM's review of the Pinabete Mine Plan.

2. Decision to renew ROW for PNM FW transmission line

STATUS

- The BLM's grant of ROW for approximately 48 miles of the FW line (Four Corners to West Mesa) will expire in 2016. Therefore, BLM will need to review an application to renew the ROW and issue a new grant of ROW. OSM is currently coordinating with the BLM FFO and BLM Rio Puerco Field Office regarding this connected federal action.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- The EPA has determined the mine expansion to be a "new source". The EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.

2. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS – NO CHANGE

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART in July of 2013. The decision on the PSD permit application is exempt from NEPA but will require consultation under Section 7 of the ESA.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS - NO CHANGE

- The USACE is working closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. On March 21, 2013, OSM held a working meeting with USACE to further our coordination of the EIS development with the USACE's 404(b)(1) process.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator's MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	8/8/13	
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	9/17/13	
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	9/25/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	10/3/13	
OSM completes review/comment of complete PDEIS	10/17/13	
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OSM completes review/comment of revised PDEIS	12/2/13	
OSM distributes PDEIS to Cooperating Agencies	12/2/13	
Cooperating Agencies Complete Review of PDEIS	1/31/14	
Revise PDEIS per Cooperating Agency review comments	2/27/14	
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Prepare DEIS for publication	4/3/14	
NOA for DEIS in Federal Register begin public comment period	4/11/14	
Begin Public Comment Meetings	5/12/14	
OSM Finalizes BA	5/26/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	5/27/14	
End public comment period	6/6/14	
USFWS & NNDFW complete review BA & BE	7/8/14	
Prepare Comment Analysis Report	7/15/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
NNDFW completes letter of concurrence for BE	8/9/14	
Prepare Response to Comments	9/9/14	
PFEIS submitted to OSM	10/10/14	
OSM completes review of revised PFEIS	10/20/14	
OSM distributes FDEIS to Cooperating Agencies	10/20/14	
USFWS prepares Biological Opinion (BO)	12/16/14	
Cooperating Agencies Complete Review of PFEIS	12/20/14	
Prepare FEIS for publication	1/23/15	
NOA for FEIS in Fed. Register	1/28/15	
Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
Appeal period	4/17/15	

Status Update

May 2, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older units, by 2014 and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be

applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo Nation and BLM lands. The BIA approval of the FCPP lease extension agreement and BIA and BLM approval of rights-of-way renewals are Federal actions that require completion of an EIS in accordance with NEPA.

A non-binding Memorandum of Agreement was signed in December 2012 between BNCC and the Navajo Nation under which the Navajo Nation will purchase all the stock in BNCC, the operator of the Navajo Mine and holder of both the coal lease and the SMCRA permit, from BHP Billiton by July 1, 2013. As an integral component of the purchase OSM will be required to process an application for a permit transfer. OSM's review has found that the permit transfer will require the preparation of an environmental assessment under the NEPA to support OSM's decision and to determine if there are significant environmental impacts associated with this federal action. The transfer of the permit, if approved, will be disclosed and discussed as a baseline condition within the EIS for the FCPP and Navajo Mine Energy Project.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- In early March 2013 OSM began receiving draft sections of the Preliminary Draft Environmental Impact Statement (PDEIS) for review. Additional draft sections will intermittently continue to be forwarded to OSM as they are completed through early October 2013. OSM will work with Cardno¹ to resolve all deficiencies prior to distribution for review by the Cooperating Agencies. Due to the delay in the Project Proponent's provision of information necessary for development of the ecological risk assessment (ERA) as related to the FCPP environmental impact analysis, the anticipated delivery of the PDEIS to the Cooperating Agencies for review and comment, is being delayed an additional month. OSM currently anticipates delivery of the PDEIS to the cooperating agencies in early December 2013. OSM recognizes the scheduling conflict due to the holidays and will extend the review time until the end of January 2014, allowing approximately 42 working days for review and comment.
- Due to the delay described above, OSM now anticipates publishing the Notice of Availability (NOA) of the draft EIS (DEIS) in the Federal Register in early April 2014 for 45 days of public review and comment. OSM currently anticipates conducting public meetings on the draft beginning in mid-May 2014 at locations yet to be determined.
- While interim project milestones have been delayed, OSM continues to anticipate publication of the ROD during the 1st quarter of 2015. At this time the schedule still remains within OSM's original expectations for project completion, but we continue to remind the project proponents of their agreed-upon schedule, and the impact that slippage in these schedule milestones have on the overall review schedule.

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- OSM continues to coordinate with the USFWS and project consultants in support of the ERA. A conference call with the USFWS was conducted on April 25, 2013 to discuss remaining questions regarding the development of the ERA. At this time the ERA is expected to be satisfactory in scope and methodology; suitable for use in the biological assessment. Portions of the ERA report not requiring the Electric Power Research Institute (EPRI) data will be delivered to OSM in June of 2013.
- EPRI continues atmospheric metals deposition and watershed scale fate and transport modeling to be used in assessing impacts to aquatic resources within the San Juan River Basin, including the Colorado Pike minnow. EPRI is scheduled to provide results from their modeling for use in the ERA in early July 2013. AECOM anticipates four weeks to integrate the EPRI results into the ERA, with a draft ERA Report expected in early August 2013.
- The International Union for Conservation of Nature Conservation Breeding Specialist Group (CBSG) has been contracted to conduct Population Viability Analysis (PVA) for the Colorado Pike minnow in support of Section 7 ESA consultation. An initial PVA working group meeting was conducted with CBSG's Dr. Phil Miller on March 13, 2013, to discuss model development requirements. The USFWS in coordination with CBSG will identify a core working group of Colorado Pike minnow experts to provide data required for PVA model development. OSM and Cardno will participate as reviewers in the PVA core working group. CBSG has initiated preliminary data acquisition for model development.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On February 25, 2013, OSM mailed letters to Section 106 consultation contacts, including interested state and tribal historic preservation offices, Cooperating Agencies and tribal contacts potentially interested in participating in consultation. The letters specifically requested consultation on the Area of Potential Effect (APE) defined for the FCPP & Navajo Mine Energy Project. OSM has received responses from the Navajo Nation, Hopi Tribe, Arizona State Historic Preservation Office, Ysleta del Sur Pueblo, White Mtn. Apache, U.S. Army Corps of Engineers and U.S. EPA.
- OSM will continue to work with consulting parties regarding the APE.
- OSM anticipates developing a Section 106 Working Group to begin discussions regarding the development of Programmatic Agreements (PA) and identification of signatories. Currently OSM plans to develop one PA for the Navajo Mine and Pinabete Permit, and one PA for the FCPP and associated transmission lines. OSM plans to conduct an initial conference call with consulting parties in May 2013 and anticipates following up with a Section 106 Working Group meeting to discuss the draft PAs in July 2013.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is under review by BIA and Solicitor's Office.

2. Approval of Application Granting Right of Ways (ROW) for the transmission corridors and associated substations for APS and PNM.

STATUS

- On April 2, 2013, BIA received ROW applications submitted by APS for the El Dorado and Cholla transmission lines.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- The Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access roads within the Navajo Mine lease area.

STATUS

- BIA received a ROW application from BNCC on March 14, 2013, for the access road power and communication line from the Navajo mine to APS.
- Last December BIA received a ROW application for the access road for Area III North on the mine.

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1. Review and approval of Mine Plan

STATUS

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM conducted a conference call with the BLM FFO on April 10, 2013, to discuss comments received during scoping that are relevant to the BLM's review of the Pinabete Mine Plan.

2. Decision to renew ROW for PNM FW transmission line

STATUS

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STATUS – NO CHANGE

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STATUS - NO CHANGE

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Prepare Record of Decision (ROD)	3/12/15	
Publish ROD	3/13/15	
Appeal period	4/17/15	

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: April 3, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein, Terry McClung, Wendell Honanie, Gilbert Bicentti, Gary Cantley

Navajo Nation: Michelle Morris (Office of the President and Vice President); John Stucker, Krishna Baskota, Alfreda Cornfield, Rita Whitehorse-Larsen

Hopi Tribe: Not Represented

NPS: John Reber (Regional Energy Coordinator)

USEPA: Karen Vitulano (Region 9), John McFarlane (Region 6)

USFWS: Sharon Whitmore

USACE: Deanna Cummings

BLM: Joe Galluzzi, Marcela Martinez, Powell King

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The EIS schedule is delayed due to difficulties getting materials needed from proponents to complete the analysis. OSM now anticipates the Record of Decision (ROD) in February 2015. The recent status report contains the adjusted schedule.
- USEPA asked if the Cooperating Agencies would be able to review preliminary version of the PDEIS prior to September delivery date of the entire PDEIS to the Agencies for their review, noting that advance review would address concerns early in the process and allow sufficient time for resolution. OSM reiterated that no advance distribution will be provided. Significant effort and review is going into developing the PDEIS the Cooperating Agencies will see, which will streamline the review process. The current drafts of sections including project description and alternatives are very preliminary and may change based on resource analyses, making it inefficient for Cooperating Agencies to review advance PDEIS chapters until the resource

Four Corners Power Plant and Navajo Mine Energy Project

sections are substantially complete. If OSM identifies a significant issue during the review period, Cooperating Agency input will be sought.

- In December 2012, the NN completed the Memorandum of Understanding for pursuing ownership of the mine. OSM and NN met on March 1, 2013. OSM is still reviewing potential impact on current and ongoing permits. NN Council approved \$2.3M to continue due diligence. Michelle will seek permission to prepare and distribute a fact sheet to share with the Cooperating Agency group.
- OSM is currently reviewing Chapters 1, 2, and 3 of the Preliminary Draft EIS. Select environmental Resource sections are also being reviewed, including Visual Resources, Recreation, Noise, and Land Use. Review of preliminary draft sections will continue through the summer and the complete Preliminary Draft EIS (PDEIS) will be provided to the Cooperating Agencies for review in October 2013. The Cooperating Agencies will have 32 business days to review.
- OSM will publish the notice of availability of the Draft EIS in the Federal Register in February 2014. The public will have 45 calendar days to review and comment. Public meetings on the Draft EIS will be held in March 2014 at locations to be determined.

Section 7 ESA Consultation

- The Section 7 Working Group held a meeting in Albuquerque on February 28, 2013. ESA Work Group representatives from the Cooperating Agencies unable to attend in person were provided a call in number for participation. Discussion topics included the environmental risk assessment (ERA) analysis, the EPRI emissions modeling and deposition of metals study, impacts on the Colorado pikeminnow, and integration of studies with the overall EIS preparation. The Biological Assessment is scheduled for spring 2014.
- The Conservation Breeding Specialist Group population viability analysis has started. Data are being gathered and model development will continue through June 2013. The Section 7 working group will reconvene after June 2013.

Section 106

- OSM mailed letters on February 25, 2013, to entities potentially interested in consulting on cultural resource issues. Responses have been received from USEPA, USACE, Arizona SHPO, Navajo Nation THPO, Ysleta Del Sur Pueblo and the White Mountain Apache.
- The Hopi Tribe indicated they would respond to the letter; however, no response has been received to date. The timeline for responses has passed, but comments will still be entertained. Marcelo sent an email on March 28, 2013 asking if the Hopi Tribe anticipates forwarding comments on the defined APE. The Arizona SHPO will not respond until they hear from the Hopi. Wendell Honanie will follow up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response.

Four Corners Power Plant and Navajo Mine Energy Project

Report on Agency-Specific Actions

- **OSM:** Have determined that the Pinabete mine permit is administratively complete. Renewal of Navajo Mine is still under review. Need to complete the EIS before deciding outcomes.
- **BIA:** BIA received a right-of-way (ROW) application from BNCC on March 14 for the access road power and communication line from the Navajo mine to APS. Last December BIA received a ROW application for the access road for Area III North. On April 2, 2013 BIA received ROW applications submitted by APS for transmission lines. BIA is getting clarification from Realty on a road to be included in the APE.
- **BLM:** BLM Realty specialist is working to obtain information regarding the ROW transfer for portions of the PNM FW transmission line. It is understood the transfer took place on June 30, 1994. BLM would like to have a call with OSM next week to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- **USEPA:** John Tinger previously provided information that the mine would be a new source under NPDES. The existing permit is administratively extended and the FCPP&NM EIS will be used as NEPA documentation for NPDES permitting.
- **USFWS:** Status was covered by discussion on the Section 7 ESA Consultation.
- **USACE:** USACE and OSM conducted a conference call a couple of weeks ago to discuss ensuring consistency with the EIS purpose and need statement and the USACE 404(b)(1) document. Ecosphere is working on the draft decision document that will be provided to OSM in July. USACE and EPA concurred there is no 404 action required for the power plant; therefore, the topic can be removed from future status reports.
- **NPS:** Nothing to report.
- **Navajo Nation:** Rita Whitehorse-Larsen should be included on the Cooperating Agencies distribution list.
- **Hopi Tribe:** Did not participate on the call.

Other Discussion

- No additional topics were raised.

Actions

- Michelle Morris seeks permission to prepare and distribute a mine purchase fact sheet.
- Wendell Honanie follows up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response to the Section 106 consultation letter.
- Marcelo arranges a conference call with BLM to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- Marcelo remove power plant 404 action topic from future status reports.
- Marcelo includes Rita Whitehorse-Larsen on the Cooperating Agencies distribution list.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: April 3, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein, Terry McClung, Wendell Honanie, Gilbert Bicentti, Gary Cantley

Navajo Nation: Michelle Morris (Office of the President and Vice President); John Stucker, Krishna Baskota, Alfreda Cornfield, Rita Whitehorse-Larsen

Hopi Tribe: Not Represented

NPS: John Reber (Regional Energy Coordinator)

USEPA: Karen Vitulano (Region 9), John McFarlane (Region 6)

USFWS: Sharon Whitmore

USACE: Deanna Cummings

BLM: Joe Galluzzi, Marcela Martinez, Powell King

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The EIS schedule is delayed due to difficulties getting materials needed from proponents to complete the analysis. OSM now anticipates the Record of Decision (ROD) in February 2015. The recent status report contains the adjusted schedule.
- USEPA asked if the Cooperating Agencies would be able to review preliminary version of the PDEIS prior to September delivery date of the entire PDEIS to the Agencies for their review, noting that advance review would address concerns early in the process and allow sufficient time for resolution. OSM reiterated that no advance distribution will be provided. Significant effort and review is going into developing the PDEIS the Cooperating Agencies will see, which will streamline the review process. The current drafts of sections including project description and alternatives are very preliminary and may change based on resource analyses, making it inefficient for Cooperating Agencies to review advance PDEIS chapters until the resource

Four Corners Power Plant and Navajo Mine Energy Project

sections are substantially complete. If OSM identifies a significant issue during the review period, Cooperating Agency input will be sought.

- In December 2012, the NN completed the Memorandum of Understanding for pursuing ownership of the mine. OSM and NN met on March 1, 2013. OSM is still reviewing potential impact on current and ongoing permits. NN Council approved \$2.3M to continue due diligence. Michelle will seek permission to prepare and distribute a fact sheet to share with the Cooperating Agency group.
- OSM is currently reviewing Chapters 1, 2, and 3 of the Preliminary Draft EIS. Select environmental Resource sections are also being reviewed, including Visual Resources, Recreation, Noise, and Land Use. Review of preliminary draft sections will continue through the summer and the complete Preliminary Draft EIS (PDEIS) will be provided to the Cooperating Agencies for review in October 2013. The Cooperating Agencies will have 32 business days to review.
- OSM will publish the notice of availability of the Draft EIS in the Federal Register in February 2014. The public will have 45 calendar days to review and comment. Public meetings on the Draft EIS will be held in March 2014 at locations to be determined.

Section 7 ESA Consultation

- The Section 7 Working Group held a meeting in Albuquerque on February 28, 2013. ESA Work Group representatives from the Cooperating Agencies unable to attend in person were provided a call in number for participation. Discussion topics included the environmental risk assessment (ERA) analysis, the EPRI emissions modeling and deposition of metals study, impacts on the Colorado pikeminnow, and integration of studies with the overall EIS preparation. The Biological Assessment is scheduled for spring 2014.
- The Conservation Breeding Specialist Group population viability analysis has started. Data are being gathered and model development will continue through June 2013. The Section 7 working group will reconvene after June 2013.

Section 106

- OSM mailed letters on February 25, 2013, to entities potentially interested in consulting on cultural resource issues. Responses have been received from USEPA, USACE, Arizona SHPO, Navajo Nation THPO, Ysleta Del Sur Pueblo and the White Mountain Apache.
- The Hopi Tribe indicated they would respond to the letter; however, no response has been received to date. The timeline for responses has passed, but comments will still be entertained. Marcelo sent an email on March 28, 2013 asking if the Hopi Tribe anticipates forwarding comments on the defined APE. The Arizona SHPO will not respond until they hear from the Hopi. Wendell Honanie will follow up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response.

Four Corners Power Plant and Navajo Mine Energy Project

Report on Agency-Specific Actions

- **OSM:** Have determined that the Pinabete mine permit is administratively complete. Renewal of Navajo Mine is still under review. Need to complete the EIS before deciding outcomes.
- **BIA:** BIA received a right-of-way (ROW) application from BNCC on March 14 for the access road power and communication line from the Navajo mine to APS. Last December BIA received a ROW application for the access road for Area III North. On April 2, 2013 BIA received ROW applications submitted by APS for transmission lines. BIA is getting clarification from Realty on a road to be included in the APE.
- **BLM:** BLM Realty specialist is working to obtain information regarding the ROW transfer for portions of the PNM FW transmission line. It is understood the transfer took place on June 30, 1994. BLM would like to have a call with OSM next week to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- **USEPA:** John Tinger previously provided information that the mine would be a new source under NPDES. The existing permit is administratively extended and the FCPP&NM EIS will be used as NEPA documentation for NPDES permitting.
- **USFWS:** Status was covered by discussion on the Section 7 ESA Consultation.
- **USACE:** USACE and OSM conducted a conference call a couple of weeks ago to discuss ensuring consistency with the EIS purpose and need statement and the USACE 404(b)(1) document. Ecosphere is working on the draft decision document that will be provided to OSM in July. USACE and EPA concurred there is no 404 action required for the power plant; therefore, the topic can be removed from future status reports.
- **NPS:** Nothing to report.
- **Navajo Nation:** Rita Whitehorse-Larsen should be included on the Cooperating Agencies distribution list.
- **Hopi Tribe:** Did not participate on the call.

Other Discussion

- No additional topics were raised.

Actions

- Michelle Morris seeks permission to prepare and distribute a mine purchase fact sheet.
- Wendell Honanie follows up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response to the Section 106 consultation letter.
- Marcelo arranges a conference call with BLM to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- Marcelo remove power plant 404 action topic from future status reports.
- Marcelo includes Rita Whitehorse-Larsen on the Cooperating Agencies distribution list.



United States Department of the Interior

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050



NM-0042-A-Y-01

To: Director, Office of Environmental Policy and Compliance
Department of the Interior, MS 2462 MIB

From: *Rick Williamson*
Rick Williamson, Indian Program Branch Manager, Program Support Division,
OSMRE Western Region

Subject: Request for Approval to Print the Draft Environmental Impact Statement for Four
Corners Power Plant and Navajo Mine Energy Project

We request clearance to print the subject draft non-delegated environmental impact statement. Please document this approval by signing the "concur" line below and returning the signed memorandum to this office.

The draft environmental impact statement Four Corners Power Plant and Navajo Mine Energy Project is approved for printing.

Concur: *William H. Taylor*
Director, Office of Environmental
Policy and Compliance

Date:

2/25/14

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: March 6, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein

Navajo Nation: Michelle Morris (Office of the President and Vice President); Gloria Tom

Hopi Tribe: Micah Loma'omvaya (Office of the Chairman)

NPS: John Reber (Regional Energy Coordinator)

USEPA: Karen Vitulano

USACE: Deanna Cummings

BLM: Joe Galluzzi

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- In December 2012, the NN completed the Memorandum of Understanding for pursuing ownership of the mine. OSM and NN met on March 1, 2013, and NN provided a legal briefing, stating that the pending purchase has no impact on current and ongoing permits. OSM solicitors will conduct an independent review of potential influence of the purchase on the EIS.
- The first sections of the Preliminary Draft EIS are expected in March for OSM review. Draft resource sections will be received and reviewed throughout the summer. The complete Preliminary Draft EIS will be provided to the Cooperating Agencies for review in September. The Cooperating Agencies will have 32 business days for review. OSM has determined that an earlier release of the purpose and need statement for Cooperating Agency review will not be provided. Cooperating Agencies may contact OSM if there are specific elements for inclusion in the purpose and need statement.
- OSM will publish the notice of availability of the Draft EIS in the Federal Register in January 2014. The public will have 45 calendar days to review and comment. Public meetings on the Draft EIS will be held in February 2014 at locations to be determined.

Four Corners Power Plant and Navajo Mine Energy Project

Section 7 ESA

- The Section 7 Working Group held a meeting at USFWS in Albuquerque on February 28, 2013. Cooperating Agencies were provided a call in number for participation. Discussion topics included the environmental risk assessment (ERA) analysis, the EPRI emissions modeling and deposition study, and integration of these studies with the overall EIS preparation. The ERA and EPRI modeling studies are on schedule and are being coordinated with EIS preparation.
- The Conservation Breeding Specialist Group population viability analysis scope of work is finalized and the project is beginning. Results are expected in July 2014.

Section 106

- OSM mailed letters on February 26 2013, to entities potentially interested in consulting on cultural resource issues. The letters include a definition of the area of potential effects (APE) and request input on the APE. No responses have been received to date.
- The Cooperating Agencies were provided informational copies of the Section 106 consultation letters. Cooperating Agencies are invited to participate in consultation; however, participation is not required.
- The Hopi Tribe reiterated concerns expressed during scoping regarding Traditional Cultural Properties (TCP) studies and archaeological surveys. Micah Loma'omvaya will send a letter to OSM detailing the Hopi Tribe's comments and concerns. Concerns can also be incorporated into the Programmatic Agreements as they are developed.
- Clarification was provided that there are no proposed changes to infrastructure or maintenance activities on the PNM transmission lines. NPS reported they have a process for maintenance of the transmission line through the Petroglyph National Monument.

Report on Agency-Specific Actions

- **OSM:** Continuing technical review of the Pinabete mine permit. Renewal will occur later in the year.
- **BIA:** BIA Western Region is working on renewal of rights-of-way on APS transmission lines.
- **BLM:** BLM will discuss with OSM any scoping comments that pertain to the Resource Recovery and Protection Plan (R2P2). Marcelo previously forwarded a summary of comments that might pertain to the action.
- **USEPA:** No update.
- **USFWS:** No update.
- **USACE:** USACE met with BNCC to discuss wetland mitigation options and are looking at potential mitigation sites for impacts to waters of the US. The strawman description of the 404 Permit action was provided to OSM/Cardno. The plan is to have a decision document this summer. EPA concurred with the USACE determination that there are no waters of the US in the plant footprint; therefore, no 404 actions are foreseen for the power plant.

Four Corners Power Plant and Navajo Mine Energy Project

- **NPS:** NPS continues to contribute to and follow the Section 7 work for the Colorado pikeminnow in the San Juan River.
- **Navajo Nation:** Michelle Morris suggests a separate call to discuss the NN purchase of the mine.

Other Discussion

- USEPA is concerned there will not be sufficient time to review and comment on the alternatives during Cooperating Agency review in September. For example, sale of sulfur dioxide credits might be considered in the alternatives analysis (similar to decisions for the Mojave Generation Station). OSM requested EPA (and other agencies) provide information via email for consideration in the alternatives analysis.

Action Items

- Micah Loma'omvaya will send a letter to OSM detailing the Hopi Tribe's comments and concerns on TCP and archaeological studies.
- Marcelo will contact Harrilene to see if there are any BIA updates to include with the final minutes for this call.
- BLM will review scoping comments and discuss potential changes to the R2P2 with OSM.
- OSM will arrange a meeting to discuss NN ownership of the mine, and Michelle Morris will facilitate NN participation.
- Karen will send "Decision Determining Treatment of Sale Proceeds of Sulfur Dioxide Allowances from Mohave Generating Station" to OSM for consideration in the alternatives analysis. (Done)

Status Update

April 2, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal supply contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older units, by 2014 and install selective catalytic reduction technology (SCR) to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

A non-binding Memorandum of Agreement was signed in December 2012 between BNCC and the Navajo Nation under which the Navajo Nation will purchase BNCC (all the stock in the company), the operator of the Navajo Mine and holder of both the coal lease and the SMCRA permit, from BHP Billiton by mid-2013. During a meeting in OSM's Denver Office on March 1, 2013, legal representatives of the Navajo Nation and representatives of BNCC provided OSM and BIA a description of the pending purchase, as well as their views on what impacts, if any, the transaction may have on existing and pending agency permitting actions and on the pending development of the EIS for the FCPP/Navajo Mine Energy Project. Any adjustments and/or modifications that may be necessary in processing of the pending or existing permitting actions, the development of the EIS or to consultations under Section 7 of the ESA and Section 106 of the NHPA, resulting from this transaction, are under review by OSM and the Solicitor's office.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act (NEPA), OSM is required to complete an EIS. OSM anticipates BNCC will pursue renewing the existing Navajo Mine SMCRA permit in advance of the 2014 expiration. While SMCRA permit renewals are allowed and typically addressed under NEPA through a categorical exclusion, due to the controversial nature of coal mining actions in the southwest, OSM is including this decision action within the scope of analysis of the FCPP and Navajo Mine Energy Project EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of-way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA). This application was submitted to OSM on March 30, 2012.

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Permitting – Review 2014 Navajo Mine Renewal application and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA).

STATUS – NO CHANGE

- OSM anticipates BNCC will submit the Navajo Mine renewal application in late 2013.

3. Lead Agency in Preparing the EIS

STATUS

- In early March 2013 OSM began receiving draft sections of the Preliminary Draft Environmental Impact Statement (PDEIS) for review. Additional draft sections will intermittently continue to be forwarded to OSM as they are completed through the end of July 2013. OSM will work with Cardno¹ to resolve all deficiencies prior to distribution for review by the Cooperating Agencies. OSM anticipates forwarding the complete PDEIS to all Cooperating Agencies for their review and comment by October 21, 2013. The Cooperating Agencies will have 32 business days to review and provide comments to OSM.
- OSM anticipates publishing the Notice of Availability (NOA) of the draft EIS in the Federal Register in early February 2014 for 45 days of public review and comment. OSM currently anticipates conducting public meetings on the draft beginning in early March 2014 at locations yet to be determined.
- The project proponents, primarily APS, have missed the scheduled delivery time for several studies required for the EIS and associated consultations, including the following: air modeling for ozone, visibility and criteria pollutants; alternatives development related to installation of SCR controls and associated ammonia storage; ecological risk modeling; ecological risk assessment component studies; and human health risk assessment. Proponent delays in providing this information have resulted in delays to the anticipated publication of the record of decision (ROD). At present the resulting delay

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

is approximately four months. OSM initially planned publication of the ROD during the 4th quarter of 2014 and now anticipates publication of the ROD during the 1st quarter of 2015. For resolution of appeals that may be filed, the current adjusted schedule still allows approximately 17 months between the anticipated date of ROD issuance and the expiration date (July 2016) for BNCC's coal supply contract obligations. At this time the schedule still remains within OSM's original expectations for project completion timing needs, but we continue to remind the project proponents of their agreed-upon schedule, and the impact that slippage in these schedule milestones have on the overall review schedule.

4. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- On February 28, 2013 OSM held a meeting with the Section 7 ESA Work Group in Albuquerque, New Mexico, at the USFWS office to discuss the current status of ongoing efforts to complete the ecological risk assessment (ERA) that will be used to inform and develop the Biological Assessment (BA). OSM anticipates completion and delivery of the BA to the USFWS in April of 2014, initiating formal consultation.
- The International Union for Conservation of Nature Conservation Breeding Specialist Group has been contracted to conduct Population Viability Analysis for the Colorado Pike minnow to assist Section 7 ESA consultation. Information gathering and model development have been initiated and will continue through June 2013. A meeting with appropriate resource experts is anticipated in July of 2013 to review consensus input datasets, baseline model structure and results.

5. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On February 25, 2013, OSM mailed letters to Section 106 consultation contacts, including interested state and tribal historic preservation offices, Cooperating Agencies and tribal contacts potentially interested in participating in consultation. The letters specifically requested consultation on the Area of Potential Effect (APE) defined for the FCPP & Navajo Mine Energy Project. All parties will have 30 days to review and comment on the defined APE. To date, OSM has received responses from the Navajo Nation, Arizona State Historic Preservation Office, Ysleta del Sur Pueblo, White Mtn. Apache and the U.S. Army Corps of Engineers. At this time there are no significant concerns or deficiencies identified with the defined APE.
- OSM and Carndo continue to review and work with the project proponents to compile information and resources regarding cultural resources within the defined APE.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, the BLM Farmington Field Office (FFO) received the Pinabete Permit Mine Plan discussing associated coal reserves. OSM is currently working with the BLM FFO to define comments received during scoping relevant to the BLM's review of the Pinabete Mine Plan - Resource Recovery Protection Plan.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- BNCC submitted an application for renewal of their NPDES permit October 2, 2012. The application seeks to renew approximately 14 existing outfalls and add 26 new outfalls to accommodate existing and future mining in Areas 3, 4 North, and 4 South. On December 21, 2012, the EPA deemed the application administratively complete. EPA has determined the mine expansion to be a "new source". EPA published a public notice with this determination in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013. Per OSM's correspondence with EPA Region 9, the EPA received no comments on the notice and intends to administratively extend the existing NPDES permit until the EIS process is complete.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS – NO CHANGE

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART. The decision on the PSD permit application is exempt from NEPA. A conference call was held on January 22nd, 2013, with APS, BNCC, OSM, BIA, Cardno, USFWS and the USEPA to discuss Section 7 consultation coordination.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE is working closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine. On March 21, 2013, OSM held a working meeting with USACE to further our coordination of the EIS development with the USACE's 404(b)(1) process.

2. Decision for the FCPP on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has received an approval from the USEPA regarding jurisdictional determinations. The USEPA has concluded there are no jurisdictional waters of the U.S. or wetlands identified at the Four Corners Power Plant. Therefore, **this action will be removed from future Status Update Reports.**

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives PDEIS Project Description & Purpose & Need for (Chapters 1 & 2)	3/6/13	3/12/13
OSM receives PDEIS Alternatives (Chapter 3)	3/6/13	3/12/13
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA) Report	7/8/13	
OSM receives PDEIS Vegetation, Wildlife & Special Status Species Affected Environment & Impact Analysis (Chapter 4)	7/19/13	
OSM receives complete PDEIS Affected Environment & Impact Analysis (Chapter 4)	8/7/13	
OSM receives PDEIS Cumulative Impacts Analysis (Chapter 5)	8/22/13	
OSM receives PDEIS Consultation & Coordination (Chapter 6)	8/30/13	
OSM completes review/comment of complete PDEIS	9/13/13	
Revised PDEIS submitted to OSM for review/comment	10/15/13	
OSM completes review/comment of revised PDEIS	10/25/13	
OSM distributes PDEIS to Cooperating Agencies	10/26/13	
Cooperating Agency Review of PDEIS	12/10/13	
Revise per Cooperating Agency review comments	1/7/14	
Prepare DEIS for publication	1/29/14	
NOA for DEIS in Federal Register begin public comment period	2/6/14	
OSM receives draft Biological Assessment (BA)	3/3/14	
Begin Public Comment Meetings	3/7/14	
End public comment period	3/23/14	
OSM Finalizes BA	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Comment Analysis Report	5/12/14	
USFWS & NNDFW complete review BA & BE	6/9/14	

Major Milestones (cont.)	Projected Completion Date	Actual Completion Date
NNDFW completes letter of concurrence for BE	7/9/14	
Prepare Response to Comments	7/30/14	
PFEIS submitted to OSM	8/7/14	
OSM completes review of revised PFEIS	8/15/14	
OSM distributes FDEIS to Cooperating Agencies	8/18/14	
Cooperating Agency Review of PFEIS	10/20/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
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Status Update

March 5, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Special Note: As discussed in last month's report, a non-binding Memorandum of Agreement was signed in December 2012 between BNCC and the Navajo Nation under which the Navajo Nation will purchase BNCC (all the stock in the company), the operator of the Navajo Mine and holder of both the coal lease and the SMCRA permit, from BHP Billiton by mid-2013. During a meeting in OSM's Denver Office on March 1, 2013, legal representatives of the Navajo Nation and representatives of BNCC provided OSM and BIA a description of the pending purchase, as well as their views on what impacts, if any, the transaction may have on existing and pending agency permitting actions and on the pending development of the EIS for the FCPP/Navajo Mine Energy Project. In short, the Navajo Nation's description and analysis indicates that the purchase of BNCC by the Navajo Nation will not have a significant impact on either the existing and pending permitting actions or the EIS currently under development. Any adjustments and/or modifications that may be necessary in processing of the pending or existing permitting actions, the development of the EIS or to consultations under Section 7 of the ESA and Section 106 of the NHPA, resulting from this transaction, are under review by OSM, the BIA and the Solicitor's office.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of-way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

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OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Lead Agency in Preparing the EIS

STATUS

- OSM will begin receiving draft sections of the Preliminary Draft Environmental Impact Statement (PDEIS) for review beginning in early March 2013 and continuing through the end of July 2013. OSM will work with Cardno¹ to resolve all deficiencies prior to distribution for review by the Cooperating Agencies. OSM anticipates forwarding the complete PDEIS to all Cooperating Agencies for their review and comment by September 11, 2013. The Cooperating Agencies will have 32 business days to review and provide any they may have to OSM.
- OSM anticipates publishing the Notice of Availability (NOA) of the draft EIS in the Federal Register in early January 2014 for 40 days of public review and comment. OSM currently anticipates conducting public meetings on the draft in early February 2014 at locations yet to be determined.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS

- On February 28, 2013 OSM held a meeting with the Section 7 ESA Work Group in Albuquerque, New Mexico, at the USFWS office to discuss the current status of ongoing efforts to complete the ecological risk assessment (ERA) that will be used to inform and develop the Biological Assessment (BA). OSM anticipates completion and delivery of the BA to the USFWS in April of 2014; initiating formal consultation.
- A Scope of Work (SOW) with the Conservation Breeding Specialist Group (CBSG) for conducting Population Viability Analysis (PVA) has been completed and is under review. Information gathering and model development will begin in March 2013 and continue through June 2013. A meeting with appropriate resource experts is anticipated in July of 2013, to review consensus input datasets, baseline model structure and results.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

- On February 25, 2013, OSM mailed letters to Section 106 consultation contacts including interested state and tribal historic preservation offices, Cooperating Agencies and tribal contacts potentially interested in participating in consultation. The letters specifically requested consultation on the Area of Potential Effect (APE) defined for the FCPP & Navajo Mine Energy Project. All parties will have 30 days to review and comment on the defined APE.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- BNCC submitted an application for renewal of their NPDES permit October 2, 2012. The application seeks to renew approximately 14 existing outfalls and seeks to add 26 new outfalls to accommodate existing and future mining in Areas 3, 4 North, and 4 South. EPA provided BNCC its initial review of the application on December 18, 2012. BNCC provided clarification on the application on December 21, after which EPA deemed the application administratively complete. EPA has initially determined the mine expansion to be a "new source". EPA anticipates publishing a public notice with this tentative determination on January 31, 2013 in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART. The decision on the PSD permit application is exempt from NEPA. A conference call was held on January 22nd, 2013, with APS, BNCC, OSM, BIA, Cardno, USFWS and the USEPA to discuss Section 7 consultation coordination, if feasible, once APS completes their air emissions calculations and submits them to EPA for consideration.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE is working closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine and anticipates a working meeting will be scheduled with USACE in late March 2013.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has received an approval from the USEPA regarding jurisdictional determinations. The USEPA has concluded there are no jurisdictional waters of the U.S. or wetlands identified at the Four Corners Power Plant.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives purpose & need for PDEIS	3/6/13	
OSM receives Alternatives for PDEIS	3/6/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM receives Affected Environment & Impact Analysis for PDEIS	7/29/13	
Revised PDEIS submitted to OSM for review/comment	9/10/13	
OSM and Cooperating Agency Review of PDEIS completed	10/24/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	1/3/14	
Begin Public Comment Meetings	2/3/14	
End public comment period	2/28/14	
OSM receives draft Biological Assessment (BA)	3/3/14	
Prepare Comment Analysis Report	4/4/14	
OSM Finalizes BA	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
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OSM and Cooperating Agency Review of PFEIS	8/1/14	
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Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: February 6, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

DOI - Officer of the Solicitor: Frank Lupo

BIA: Harrilene Yazzie, Amy Heuslein and Gary Cantley (Western Region), Terry McClung,

Navajo Nation: Lawrence Begay and Krishna Baskoda (Navajo Minerals Dept.), Michelle Morris (Office of the President and Vice President)

Hopi Tribe: Clayton Honyumptewa

NPS: John Reber (Regional Energy Coordinator)

USACE: Deanna Cummings

BLM: Shannon Hoefeler

USFWS: Sharon Whitmore

Cardno: Dan Tormey, Kurt Schweigert, Joe Lockerd

Purpose:

The goal of the call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call also gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The NN has completed the MOU pursuing ownership of the mine, and is continuing with due diligence. A press release was issued from the Council session last week.
- The Preliminary Draft EIS is still expected in March for OSM review. The EIS schedule has been modified to allow 45 calendar days (32 working days) for Cooperating Agency review (previously 15 days). Cooperating Agency review is still expected to begin in September. OSM will continue to consider an earlier release of the purpose and need statement for Cooperating Agency review. Cooperating Agencies are encouraged to provide any specific elements for inclusion in the purpose and need statement. USACE will have a draft of the purpose for the ("strawman") of their decision document later this week and will forward to OSM.
- OSM notified all Cooperating Agency contacts that the final scoping summary report was posted to the website
http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRJ/FCPPEIS.shtm.

Four Corners Power Plant and Navajo Mine Energy Project

- OSM received suggestions for the cumulative effects analysis from BLM, USACE, Navajo Nation Minerals program and USEPA. These suggestions will be considered going forward in the PDEIS.

Section 7 ESA

- OSM requested Conservation Breeding Specialist Group (<http://www.cbsg.org/cbsg/>) participation to complete the population viability analysis in support of the future Section 7 consultation. The proponents are working to finalize the SOW for this effort.
- OSM and Cardno have prepared technical memos with comments regarding the environmental risk assessment (ERA) methodologies. Review of the technical memos is ongoing. Section 7 study results will be incorporated into the EIS.
- EPRI is conducting a focused modeling of metal deposition and fate and transport to support the ERA. Results are expected in June 2013 and will be integrated with the AECOM ERA.

Section 106

- OSM distributed the meeting notes, agenda, presentation, and sign-in sheet from the Section 106 meeting held at the Farmington Convention Center on January 9, 2013. Meeting participants included representatives from the Navajo Nation, the Hopi tribe, BIA and proponents.
- OSM intends to mail letters by the end of this week to the Section 106 contacts. The letters request consultation on the area of potential effects (APE). An additional letter will be sent to tribes that have not responded or indicated no consultation is required, giving them another opportunity to express consultation interest in the revised APE.
- Clarification was provided that the proposed actions do not involve “improvements”, “upgrades” or new construction for any transmission lines, including the PNM transmission line that passes through the Petroglyph National Monument.
- Two Programmatic Agreements (PAs) will be developed for the project: one for the power plant and transmission line operations and one for the mine operations. OSM will seek signatures on the PAs, which will end the 106 process. It is currently anticipated Drafts of the PAs will be available for review perhaps as early as late June. OSM will form a working group to begin work on the PAs.
- Clarification was provided that the Ambrosia line is not considered a connected action because ROW approvals are already granted.

Report on Agency-Specific Actions

- **BIA:** BIA needs to coordinate with BNCC on transportation (e.g., rights of way); however this does not affect the NEPA process.
- **BLM:** No update.

Four Corners Power Plant and Navajo Mine Energy Project

- **USEPA:** No update. Following the meeting, the USEPA provided a recommended edit for the February Project Status Update, indicating it is “Congress” not the “USEPA” that exempts Clean Air Act from NEPA requirements.
- **USFWS:** Nothing in addition to what was previously mentioned regarding Section 7, above.
- **USACE:** The Corps received an approved jurisdictional determination. No 404 actions are foreseen for the power plant, as it is outside the jurisdiction.
- **NPS:** No additional comments – questions on the Petroglyph National Monument discussion from the previous call have been answered.
- **Navajo Nation:** Socioeconomic Questionnaires have been distributed, and responses are anticipated by Friday this week. Recipients of questionnaires are being called by Michelle with an offer of help in responding.

Project Q&A

- None.

Action Items

- Michelle Morris will forward the NN press release on mine ownership to OSM (received).
- Michelle Morris will provide feedback to Ron Maldonado on clarification that there will be no improvements to transmission lines.
- OSM will continue discussions on potential release of the purpose and need statement for review by cooperating agencies earlier than the PDEIS review period.
- OSM will mail out a definition of the APE to Section 106 consultation contacts this week. Cooperating Agencies contacts will be included and or copied.
- This Spring OSM will form a working group to begin work on the PAs.
- USACE will complete draft “strawman” Section 404 decision document this week and forward to OSM.

Status Update

March 5, 2013

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Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
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STATUS

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STATUS

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1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS

- BNCC submitted an application for renewal of their NPDES permit October 2, 2012. The application seeks to renew approximately 14 existing outfalls and seeks to add 26 new outfalls to accommodate existing and future mining in Areas 3, 4 North, and 4 South. EPA provided BNCC its initial review of the application on December 18, 2012. BNCC provided clarification on the application on December 21, after which EPA deemed the application administratively complete. EPA has initially determined the mine expansion to be a "new source". EPA anticipates publishing a public notice with this tentative determination on January 31, 2013 in The Farmington Daily on January 31, 2013. The comment period closed March 2, 2013.

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS expects to submit to the USEPA a PSD Air Quality Permit application for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART. The decision on the PSD permit application is exempt from NEPA. A conference call was held on January 22nd, 2013, with APS, BNCC, OSM, BIA, Cardno, USFWS and the USEPA to discuss Section 7 consultation coordination, if feasible, once APS completes their air emissions calculations and submits them to EPA for consideration.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE is working closely with OSM in support of the Corp's 404(b)(1) process for the Pinabete Mine and anticipates a working meeting will be scheduled with USACE in late March 2013.

2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS

- The USACE has received an approval from the USEPA regarding jurisdictional determinations. The USEPA has concluded there are no jurisdictional waters of the U.S. or wetlands identified at the Four Corners Power Plant.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
OSM receives purpose & need for PDEIS	3/6/13	
OSM receives Alternatives for PDEIS	3/6/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM receives Affected Environment & Impact Analysis for PDEIS	7/29/13	
Revised PDEIS submitted to OSM for review/comment	9/10/13	
OSM and Cooperating Agency Review of PDEIS completed	10/24/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	1/3/14	
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End public comment period	2/28/14	
OSM receives draft Biological Assessment (BA)	3/3/14	
Prepare Comment Analysis Report	4/4/14	
OSM Finalizes BA	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Response to Comments	5/22/14	
PFEIS submitted to OSM	5/30/14	
USFWS & NNDFW complete review BA & BE	6/9/14	
NNDFW completes letter of concurrence for BE	7/9/14	
OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: March 6, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein

Navajo Nation: Michelle Morris (Office of the President and Vice President); Gloria Tom

Hopi Tribe: Micah Loma'omvaya (Office of the Chairman)

NPS: John Reber (Regional Energy Coordinator)

USEPA: Karen Vitulano

USACE: Deanna Cummings

BLM: Joe Galluzzi

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- In December 2012, the NN completed the Memorandum of Understanding for pursuing ownership of the mine. OSM and NN met on March 1, 2013, and NN provided a legal briefing, stating that the pending purchase has no impact on current and ongoing permits. OSM solicitors will conduct an independent review of potential influence of the purchase on the EIS.
- The first sections of the Preliminary Draft EIS are expected in March for OSM review. Draft resource sections will be received and reviewed throughout the summer. The complete Preliminary Draft EIS will be provided to the Cooperating Agencies for review in September. The Cooperating Agencies will have 32 business days for review. OSM has determined that an earlier release of the purpose and need statement for Cooperating Agency review will not be provided. Cooperating Agencies may contact OSM if there are specific elements for inclusion in the purpose and need statement.
- OSM will publish the notice of availability of the Draft EIS in the Federal Register in January 2014. The public will have 45 calendar days to review and comment. Public meetings on the Draft EIS will be held in February 2014 at locations to be determined.

Four Corners Power Plant and Navajo Mine Energy Project

Section 7 ESA

- The Section 7 Working Group held a meeting at USFWS in Albuquerque on February 28, 2013. Cooperating Agencies were provided a call in number for participation. Discussion topics included the environmental risk assessment (ERA) analysis, the EPRI emissions modeling and deposition study, and integration of these studies with the overall EIS preparation. The ERA and EPRI modeling studies are on schedule and are being coordinated with EIS preparation.
- The Conservation Breeding Specialist Group population viability analysis scope of work is finalized and the project is beginning. Results are expected in July 2014.

Section 106

- OSM mailed letters on February 26, 2013, to entities potentially interested in consulting on cultural resource issues. The letters include a definition of the area of potential effects (APE) and request input on the APE. No responses have been received to date.
- The Cooperating Agencies were provided informational copies of the Section 106 consultation letters. Cooperating Agencies are invited to participate in consultation; however, participation is not required.
- The Hopi Tribe reiterated concerns expressed during scoping regarding Traditional Cultural Properties (TCP) studies and archaeological surveys. Micah Loma'omvaya will send a letter to OSM detailing the Hopi Tribe's comments and concerns. Concerns can also be incorporated into the Programmatic Agreements as they are developed.
- Clarification was provided that there are no proposed changes to infrastructure or maintenance activities on the PNM transmission lines. NPS reported they have a process for maintenance of the transmission line through the Petroglyph National Monument.

Report on Agency-Specific Actions

- **OSM:** Continuing technical review of the Pinabete mine permit. Renewal will occur later in the year.
- **BIA:** BIA Western Region is working on renewal of rights-of-way on APS transmission lines.
- **BLM:** BLM will discuss with OSM any scoping comments that pertain to the Resource Recovery and Protection Plan (R2P2). Marcelo previously forwarded a summary of comments that might pertain to the action.
- **USEPA:** No update.
- **USFWS:** No update.
- **USACE:** USACE met with BNCC to discuss wetland mitigation options and are looking at potential mitigation sites for impacts to waters of the US. The strawman description of the 404 Permit action was provided to OSM/Cardno. The plan is to have a decision document this summer. EPA concurred with the USACE determination that there are no waters of the US in the plant footprint; therefore, no 404 actions are foreseen for the power plant.

Four Corners Power Plant and Navajo Mine Energy Project

- **NPS:** NPS continues to contribute to and follow the Section 7 work for the Colorado pikeminnow in the San Juan River.
- **Navajo Nation:** Michelle Morris suggests a separate call to discuss the NN purchase of the mine.

Other Discussion

- USEPA is concerned there will not be sufficient time to review and comment on the alternatives during Cooperating Agency review in September. For example, sale of sulfur dioxide credits might be considered in the alternatives analysis (similar to decisions for the Mojave Generation Station). OSM requested EPA (and other agencies) provide information via email for consideration in the alternatives analysis.

Action Items

- Micah Loma'omvaya will send a letter to OSM detailing the Hopi Tribe's comments and concerns on TCP and archaeological studies.
- Marcelo will contact Harrilene to see if there are any BIA updates to include with the final minutes for this call.
- BLM will review scoping comments and discuss potential changes to the R2P2 with OSM.
- OSM will arrange a meeting to discuss NN ownership of the mine, and Michelle Morris will facilitate NN participation.
- Karen will send "Decision Determining Treatment of Sale Proceeds of Sulfur Dioxide Allowances from Mohave Generating Station" to OSM for consideration in the alternatives analysis. (Done)



United States Department of the Interior

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050



NM-0042-A-Y-01

To: Director, Office of Environmental Policy and Compliance
Department of the Interior, MS 2462 MIB

From: *Rick Williamson*
Rick Williamson, Indian Program Branch Manager, Program Support Division,
OSMRE Western Region

Subject: Request for Approval to Print the Draft Environmental Impact Statement for Four
Corners Power Plant and Navajo Mine Energy Project

We request clearance to print the subject draft non-delegated environmental impact statement. Please document this approval by signing the "concur" line below and returning the signed memorandum to this office.

The draft environmental impact statement Four Corners Power Plant and Navajo Mine Energy Project is approved for printing.

Concur: _____
Director, Office of Environmental
Policy and Compliance

Date:

Status Update

February 5, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Special Note: As revealed by BNCC during a December 14, 2012, meeting with OSM, BIA, APS, and representatives of the Navajo Nation, a Memorandum of Agreement has recently been signed between BNCC and the Navajo Nation under which Navajo Nation is going to purchase BNCC (all the stock in the company), the operator of the Navajo Mine and holder of both the coal lease and the SMCRA permit, from BHP Billiton by mid-2013. The Navajo Nation will form a Section 17 corporation under the Indian Reorganization Act to hold BNCC. Under the current agreement BHP Billiton will then form a new company that will serve as the contract operator until July of 2016 (the life of the current coal contract with FCPP). In 2016 BHP Billiton will sell the company that is serving as the contract operator to the Navajo Nation. It is assumed that prior to 2016 the Navajo Nation will solicit bids for a new contract operator of the mine, as current understanding is that the Navajo Nation does not intend to be the operator. Any adjustments and/or modifications that may be necessary in the development of the EIS or to consultations under Section 7 of the ESA and Section 106 of the NHPA, resulting from this transaction, are under review by OSM, the BIA and the solicitor's office.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond 2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of-way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is led by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On January 15, 2013, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Lead Agency in Preparing the EIS

STATUS

- OSM, BIA and Cardno¹ continue to work on the development of the purpose and need, the proposed action, and alternatives to be described in the EIS. Significant progress has been made and initial review is expected in early March. The expected January completion date has been exceeded owing to modifications by the Project proponents, but no impact to the overall schedule is expected due to this delay.
- OSM/Cardno continues to work with the proponents to obtain outstanding baseline environmental data to be used in the development of the EIS and associated Section 7 and Section 106 consultations. While, OSM/Cardno continues to work with the Proponents to fill data gaps, most required data has been received and is considered substantially complete. Development of the existing setting for the various environmental resources is ongoing and several sections have been completed. OSM anticipates receipt of the complete Preliminary Draft EIS (PDEIS) from Cardno in June 2013.
- The Final Scoping Summary Report has been posted to the FCPP & Navajo Mine Energy Project EIS OSM WR website.
[http://www.wrcc.osmre.gov/Current Initiatives/FCNAVPRJ/FCPPEIS.shtm](http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRJ/FCPPEIS.shtm)
- Projects considered under cumulative effects – On November 14, 2012, a technical memorandum listing regional projects to be considered in the EIS cumulative effects analysis was distributed to the Cooperating agencies for review and comment. OSM received comments from BLM, USACE and USEPA. All additions are being considered for cumulative effects analysis during the development of the PDEIS.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS – NO CHANGE

- The project proponents continue to actively work with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work for completing Population Viability Analysis (PVA).
- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment (ERA) methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM. On November 26, 2012, the USFWS participated in conference call with OSM, BIA, Proponents and project

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

consultants to discuss questions regarding the development of the ERA. OSM anticipates receiving a preliminary draft of the ERA in April of 2013 for review.

- Electric Power Research Institute (EPRI) – Atmospheric metal deposition including fate and transport modeling is being performed by EPRI. This modeling effort will support analysis related to emissions from the FCPP and potential effects on the endangered Colorado Pike minnow. Substantial progress has been achieved including peer review of the project plan, data entry and calibration. This effort is on schedule and a preliminary report of results is anticipated to be delivered in June of 2013.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2102, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources.
- On December 6, 2012 OSM mailed letters to all responsive Section 106 contacts formally inviting them to the Section 106 informational meeting to be held on January 9, 2013, in Farmington, New Mexico.
- OSM conducted a Section 106 informational meeting with all responsive Section 106 consultation contacts on January 9, 2012, at the Farmington Convention Center in Farmington, New Mexico. The meeting was attended by OSM, BIA, Cardno, the Proponents (APS, BNCC and PNM) and representatives from the Navajo Nation and the Hopi Tribe.
- OSM will continue Section 106 coordination in February. A letter will be mailed to all Section 106 consultation contacts requesting concurrence with the Area of Potential Effect (APE).

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

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1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the EIS analysis.

STATUS – NO CHANGE

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For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

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STATUS

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January 31, 2013 in The Farmington Daily on January 31, 2013. The comment period will close March 2, 2013

3. Decision on requirement of Prevention of Significant Deterioration (PSD) Air Quality Permit

STATUS

- APS expects to submit to the USEPA a PSD Air Quality Permit for increase of H₂SO₄ associated with the implementation of Selective Catalytic Reduction (SCR) controls required by BART. EPA considers the action to be exempt from NEPA. A conference call was held on January 22nd, 2013, with APS, BNCC, OSM, BIA, Cardno, USFWS and the USEPA to discuss Section 7 consultation coordination, if feasible, once APS completes their air emissions calculations and submits them to EPA for consideration.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process.

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS – NO CHANGE

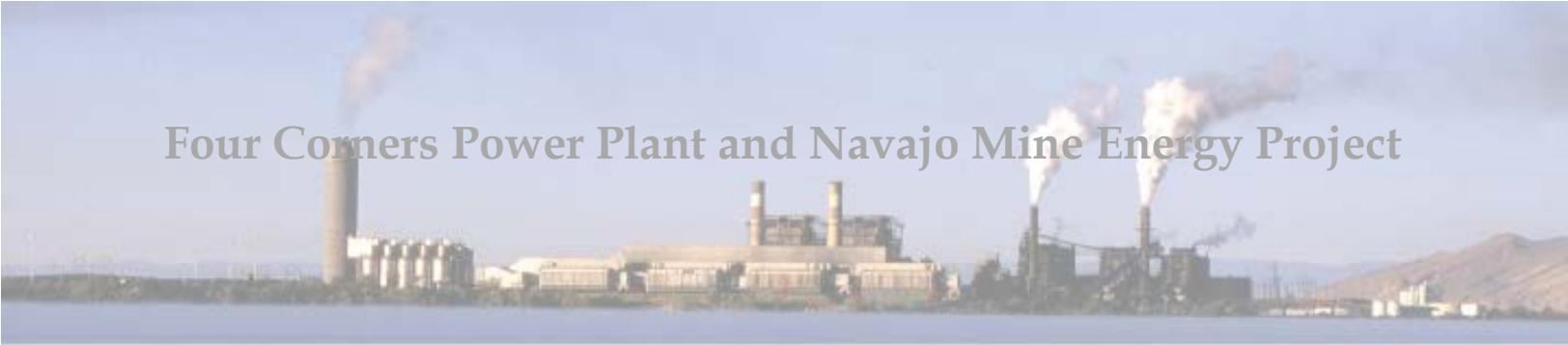
- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
 - A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.
2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

- An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA. It is not anticipated that the wetland will trigger Clean Water Act permitting because ACOE does not generally exercise jurisdiction over isolated wetlands. The isolated waters will be mentioned as part of the baseline in the EIS.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
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OSM selects third-party EIS contractor	4/6/12	4/6/12
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Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
Develop agency purpose & need for PDEIS	3/1/12	
Development of Alternatives for PDEIS	3/1/12	
Development of Affected Environment & Impact Analysis for PDEIS	6/8/13	
PDEIS submitted to OSM for review/comment	6/8/13	
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OSM and Cooperating Agency Review of PDEIS completed	10/31/13	
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OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

A wide-angle photograph of a large industrial power plant complex with several tall smokestacks emitting white plumes of smoke. The plant is situated near a body of water, with mountains visible in the background under a clear sky.

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: January 16, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman

DOI – OEPC: Steven Spencer

BIA: Harrilene Yazzie (Navajo Region), Amy Heuslein (Western Region), Gary Cantley (Western Region)

Navajo Nation: Lawrence Begay (Navajo Minerals Dept.), Ron Maldonado (Navajo Nation Historic Preservation Dept.)

USACE: Deanna Cummings

BLM: Joe Galluzi

USEPA Region IX: Karen Vitulano

USEPA Region VI: John McFarlane, Rhonda Smith

USFWS: Joel Lusk

Cardno: Kurt Schweigert, Joe Lockerd

Discussion:

Marcelo identified that the goal of the call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call also gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The Navajo Nation is working with BNCC on an MOU to purchase the mine, with 2016 the approximate time for turnover of the mine. OSM is working with the Navajo Nation to get more detail about the action to adequately address it within the EIS. USEPA asked whether this action would itself be considered a major Federal action that would require NEPA. Marcelo and Rick said that it would not; however OSM is waiting for a white paper on the legal interpretation. USFWS asked whether the change of mine ownership would change the date for lease renewal. OSM was clear that it will not.
- The PDEIS (also referred to as the “Administrative Draft”) is anticipated to be delivered to OSM for review in early March 2013. It will be reviewed internally before distribution to the Cooperating Agencies, which is anticipated in Fall 2013. USEPA asked if the Cooperating Agency review of the administrative draft will be a complete document, or sequentially by document sections. OSM clarified that it will be a complete document. It was discussed that

Four Corners Power Plant and Navajo Mine Energy Project

the schedule does not provide much time for Cooperating Agency review. Marcelo will work with Cardno to address this schedule concern.

- OSM finalized the final scoping summary report, which will be posted to the OSM project website by the end of the month. OSM will provide a notice by email to all Cooperating Agency contacts of the posting and the website address http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRJ/FCPPEIS.shtm
- OSM forwarded the technical memo on cumulative effects analysis to the Cooperating Agencies and requested review comments within a month. OSM received comments from the Navajo Nation Minerals department, BLM, USACE, and USEPA. Some Cooperating Agency contacts indicated they did not receive the cumulative effects analysis. The cumulative effects memo was redistributed after the December 5, 2012 Cooperating Agencies coordination call. All suggestions received to date will be considered going forward.

Section 7 ESA

- The following are anticipated in June 2013: review of the risk assessment and the preliminary EPRI report; peer review of the project plan; begin preparation of the BA (draft in March 2014).
- The BIA Western Region asked how OSM plans to address the avian protection plan (referred to as the “bird and bat” plan). OSM replied that information is being gathered to address this.

Section 106

- OSM distributed letters to the cooperating agencies on September 12, 2012 requesting input on the Area of Potential Effects (APE). Cardno contacted addressees to verify receipt of the letter. In December 2012, OSM sent letters to responders inviting them to a January 9, 2013 meeting. Letters were also sent to consultation contacts who had not responded, identifying the previous attempt to contact and clarifying that they could still contact OSM for information and participate in further consultation.
- A Section 106 meeting was held at Farmington Civic Center on January 9, 2013. Attendees included the Navajo Nation, Hopi, BIA (Navajo Region), Proponents, OSM, and Cardno. Discussions included description of the project, proposed actions, and preliminary APE. Existing cultural resources information and reports were summarized that will be used for characterization of potential effects. OSM will mail out a new definition of the APE to consultation contacts including SHPOs, THPOs and other tribal contacts. Cooperating Agencies will be copied.
- Ron Maldonado indicated that he is confused by the 106 process. He understood that OSM has not formally initiated Section 106 consultation – the process would start when the new APE was defined. During the meeting OSM clarified that the September 13, 2012 letter requested information for consultation and review of the preliminary APE. While OSM indicated during the meeting that the September 13, 2012 letter could be characterized as ‘informal’ consultation and a future letter will initiate ‘formal’ consultation, it is OSM’s understanding that the

Four Corners Power Plant and Navajo Mine Energy Project

September 13, 2012 letter initiated consultation and all future correspondence will be a continuation of the consultation process.

- Ron Maldonado indicated his understanding from the January 10th meeting that a new APE goes through Petroglyph National Monument and APS says the line is to be “upgraded.” (It was noted that this line is operated by PNM.) No other meeting participant on the telecon recalled mention of an upgrade to the line at the Farmington meeting. OSM clarified that transmission line impacts will be limited to “maintenance of the lines.” OSM will look into the upgrade issue and clarification will be incorporated into the new APE definition.
- Ron Maldonado requested that all future communication with the Navajo Nation on Section 106 issues be directly through OSM, not the consultant. OSM will make sure all communication is through OSM (it was restated that Marcelo Calle is the project point of contact).
- OSM asked if Cooperating Agencies feel the level of Section 106 consultations has been adequate. USACE identified that internally Section 106 had not been a priority; however, they will forward their regulatory archeologist contact information to OSM and they will participate going forward. USACE would like to be a signatory on the resulting Programmatic Agreement.

Report on Agency-Specific Actions

- **OSM:** OSM is still reviewing Pinabete permit application.
- **BIA:** Navajo region BIA is in receipt of the lease, nothing new to report. BNCC wants a change to one right-of-way. Amy: status quo. Have not heard if there is a new application for right-of-way through Hopi lands. APS is working with the Hopi.
- **BLM:** Review and approval of the mine plan: No change. BLM is waiting for scoping summary report and will review and move quickly on receipt.
- **USEPA:** BART and NPDES permitting. Air Actions: Determination being made by APS whether a PSD permit will be required. Discussion held on January 22nd on how PSD relates to Section 7. NPDES permit: BNCC submitted an application for renewal of their NPDES permit October 2, 2012. The application seeks renewal of approximately 14 existing outfalls, and seeks to add 26 new outfalls to accommodate existing and future mining in Areas 3, 4 North, and 4 South. EPA provided application review on December 18, 2012. BNCC provided clarification on the application on December 21, after which EPA deemed the application administratively complete. EPA has initially determined the mine expansion to be a "new source". EPA will public notice this tentative determination on January 31, 2013 in The Farmington Daily on January 31, 2013. The comment period will close March 2, 2013.
- USFWS: No report. (Joel sitting in for Sharon.)
- **USACE:** Ecosphere is working on draft “strawman” 404 decision document. It will have no determinations, but will identify data to be reviewed. Will have the draft in a couple of weeks and will forward to OSM. Had meeting with BHP attorneys and went over scope of analysis and alternatives to be included. Also talked about how transfer of ownership would affect permitting and the EIS. Talked about progress with EPA on isolated waters call, and working to get a final determination. One isolated wetland exists near drain on ditch to intercept

Four Corners Power Plant and Navajo Mine Energy Project

movement of water. Water collects at the pump station, and east of pump station is an isolated wetland associated with the drainage ditch. The ditch was constructed as part of NPDES permit years ago. North of the ponds is another isolated wetland due to construction of infiltration facilities and the groundwater interception trench associated with NPDES permitting.

Project Q&A

- USACE asked for the status of development of the purpose and need. OSM will review the purpose and need section in the PDEIS to see if it is adequate. USACE identified that during Desert Rock process, they had some “teaching moments”, and there was difficulty with the USACE dealing with multiple purposes with respect to the cooperating agencies. Requests a “side discussion” with cooperating agencies on purpose and need sooner than September PDEIS review. OSM acknowledged that to be a good idea and would include with an upcoming discussion on the schedule. USEPA suggested that early release of the purpose and need statement for commenting would help align it with the CWA 404 purpose statement.

Action Items

- Marcelo will coordinate with Cardno to address Cooperating Agencies concerns regarding review of the PDEIS.
- OSM will look into the issue raised regarding possible upgrade to the PNM line through Petroglyph National Monument.
- OSM will mail out a new definition of the APE to Section 106 consultation contacts. Cooperating Agencies will be copied.
- USACE will forward their regulatory archeologist contact information to OSM as the POC for Section 106 coordination going forward.
- Karen will verify if USEPA has received the NPDES permit. Marcelo will update the February monthly Status Report to reflect.
- USACE to complete draft “strawman” Section 404 decision document in a couple of weeks and forward to OSM.
- OSM will discuss with Cardno the potential release of the purpose and need statement for review by cooperating agencies earlier than with the PDEIS review.

Status Update

January 7, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Special Note: As revealed by BNCC during a December 14, 2012, meeting with OSM, BIA, APS, and representatives of the Navajo Nation, a Memorandum of Agreement has recently been signed between BNCC and the Navajo Nation for the Tribe to pursue actions to purchase the Navajo Mine by mid-2013 and for BNCC to serve as a contract miner for the mine operation through mid-2016, after which BNCC will no longer be involved in the Navajo Mine operations. Any adjustments and/or modifications that may be necessary as related to the development of the EIS and/or the requirements appurtenant to consultations under Section 7 of the ESA and Section 106 of the NHPA, resulting from this ownership transfer action, are under review by OSM, the BIA and the solicitor's office.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond

2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of-way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is lead by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

BIA Regional Director, Navajo Area Office – Sharon Pinto - Gallup, NM

BLM New Mexico State Director – Jessie Juen – Santa Fe, NM

US/EPA Director of Communications & Ecosystems Division – Enrique Manzanilla – San Francisco, CA

US/ACE District Regulatory Division Chief – Allan Steinle – Albuquerque, NM

US/FWS SW Regional Director – Benjamin N. Tuggle, Ph.D., (or designee) – Albuquerque, NM

US/NPS representative – John Wessels – Lakewood, CO

OEPC Regional Officer – Stephen Spencer – Albuquerque, NM

OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On September 14, 2012, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Lead Agency in Preparing the EIS

STATUS

- OSM, BIA and Cardno¹ continue to work on the development of alternatives to be described in the EIS. The proponents are working diligently to provide OSM with information required for inclusion into the draft. Due to the recent holidays submission of this information has been delayed. No significant impact to the project schedule is anticipated due to this delay.
- OSM/Cardno continues to work with the proponents to obtain outstanding baseline environmental data to be used in the development of the EIS. While, OSM/Cardno continues to work with the Proponents to fill data gaps, most required data has been received and is considered substantially complete. Development of the existing setting for the various environmental resources is ongoing and several sections have been completed. OSM anticipates receipt of the Preliminary Draft EIS (PDEIS) from Cardno in early March 2013.
- Scoping Summary Report –Cardno has delivered the Draft Scoping Summary Report. OSM and BIA have completed their review of this report. By the end of this month, the Final Scoping Summary Report will be posted to the FCPP & Navajo Mine Energy Project EIS OSM WR website.
[http://www.wrcc.osmre.gov/Current Initiatives/FCNAVPRJ/FCPPEIS.shtm](http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRJ/FCPPEIS.shtm)
- Projects considered under cumulative effects – On November 14, 2012, a technical memorandum listing regional projects to be considered in the EIS cumulative effects analysis was distributed to the Cooperating agencies for review and comment. During the December Cooperating Agency coordination conference call the Cooperating Agencies requested a one month extension to review this document. To date OSM has received comments from BLM, USACE and USEPA.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS – NO CHANGE

- The project proponents continue to actively work with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work for completing Population Viability Analysis (PVA).
- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment (ERA) methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM. On November

¹ Cardno Entrix has been contracted to serve and assist OSM in the preparation of the EIS as well as assist OSM in ESA Section 7 and NHPA Section 106 consultations.

26, 2012, the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the ERA. OSM anticipates receiving the draft ERA in April of 2013.

- Electric Power Research Institute (EPRI) – Atmospheric metal deposition including fate and transport modeling is being performed by EPRI. This modeling effort will support analysis related to emissions from the FCPP and potential effects on the endangered Colorado Pike minnow. Substantial progress has been achieved including peer review of the project plan, data entry and calibration. This effort is on schedule and a preliminary report of results is anticipated to be delivered in June of 2013.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2012, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources. OSM/Cardno has additionally called all Section 106 contacts to verify receipt of the letter and again ask if consultation is requested.
- On December 6, 2012 OSM mailed letters to all responsive Section 106 contacts formally inviting them to the Section 106 informational meeting to be held on January 9, 2013, in Farmington, New Mexico.
- OSM will be conducting a Section 106 informational meeting with all responsive Section 106 consultation contacts on January 9, 2013, at the Farmington Convention Center in Farmington, New Mexico. At a minimum, in addition to OSM those anticipated to attend are the Navajo Nation, Hopi tribe, BIA and project proponents.

DUE TO THE HOLIDAY EXTENDING INTO THE FIRST WEEK OF JANUARY, OSM RESCHEDULED THE MONTHLY COOPERATING AGENCIES COORDINATION CALL TO JANUARY 16, 2013. ACCORDINGLY, NO NEW INFORMATION REGARDING THE COOPERATING AGENCIES ACTION STATUS IS AVAILABLE FOR THIS (JANUARY) REPORT UPDATE.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process. On November 26, 2012 the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the Ecological Risk Assessment (ERA).

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS – NO CHANGE

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
 - A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.
2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

- An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA. It is not anticipated that the wetland will trigger Clean Water Act permitting because ACOE does not generally exercise jurisdiction over isolated wetlands.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
Develop agency purpose & need for PDEIS	1/20/12	
Development of Alternatives for PDEIS	1/20/12	
Development of Affected Environment & Impact Analysis for PDEIS	2/20/13	
PDEIS submitted to OSM for review/comment	3/8/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM and Cooperating Agency Review of PDEIS completed	10/31/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	11/29/13	
Public Comment Meetings	1/6/14	
End public comment period	1/24/14	
Prepare Comment Analysis Report	2/28/14	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	3/3/14	
OSM Finalizes BA & BE	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Response to Comments	5/22/14	
PFEIS submitted to OSM	5/30/14	
USFWS & NNDFW complete review BA & BE	6/9/14	
NNDFW completes letter of concurrence for BE	7/9/14	
OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: December 5, 2012

Purpose: Cooperating Agencies Telecon

Location: Teleconference

Participants: Bob Postle (BIA); Rick Williamson (BIA); Marcelo Calle (OSM); Mychal Yellowman (OSM); Amy Heuslein (BIA); Terry McClung (BIA); Gary Cantley (BIA); Mark Keller (BIA); Wendell Honanie (BIA); Gilbert Bicenti (BIA); Lawrence Begay (Navajo Nation); John Stucker (Navajo Nation); Krishna Baskoda (Navajo Nation); Deanna Cummings (USACE); Joe Galluzi (BLM); John Reber (NPS); Karen Vitulano (USEPA); John Tinger (USEPA); Sharon Whitmore (USFWS); Carlos Jallo (Cardno)

Discussion:

EIS Development Status (OSM Report)

- Marcelo provided an overview of the EIS status.
- Comments received during the scoping period are currently being reviewed. Several comments were related to project alternatives. Although the scoping period was extended 45 days (to 11/1/12), this will not affect the project schedule. The scoping summary report is being completed by Cardno, and will be sent to OSM this week, and is anticipated to be sent to cooperating agencies before Christmas. Any comments from cooperating agencies should be sent to OSM (Marcelo Calle)
- OSM and Cardno are working with the proponents to obtain data needed to prepare the proposed action, no action alternative, other alternatives considered, and the affected environment.
- OSM, other agencies (NNEPA, USEPA, NPS), and Cardno are also working with the proponents and AECOM in reviewing and commenting on technical memos/methodology for atmospheric modeling.
- The draft scoping summary report will be completed by Cardno at the end of November, at which time OSM will review.
- Baseline data collection by the proponents is ongoing.

Request for Review of Cumulative Project List

- OSM is still seeking input from cooperating agencies on the draft cumulative projects memo. To date, only one project has been received from cooperating agencies – this is the San Juan Basin Energy Connect EIS (provided by BLM). Several cooperating agencies POCs have not had the chance to review the memo yet, or may have lost the email with the document due to the switch in email systems, so Marcelo will resend it.

Four Corners Power Plant and Navajo Mine Energy Project

Section 7 ESA Consultation and Coordination Status (OSM Report)

- The proponents have agreed to include the Population Viability Analysis (PVA) in the Section 7 process. They are currently working with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work.
- OSM, USFWS, BIA, and Cardno continue to work with APS's consultant AECOM to provide feedback on survey methodologies for the ecological risk assessment, habitat model, soil sampling, etc. The draft ecological risk assessment is scheduled to be completed in April 2013.

Section 106 NHPA Consultation and Coordination Status (OSM Status)

- Follow up calls on the Section 106 letter sent to tribal representatives continue.
- The Section 106 meeting has been scheduled for January 9, 2013, 9Am to 4 PM at the Farmington Civic Center. A letter with the details on this meeting is being mailed out this week.

Action Agency Status

- OSM –OSM review of the Pinabete Permit Application Package (PAP) is in process. The document has been determined to be administratively complete, and the technical adequacy review is now underway. OSM cannot approve the PAP until the NEPA process is complete, so OSM review will continue throughout EIS preparation.
- BIA – No update was provided. Assume lease amendment #3 and ROW for access road in Area 3 are in process.
- BLM – Review of the Pinabete Mine Plan is ongoing. BLM would like to review the scoping summary report to determine if the comments may result in a change to the mine plan.
- USEPA – No update on air quality related issues. It has been determined that BNCC will need to obtain a new source NPDES permit under the Clean Water Act. USEPA will prepare a public notice and will send to OSM.
- USACE – A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver. The USACE anticipates providing a “straw man” of the 404(b)(1) to OSM in January. The USACE will be meeting with BNCC and Ecosphere in December to discuss public review factors, scope of analysis and alternatives that may be considered. The USACE and USEPA have reviewed information provided by APS regarding jurisdictional water identified at the FCPP. The review will require additional information be provided.

Other:

- The scoping summary report is anticipated to be sent to cooperating agencies before Christmas.
- The next cooperating agencies telecon is scheduled for Wednesday, 1/3/12. Since many participants will likely be out that day, the call may be rescheduled for the following week.

Four Corners Power Plant and Navajo Mine Energy Project

Action Items

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.
- The scoping summary report is anticipated to be sent to cooperating agencies before Christmas.
- The next cooperating agencies telecon is scheduled for Wednesday, 1/3/12. Since many participants will likely be out that day, the call may be rescheduled for the following week.

Status Update

January 7, 2013

The Four Corners Power Plant and Navajo Mine Energy Project

Navajo Mine Pinabete Permit Application and Four Corners Power Plant & Transmission Line Right-of-Way Lease Renewals

Agency Permitting Actions; and Preparation of
An Environmental Impact Statement (EIS) and Related Endangered Species Act
(ESA) Section 7 Consultations and National Historic Preservation Act (NHPA)
Section 106 Consultations

BACKGROUND

Navajo Mine and Four Corners Power Plant

BHP Navajo Coal Company (BNCC) currently operates the Navajo Mine, which is located on the Navajo Reservation in northwest New Mexico about 20 miles southwest of Farmington. It is the sole supplier of coal to the adjacent Four Corners Power Plant (FCPP). BNCC's current coal contract with FCPP expires July 2016.

The FCPP is a 2,100 megawatt coal-fired power plant located on the Navajo Reservation and is adjacent to the Navajo Mine. The FCPP, which is comprised of five units, is operated by Arizona Public Service (APS). The existing site lease for the FCPP expires in 2016. The FCPP is currently the subject of a Best Available Retrofit Technology (BART) review. The current BART proposal would allow FCPP to close units 1, 2, and 3, the three older and dirtier units, by 2014 and install selective catalytic reduction technology to reduce emissions of nitrogen oxides on units 4 and 5 by 2018. A decision on BART by the EPA was made on August 6, 2012, and more details are provided in this document.

Special Note: As revealed by BNCC during a December 14, 2012, meeting with OSM, BIA, APS, and representatives of the Navajo Nation, a Memorandum of Agreement has recently been signed between BNCC and the Navajo Nation for the Tribe to pursue actions to purchase the Navajo Mine by mid-2013 and for BNCC to serve as a contract miner for the mine operation through mid-2016, after which BNCC will no longer be involved in the Navajo Mine operations. Any adjustments and/or modifications that may be necessary as related to the development of the EIS and/or the requirements appurtenant to consultations under Section 7 of the ESA and Section 106 of the NHPA, resulting from this ownership transfer action, are under review by OSM, the BIA and the solicitor's office.

Mine Permit Application, FCPP Lease Renewal Submittals, Transmission Line Right-of-Way Renewals, and a Required EIS

BNCC submitted an application for a new mining permit for the Pinabete Permit Area on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine and is proposed to supply coal to the FCPP for an additional 25 years, if the power plant continues to operate beyond

2016. As part of the decision making process, and to comply with the National Environmental Policy Act, OSM is required to complete an EIS.

APS and the co-owners have completed negotiations with the Navajo Nation for extension of the FCPP lease and associated rights-of-way. The signed lease extension agreement, which extends the site lease for an additional 25 years, to 2041, has been submitted to the BIA for approval. APS will also be applying to renew rights-of-ways for ancillary plant facilities, two transmission lines crossing both Navajo and Hopi Tribal lands, and other support facilities. The Public Service of New Mexico (PNM) will also be applying to renew rights-of-ways for transmission lines crossing Navajo lands. BIA approval of the lease extension agreement and associated rights-of-way requires completion of an EIS.

EIS Roles – OSM, BIA and the Cooperating Agencies

OSM is the lead Federal agency for the EIS being prepared for the proposed new mine and FCPP site lease extension and renewal of the rights-of-way. While BIA is identified as a Cooperating Agency on the EIS, OSM and BIA understand that BIA, given its role processing the power plant lease amendment and rights-of-way, will be far more involved in development and review of the EIS than would be typical for a Cooperating Agency. Other Cooperating Agencies include the DOI Office of Environmental Policy Compliance (OEPC), Bureau of Land Management (BLM), US Army Corps of Engineers (USACE), US Environmental Protection Agency (EPA), the Navajo Nation, the Hopi Tribe, US Fish and Wildlife Service (FWS), the National Park Service (NPS).

Regional Task Force

At the request of the Navajo Nation, an eight person task force representing DOI Regional leadership and other involved Federal agencies, has been developed and is available as needed to address project timelines and issues that may require resolution over the life of the EIS process. This Task Force is lead by OSM's Director.

Regional Task Force Members:

OSM Western Regional Director - Allen Klein – Denver, CO

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OSM's Regional Director reports to the Director of OSM whom is responsible for monitoring the progress of the task force, providing routine status reports, and ensuring timely project completion. On September 14, 2012, the OSM Regional Director distributed to the Task Force a status update for the FCPP and Navajo Mine Energy EIS project.

STATUS - FEDERAL AGENCY RESPONSIBILITIES AND ACTIONS

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT (OSM)

1. Permitting – Review Pinabete Permit Application Package (PAP) and issue approval or denial of mining and reclamation permit in accordance with the requirements of the Surface Mining Control & Reclamation Act (SMCRA)

STATUS – NO CHANGE

- The Pinabete Permit Application Package (PAP) is under technical review by OSM staff. OSM cannot issue a decision regarding approval or disapproval of the PAP until the NEPA process is complete. OSM technical review is anticipated to continue throughout EIS preparation.

2. Lead Agency in Preparing the EIS

STATUS

- OSM, BIA and Cardno¹ continue to work on the development of alternatives to be described in the EIS. The proponents are working diligently to provide OSM with information required for inclusion into the draft. Due to the recent holidays submission of this information has been delayed. No significant impact to the project schedule is anticipated due to this delay.
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- Scoping Summary Report –Cardno has delivered the Draft Scoping Summary Report. OSM and BIA have completed their review of this report. By the end of this month, the Final Scoping Summary Report will be posted to the FCPP & Navajo Mine Energy Project EIS OSM WR website.
[http://www.wrcc.osmre.gov/Current Initiatives/FCNAVPRJ/FCPPEIS.shtm](http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRJ/FCPPEIS.shtm)
- Projects considered under cumulative effects – On November 14, 2012, a technical memorandum listing regional projects to be considered in the EIS cumulative effects analysis was distributed to the Cooperating agencies for review and comment. During the December Cooperating Agency coordination conference call the Cooperating Agencies requested a one month extension to review this document. To date OSM has received comments from BLM, USACE and USEPA.

3. Lead agency conducting Endangered Species Act (ESA) Section 7 consultation with the USFWS

STATUS – NO CHANGE

- The project proponents continue to actively work with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work for completing Population Viability Analysis (PVA).
- OSM/Cardno, BIA and the USFWS have reviewed the proposed habitat model and ecological risk assessment (ERA) methodologies proposed by the project proponent's consultant AECOM; and have provided additional questions and comments to AECOM. On November

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26, 2012, the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the ERA. OSM anticipates receiving the draft ERA in April of 2013.

- Electric Power Research Institute (EPRI) – Atmospheric metal deposition including fate and transport modeling is being performed by EPRI. This modeling effort will support analysis related to emissions from the FCPP and potential effects on the endangered Colorado Pike minnow. Substantial progress has been achieved including peer review of the project plan, data entry and calibration. This effort is on schedule and a preliminary report of results is anticipated to be delivered in June of 2013.

4. Lead agency conducting National Historic Preservation Act (NHPA) Section 106 consultation

STATUS

- On September 12, 2012, OSM distributed formal consultation request letters to Section 106 contacts including State Historic Preservation Officers, Tribal Historic Preservation Officers and regional tribes that could have concerns regarding potential impacts to cultural resources. OSM/Cardno has additionally called all Section 106 contacts to verify receipt of the letter and again ask if consultation is requested.
- On December 6, 2012 OSM mailed letters to all responsive Section 106 contacts formally inviting them to the Section 106 informational meeting to be held on January 9, 2013, in Farmington, New Mexico.
- OSM will be conducting a Section 106 informational meeting with all responsive Section 106 consultation contacts on January 9, 2013, at the Farmington Convention Center in Farmington, New Mexico. At a minimum, in addition to OSM those anticipated to attend are the Navajo Nation, Hopi tribe, BIA and project proponents.

DUE TO THE HOLIDAY EXTENDING INTO THE FIRST WEEK OF JANUARY, OSM RESCHEDULED THE MONTHLY COOPERATING AGENCIES COORDINATION CALL TO JANUARY 16, 2013. ACCORDINGLY, NO NEW INFORMATION REGARDING THE COOPERATING AGENCIES ACTION STATUS IS AVAILABLE FOR THIS (JANUARY) REPORT UPDATE.

BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process. On November 26, 2012 the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the Ecological Risk Assessment (ERA).

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS – NO CHANGE

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
 - A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.
2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

- An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA. It is not anticipated that the wetland will trigger Clean Water Act permitting because ACOE does not generally exercise jurisdiction over isolated wetlands.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
Develop agency purpose & need for PDEIS	1/20/12	
Development of Alternatives for PDEIS	1/20/12	
Development of Affected Environment & Impact Analysis for PDEIS	2/20/13	
PDEIS submitted to OSM for review/comment	3/8/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM and Cooperating Agency Review of PDEIS completed	10/31/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	11/29/13	
Public Comment Meetings	1/6/14	
End public comment period	1/24/14	
Prepare Comment Analysis Report	2/28/14	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	3/3/14	
OSM Finalizes BA & BE	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Response to Comments	5/22/14	
PFEIS submitted to OSM	5/30/14	
USFWS & NNDFW complete review BA & BE	6/9/14	
NNDFW completes letter of concurrence for BE	7/9/14	
OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: December 5, 2012

Purpose: Cooperating Agencies Telecon

Location: Teleconference

Participants: Bob Postle (BIA); Rick Williamson (BIA); Marcelo Calle (OSM); Mychal Yellowman (OSM); Amy Heuslein (BIA); Terry McClung (BIA); Gary Cantley (BIA); Mark Keller (BIA); Wendell Honanie (BIA); Gilbert Bicenti (BIA); Lawrence Begay (Navajo Nation); John Stucker (Navajo Nation); Krishna Baskoda (Navajo Nation); Deanna Cummings (USACE); Joe Galluzi (BLM); John Reber (NPS); Karen Vitulano (USEPA); John Tinger (USEPA); Sharon Whitmore (USFWS); Carlos Jallo (Cardno)

Discussion:

EIS Development Status (OSM Report)

- Marcelo provided an overview of the EIS status.
- Comments received during the scoping period are currently being reviewed. Several comments were related to project alternatives. Although the scoping period was extended 45 days (to 11/1/12), this will not affect the project schedule. The scoping summary report is being completed by Cardno, and will be sent to OSM this week, and is anticipated to be sent to cooperating agencies before Christmas. Any comments from cooperating agencies should be sent to OSM (Marcelo Calle)
- OSM and Cardno are working with the proponents to obtain data needed to prepare the proposed action, no action alternative, other alternatives considered, and the affected environment.
- OSM, other agencies (NNEPA, USEPA, NPS), and Cardno are also working with the proponents and AECOM in reviewing and commenting on technical memos/methodology for atmospheric modeling.
- The draft scoping summary report will be completed by Cardno at the end of November, at which time OSM will review.
- Baseline data collection by the proponents is ongoing.

Request for Review of Cumulative Project List

- OSM is still seeking input from cooperating agencies on the draft cumulative projects memo. To date, only one project has been received from cooperating agencies – this is the San Juan Basin Energy Connect EIS (provided by BLM). Several cooperating agencies POCs have not had the chance to review the memo yet, or may have lost the email with the document due to the switch in email systems, so Marcelo will resend it.

Four Corners Power Plant and Navajo Mine Energy Project

Section 7 ESA Consultation and Coordination Status (OSM Report)

- The proponents have agreed to include the Population Viability Analysis (PVA) in the Section 7 process. They are currently working with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work.
- OSM, USFWS, BIA, and Cardno continue to work with APS's consultant AECOM to provide feedback on survey methodologies for the ecological risk assessment, habitat model, soil sampling, etc. The draft ecological risk assessment is scheduled to be completed in April 2013.

Section 106 NHPA Consultation and Coordination Status (OSM Status)

- Follow up calls on the Section 106 letter sent to tribal representatives continue.
- The Section 106 meeting has been scheduled for January 9, 2013, 9Am to 4 PM at the Farmington Civic Center. A letter with the details on this meeting is being mailed out this week.

Action Agency Status

- OSM –OSM review of the Pinabete Permit Application Package (PAP) is in process. The document has been determined to be administratively complete, and the technical adequacy review is now underway. OSM cannot approve the PAP until the NEPA process is complete, so OSM review will continue throughout EIS preparation.
- BIA – No update was provided. Assume lease amendment #3 and ROW for access road in Area 3 are in process.
- BLM – Review of the Pinabete Mine Plan is ongoing. BLM would like to review the scoping summary report to determine if the comments may result in a change to the mine plan.
- USEPA – No update on air quality related issues. It has been determined that BNCC will need to obtain a new source NPDES permit under the Clean Water Act. USEPA will prepare a public notice and will send to OSM.
- USACE – A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver. The USACE anticipates providing a “straw man” of the 404(b)(1) to OSM in January. The USACE will be meeting with BNCC and Ecosphere in December to discuss public review factors, scope of analysis and alternatives that may be considered. The USACE and USEPA have reviewed information provided by APS regarding jurisdictional water identified at the FCPP. The review will require additional information be provided.

Other:

- The scoping summary report is anticipated to be sent to cooperating agencies before Christmas.
- The next cooperating agencies telecon is scheduled for Wednesday, 1/3/12. Since many participants will likely be out that day, the call may be rescheduled for the following week.

Four Corners Power Plant and Navajo Mine Energy Project

Action Items

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.
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Status Update

January 7, 2013

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BUREAU OF INDIAN AFFAIRS (BIA)

1. Approval of the Four Corners Power Plant Lease Amendment # 3

STATUS – NO CHANGE

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.

2. Approval of Application Granting Right of Ways for the transmission corridors and associated substations for APS and PNM.

STATUS – NO CHANGE

- The application for Grants for Right of Way on transmission corridors and associated substations by APS and PNM is currently under review by BIA. The BIA cannot approve the application for Grants for Right of Way on transmission corridors and associated substations until the NEPA process is completed.

3. Approval of realignment of existing BIA road within the Navajo Mine lease area

STATUS – NO CHANGE

- BIA is currently discussing a potential issue with an existing road. In addition, the Navajo Nation transportation group needs to provide guidance to BNCC regarding the realignment of Burnham Road through Area 4 North.

4. Approval of renewal of ROW for access road within the Navajo Mine lease area.

STATUS– NO CHANGE

- The BIA has not received the ROW application to date.

BUREAU OF LAND MANAGEMENT (BLM)

1. Review and approval of Mine Plan

STATUS – NO CHANGE

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA)

1. Decision on BART and Federal Implementation Plan (FIP). While this action is exempt from NEPA the decision has significance with respect to the proposed action.

STATUS – NO CHANGE

- On August 6, 2012, the EPA issued the FIP for BART at the Four Corners Power Plant. The EPA is requiring FCPP to reduce emissions of oxides of nitrogen (NOx). EPA is also setting emission limits for particulate matter (PM) based on emission rates already achieved at FCPP. These pollutants contribute to visibility impairment in 16 national parks and wilderness areas surrounding FCPP.

For reductions in NOx, EPA is allowing FCPP to either (1) meet a plant-wide emission limit of 0.11 lb/MMBtu on a rolling 30-day average calculated on a heat-input weighted basis, which represents an 80 percent reduction from current NOx emission rates, or (2) implement an alternative emission control strategy put forth by the owners of FCPP to retire Units 1 – 3 and install controls on Units 4 and 5 by July 31, 2018 to each meet an emission limit of 0.098 lb/MMBtu, which represents an 87 percent reduction from current NOx emission rates.

2. Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

STATUS– NO CHANGE

- EPA Region 9 has not yet received a NPDES permit application from BNCC for the mine expansion. EPA has had discussions with BNCC regarding the expected content of the application. EPA currently expects to receive the application in Fall of 2012. Once received, EPA will prepare a draft NPDES permit for public notice and comment.

UNITED STATES FISH AND WILDLIFE SERVICE (USFWS)

1. Decision on Biological Assessment (BA) document that will be completed for Project, ultimately concluding with the issuance of a Biological Opinion (BO) under Section 7 of the Endangered Species Act (ES).

STATUS– NO CHANGE

- The USFWS continues to work informally with OSM to define their agency needs in preparation for the formal consultation process. On November 26, 2012 the USFWS participated in conference call with OSM, BIA, Proponents and project consultants to discuss questions regarding the development of the Ecological Risk Assessment (ERA).

UNITED STATES ARMY CORPS OF ENGINEERS (USACE)

1. Decision for the Pinabete Mine on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS – NO CHANGE

- USACE is awaiting a revised delineation and amended application based on site visits conducted in June. The Corps has visited most areas and concurred with determination.
 - A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver.
2. Decision for the power plant on Section 404 of CWA Individual Permit for impacts to waters of the United States

STATUS– NO CHANGE

- An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA. It is not anticipated that the wetland will trigger Clean Water Act permitting because ACOE does not generally exercise jurisdiction over isolated wetlands.

CURRENT EIS SCHEDULE

Major Milestones	Projected Completion Date	Actual Completion Date
Proponents issue request for proposal to develop EIS	3/2/12	3/2/12
OSM selects third-party EIS contractor	4/6/12	4/6/12
EIS Kick Off Meeting – OSM, cooperating agencies, project proponents, consultants - Albuquerque, NM	5/22/12	5/22/12
ESA Section 7 Kick Off Meeting – OSM, BIA, USFWS, ACOE, Navajo Nation, project proponents, consultants - Albuquerque, NM	5/23/12	5/23/12
NOI published in Federal Register	7/13/12	7/18/12
OSM/BIA-Proponent MOU - All signatures secured	8/7/12	8/3/12
Begin public scoping meetings (9 locations)	8/9/12	8/9/12
Cooperator’s MOU – All agency signatures secured	10/30/12	10/1/12
End public comment period – EIS scoping	11/1/12	11/1/12
Complete data collection – baseline environmental resources	11/28/12	11/30/12
OSM receives Public Scoping Summary Report	11/30/12	12/3/12
Develop agency purpose & need for PDEIS	1/20/12	
Development of Alternatives for PDEIS	1/20/12	
Development of Affected Environment & Impact Analysis for PDEIS	2/20/13	
PDEIS submitted to OSM for review/comment	3/8/13	
OSM receives Draft ESA Section 7 Ecological Risk Assessment (ERA)	7/5/13	
OSM and Cooperating Agency Review of PDEIS completed	10/31/13	
Prepare DEIS for publication	11/1/13	
NOA for DEIS in Federal Register	11/29/13	
Public Comment Meetings	1/6/14	
End public comment period	1/24/14	
Prepare Comment Analysis Report	2/28/14	
OSM receives draft Biological Assessment (BA) & Biological Evaluation (BE) from consultant	3/3/14	
OSM Finalizes BA & BE	4/25/14	
Submit BA & BE to USFWS & NNDFW (formal consult)	4/28/14	
Prepare Response to Comments	5/22/14	
PFEIS submitted to OSM	5/30/14	
USFWS & NNDFW complete review BA & BE	6/9/14	
NNDFW completes letter of concurrence for BE	7/9/14	
OSM and Cooperating Agency Review of PFEIS	8/1/14	
USFWS prepares Biological Opinion (BO)	11/17/14	
Prepare FEIS for publication	12/2/14	
NOA for FEIS in Fed. Register	12/3/14	
Prepare Record of Decision (ROD)	1/15/15	
Finalize, sign, publish ROD	1/16/15	
Appeal period	2/20/15	

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:26 PM

Conversation Contents

Wednesday, May 7, 2014 Cooperating Agencies Monthly Coordiantion Call - Cancelled

Attachments:

/1. Wednesday, May 7, 2014 Cooperating Agencies Monthly Coordiantion Call - Cancelled/1.1 20140402 Minutes - Cooperating Agency Meeting.pdf

/1. Wednesday, May 7, 2014 Cooperating Agencies Monthly Coordiantion Call - Cancelled/1.2 2014APRILPROJECT STATUS REPORT OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Apr 28 2014 09:03:30 GMT-0600 (MDT)
Akhtar Zaman <zamanakh@yahoo.com>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Charles Lewis <charles.lewis@bia.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Kimeka Price <price.kimeka@epa.gov>, Krishna Baskoda <krishnab@frontier.com>, Linda Dansby <linda_dansby@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr

To:

<nhonie@hopi.nsn.us>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rhonda Smith
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<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
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<tamera.dawes@bia.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myyellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>, pkyselka@nndfw.org

Subject:

Wednesday, May 7, 2014 Cooperating Agencies Monthly
Coordiantion Call - Cancelled

Attachments:

20140402 Minutes - Cooperating Agency Meeting.pdf
2014APRILPROJECT STATUS REPORT OSM TO
COOP.pdf

Good Morning,

The Wednesday, May 7, 2014 coordination call is being cancelled. OSMRE will be hosting public meetings for the FCPP and Navajo Mine Energy Project April 30 through May 9, 2014. We will resume the cooperating agency coordination call on Wednesday, June 4, 2014.

I have attached the notes from the April 2014 call and the April 2014 Project Status Report. Please contact me if you have any questions.

--

Marcelo Calle

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mcalle@osmre.gov

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - April 2014 Cooperating Agency Teleconference

Attachments:

/2. FCPP & Navajo Mine Energy Project EIS - April 2014 Cooperating Agency Teleconference/1.1 2014MARCH PROJECT STATUS REPORT OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Mar 31 2014 11:21:09 GMT-0600 (MDT)
Akhtar Zaman <zamanakh@yahoo.com>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Charles Lewis <charles.lewis@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Kimeka Price <price.kimeka@epa.gov>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr <nhonie@hopi.nsn.us>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R

To:

MALDONADO <rpm_crcs@yahoo.com>, Rhonda Smith <smith.rhonda@epa.gov>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, pkyselka@nndfw.org

Subject:

FCPP & Navajo Mine Energy Project EIS - April 2014
Cooperating Agency Teleconference

Attachments:

2014MARCH PROJECT STATUS REPORT OSM TO
COOP.pdf

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project Wednesday, April 2, 2014 at 10:00 AM MDT. Attached is the March 2014 FCPP and Navajo Mine Energy Project status report. The March 2014 conference call was cancelled so there are no notes. Regards

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

Regards

--

Marcelo Calle

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Conversation Contents

Fwd: ASPMB Issues Memo & Attachments 201403013

Attachments:

- /3. Fwd: ASPMB Issues Memo & Attachments 201403013/1.1 ASPMB Issues Memo 20140313.docx
- /3. Fwd: ASPMB Issues Memo & Attachments 201403013/1.2 PMB Office Report 20140313.docx
- /3. Fwd: ASPMB Issues Memo & Attachments 201403013/1.3 Perf Goal Base (with OS Breakout) as of March 13.pdf
- /3. Fwd: ASPMB Issues Memo & Attachments 201403013/1.4 Reports awaiting mngmnt response (DOI and OS) as of 3-13-2014.pdf

"Randolph, Lajuan" <lajuan_randolph@ios.doi.gov>

From: "Randolph, Lajuan" <lajuan_randolph@ios.doi.gov>
Sent: Thu Mar 13 2014 10:40:56 GMT-0600 (MDT)
Courtney Hoover <Courtney_Hoover@ios.doi.gov>, Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiyang Zhang <Karen_Zhang@ios.doi.gov>, "Behler, David" <David_Behler@ios.doi.gov>, Brian Milchak <Brian_Milchak@ios.doi.gov>, David Sire <David_Sire@ios.doi.gov>, "Ennis, Molly" <Molly_Ennis@ios.doi.gov>, Freida Williams <freida_williams@ios.doi.gov>, Jane Yagley <Jane_Yagley@ios.doi.gov>, John Nelson <john_nelson@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Loretta Sutton <Loretta_Sutton@ios.doi.gov>, MaryJosie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Shawn Alam <Shawn_Alam@ios.doi.gov>, "Sloan, Ryan" <Ryan_Sloan@ios.doi.gov>, "Treichel, Lisa" <Lisa_Treichel@ios.doi.gov>, Virginia Reddick <Virginia_Reddick@ios.doi.gov>, William Lodder <William_Lodder@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Andrew Raddant <Andrew_Raddant@ios.doi.gov>, "Cochon, Grace" <Grace_Cochon@ios.doi.gov>, Diane Lazinsky

To:

<diane_lazinsky@ios.doi.gov>, Gail Lotz
<Gail_Lotz@ios.doi.gov>, "Innis, Pamela S"
<Pamela_Innis@ios.doi.gov>, Joyce Stanley
<Joyce_Stanley@ios.doi.gov>, Lindy Nelson
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<pamela_bergmann@ios.doi.gov>, Patricia Port
<Patricia_Port@ios.doi.gov>, Stephen Spencer
<Stephen_Spencer@ios.doi.gov>, Valincia Darby
<Valincia_Darby@ios.doi.gov>

Subject: Fwd: ASPMB Issues Memo & Attachments 201403013

Attachments: ASPMB Issues Memo 20140313.docx PMB Office Report
20140313.docx Perf Goal Base (with OS Breakout) as of
March 13.pdf Reports awaiting mngmnt response (DOI and
OS) as of 3-13-2014.pdf

FYI

see attachments

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>

Date: Thu, Mar 13, 2014 at 12:09 PM

Subject: Fwd: ASPMB Issues Memo & Attachments 201403013

To: Joel Clement <joel_clement@ios.doi.gov>, Kaiini Kaloi <kaiini_kaloi@ios.doi.gov>,
Karen Senhadji <karen_senhadji@ios.doi.gov>, Steve Glomb
<steve_glomb@ios.doi.gov>, Willie Taylor <willie_taylor@ios.doi.gov>

Cc: Darlene Smith <darlene_smith@ios.doi.gov>, Lajuan Randolph
<lajuan_randolph@ios.doi.gov>, Tamera Bassford <tamera_bassford@ios.doi.gov>, Lori
Faeth <Lori_Faeth@ios.doi.gov>

See attachments.

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

From: **Dorsett, Craig** <craig_dorsett@ios.doi.gov>

Date: Thu, Mar 13, 2014 at 12:05 PM

Subject: Fwd: ASPMB Issues Memo & Attachments 201403013

To: Craig Dorsett <craig_dorsett@ios.doi.gov>

Please distribute to your offices. Thanks!

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

From: **Dorsett, Craig** <craig_dorsett@ios.doi.gov>

Date: Thu, Mar 13, 2014 at 12:05 PM

Subject: ASPMB Issues Memo & Attachments 201403013

To: Katherine Rupp <katherine_rupp@ios.doi.gov>, Weekly Reports OS
<weeklyreports@ios.doi.gov>

Cc: Rhea Suh <rhea_suh@ios.doi.gov>, Amy Holley <amy_holley@ios.doi.gov>, Sarah

Peterson <Sarah_E_Peterson@ios.doi.gov>, Kashieka Minor
<kashieka_minor@ios.doi.gov>

Please find attached.

Thanks!
Craig

--

Angela Peavy
Office of the DAS-Policy and International Affairs
1849 C Street NW, Room 5129
Washington DC 20240
phone: 202-208-4852
fax: 202-513-0734
email: angela_peavy@ios.doi.gov

Conversation Contents

Albuquerque Weekly Report 2-16 to 3-8-2014

Attachments:

/4. Albuquerque Weekly Report 2-16 to 3-8-2014/1.1 ABQ Mar 8 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Mar 07 2014 11:12:06 GMT-0700 (MST)
Willie Taylor <willie_taylor@ios.doi.gov>, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>, "Raddant, Andrew" <Andrew_Raddant@ios.doi.gov>, Lindy Nelson <lindy_nelson@ios.doi.gov>, Joyce Stanley <joyce_stanley@ios.doi.gov>, Patricia Port <patricia_port@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Pamela Bergmann <pamela_bergmann@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>
To:
Subject: Albuquerque Weekly Report 2-16 to 3-8-2014
Attachments: ABQ Mar 8 2014.doc

See attached.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference CANCELLED

Attachments:

/5. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference CANCELLED/1.1 20140205 Minutes - Cooperating Agency
Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Feb 26 2014 16:56:04 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Charles Lewis <charles.lewis@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Kimeka Price <price.kimeka@epa.gov>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr <nhonie@hopi.nsn.us>, "Postle, Bob"

To:

<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rhonda Smith <smith.rhonda@epa.gov>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Terry McClung <terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>, Wendell Honanie <wendell.honanie@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroysingoi@yahoo.com, pkyselka@nndfw.org

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference CANCELLED

Attachments:

20140205 Minutes - Cooperating Agency Meeting.pdf

Afternoon all,

Due to a schedule conflict the March 2014 cooperating agencies conference call for the FCPP and Navajo Mine Energy Project is cancelled.

Rather than reschedule for the month of March we will reconvene in April 2014.

OSM is working to resolve all comments received from the cooperating agencies on the PDEIS. Thank you all who participated in the February 20, 2014 meeting/call. OSM anticipates publishing the Notice of Availability for the DEIS on March 28, 2014 and public meetings will be held April 30 - May 9, 2014 at nine locations in NM, AZ and CO. The end of the comment period for the DEIS will be May 27, 2014.

I have attached the notes from the February 2014 call. Please provide any corrections you may have. The February 2014 Status Report is forthcoming.

Please let me know if you have any questions.

--

Marcelo Calle

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Conversation Contents

Fwd: Completed comment/response matrices for solicitors and OEPC

Attachments:

- /6. Fwd: Completed comment/response matrices for solicitors and OEPC/1.1
131218 PDEIS Review Comment Form LUPO comments.docx
- /6. Fwd: Completed comment/response matrices for solicitors and OEPC/1.2
131218 PDEIS Review Comment Form-SOL-RMR-ARK.docx
- /6. Fwd: Completed comment/response matrices for solicitors and OEPC/1.3
131218 PDEIS Review Comment Form OEPC.docx
- /6. Fwd: Completed comment/response matrices for solicitors and OEPC/1.4
PDEIS Review Comment Form OEPC Albuquerque_Spencer.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Feb 25 2014 14:21:51 GMT-0700 (MST)
To: Frank Lupo <frank.lupo@sol.doi.gov>, Art Kleven <Art.Kleven@sol.doi.gov>, David Sire <david_sire@ios.doi.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Fwd: Completed comment/response matrices for solicitors and OEPC
131218 PDEIS Review Comment Form LUPO comments.docx 131218 PDEIS Review Comment Form-SOL-RMR-ARK.docx 131218 PDEIS Review Comment Form OEPC.docx PDEIS Review Comment Form OEPC Albuquerque_Spencer.docx
Attachments:

Please see attached responses. Let me know if you have any questions. Thanks

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

From: Daniel Tormey <DTormey@environcorp.com>
Date: Tue, Feb 25, 2014 at 2:17 PM
Subject: Completed comment/response matrices for solicitors and OEPC
To: "Calle, Marcelo" <mcalle@osmre.gov>, Rick Williamson <RLWilliamson@osmre.gov>
Cc: "Bartz, Kate L." <Kate.Bartz@cardnotec.com>, "Benjamin Pogue (ben.pogue@cardno.com)" <ben.pogue@cardno.com>, "Lockerd, Joe" <Joe.Lockerd@cardnotec.com>, Megan Schwartz <MSchwartz@environcorp.com>

Hi Marcelo,

Completed CRMs attached. Let me know if you need anything else.

Thanks

Dan



Dan Tormey, Ph.D., P.G. | Principal

ENVIRON International Corporation

707 Wilshire Boulevard, Suite 4950 | Los Angeles, CA 90017

T: +1 213 943 6327 | F: +1 213 943 6301 | M: +1 818 317 7716

dtormey@environcorp.com

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--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

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Conversation Contents

Approval to Print

/7. Approval to Print/1.1 OEPC_Approval_to_Print.pdf

"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>
Sent: Tue Feb 25 2014 05:37:25 GMT-0700 (MST)
To: Marcelo Calle <mcalle@osmre.gov>
Subject: Approval to Print
Attachments: OEPC_Approval_to_Print.pdf

Marcelo,

I thought you might like this with your morning coffee.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Feb 25 2014 07:44:47 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Approval to Print

Thanks Dave. I am off to Dallas today for a FEMA meeting.

On Tue, Feb 25, 2014 at 5:37 AM, Sire, David <david_sire@ios.doi.gov> wrote:

Marcelo,

I thought you might like this with your morning coffee.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Feb 25 2014 09:59:32 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Approval to Print

I do! Thank you very much David and Stephen. We are working to send the package to HQ today. Your assistance is much appreciated. Regards

On Tue, Feb 25, 2014 at 5:37 AM, Sire, David <david_sire@ios.doi.gov> wrote:

Marcelo,

I thought you might like this with your morning coffee.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

--
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Conversation Contents

OSM request for approval to publish NOA DEIS

Attachments:

/8. OSM request for approval to publish NOA DEIS/1.1 20140224 MEMO OSM-OEPC NOA APRVL PUB.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Feb 24 2014 16:41:49 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: OSM request for approval to publish NOA DEIS
Attachments: 20140224 MEMO OSM-OEPC NOA APRVL PUB.pdf

David,

Attached is a scanned copy of the request to publish signed by Rick Williamson. Please let me know if this scan is adequate. The scan quality is not excellent. I assume you will print, sign and return the scanned signed copy via email. I will include the signed approval in the NOA package to OSM HQ. Let me know if you have any questions.

Regards,

--

Marcelo Calle

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Conversation Contents

Approval to publish

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Feb 24 2014 15:04:59 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Approval to publish

David,

What is your availability to assist with the NOA -DEIS approval to publish this week? Given the NPS glitch we are now trying to forward the NOA package to HQ by the end of the week, preferably Thursday.

I hope to receive a revised letter from NPS soon. Will the revised NPS letter removing language of concern be adequate for OPEC to issue approval to publish?

Thanks for your assistance.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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Conversation Contents

NPS Comments Navajo Mine-FCPP DEIS

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 21 2014 11:43:36 GMT-0700 (MST)
To: Marcelo Calle <mcalle@osmre.gov>, Rick Williamson <rlwilliamson@osmre.gov>
Subject: NPS Comments Navajo Mine-FCPP DEIS

Problem solved. They are going to prepare another letter (b) (5)

It had not been signed yet.

--
Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Williamson, Rick" <rlwilliamson@osmre.gov>

From: "Williamson, Rick" <rlwilliamson@osmre.gov>
Sent: Fri Feb 21 2014 11:49:52 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Comments Navajo Mine-FCPP DEIS

Outstanding, Stephen. It is turning out to be a pretty good day.

Thanks much,
Rick

On Fri, Feb 21, 2014 at 11:43 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Problem solved. They are going to prepare another letter (b) (5)

It had not been signed yet.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
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Web Site: www.doi.gov/oepec/albuquerque.html

--

Rick Williamson
Manager, Permitting Branch
Indian Program & Washington Program Mines
Program Support Division, Western Region
Federal Office of Surface Mining Reclamation & Enforcement
1999 Broadway, Suite 3320
Denver, CO 80202

Phone: 303-293-5047
Fax: 303-293-5032

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 21 2014 11:55:18 GMT-0700 (MST)
To: "Williamson, Rick" <rlwilliamson@osmre.gov>
Subject: Re: NPS Comments Navajo Mine-FCPP DEIS

Yup. I hope your weather is as nice up there this weekend as it should be here. Spring. Mid-60s. No wind. But we have had only 0.23 inches of precip this year. It is really getting serious from here all the way to California.

On Fri, Feb 21, 2014 at 11:49 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:
Outstanding, Stephen. It is turning out to be a pretty good day.

Thanks much,
Rick

On Fri, Feb 21, 2014 at 11:43 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Problem solved. They are going to prepare another letter (b) (5)

It had not been signed yet.

--

Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Purpose and Need resolution with OEPC

"Lupo, Frank" <frank.lupo@sol.doi.gov>

From: "Lupo, Frank" <frank.lupo@sol.doi.gov>
Sent: Fri Feb 21 2014 09:57:16 GMT-0700 (MST)
Marcelo Calle <mcalle@osmre.gov>, Rick Williamson <rlwilliamson@osmre.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Art Kleven <art.kleven@sol.doi.gov>, Lyle Ben <lyle.ben@bia.gov>, Dan Tormey <daniel.tormey@cardno.com>, Benjamin Pogue <ben.pogue@cardno.com>, Stephen Spencer <stephen_spencer@ios.doi.gov>
To:
Subject: Purpose and Need resolution with OEPC

All-

I just wrapped up a call with Stephen Spencer and Dave Sire at OEPC. We have agreed that OEPC's suggested change (b) (5)

We also agreed that OEPC's suggested change (b) (5)

If you have any questions, give me a call.
-Frank

--

~~~~~  
Frank Lupo  
Attorney Advisor  
(505) 248-5611  
(505) 248-5623 (fax)  
~~~~~

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"Williamson, Rick" <rlwilliamson@osmre.gov>

From: "Williamson, Rick" <rlwilliamson@osmre.gov>
Sent: Fri Feb 21 2014 11:47:08 GMT-0700 (MST)
To: "Lupo, Frank" <frank.lupo@sol.doi.gov>
Subject: Re: Purpose and Need resolution with OEPC

Thanks Frank; well done.

Rick

On Fri, Feb 21, 2014 at 9:57 AM, Lupo, Frank <frank.lupo@sol.doi.gov> wrote:

All-

I just wrapped up a call with Stephen Spencer and Dave Sire at OEPC. We have agreed that OEPC's suggested change (b) (5)

We also agreed that OEPC's suggested change (b) (5)

If you have any questions, give me a call.

-Frank

--

~~~~~  
Frank Lupo  
Attorney Advisor  
(505) 248-5611  
(505) 248-5623 (fax)  
~~~~~

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--

Rick Williamson
Manager, Permitting Branch
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Program Support Division, Western Region
Federal Office of Surface Mining Reclamation & Enforcement

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Fax: 303-293-5032

Conversation Contents

NPS Letter

/12. NPS Letter/1.1 20140214 DOC NPS-OSM PDEIS CMNTS.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Feb 20 2014 13:50:40 GMT-0700 (MST)
To: Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: NPS Letter
Attachments: 20140214 DOC NPS-OSM PDEIS CMNTS.docx

FYI

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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mcalle@osmre.gov

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(303) 293-5032 Fax

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 20 2014 15:18:11 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>, Rick Williamson
<rlwilliamson@osmre.gov>
Subject: Re: NPS Letter

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. In my opinion (b) (5)

(b) (5)

Dave and I will talk to

Frank Lupo when he gets in tomorrow morning about the (b) (5)

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

FYI

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
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--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Feb 20 2014 16:03:10 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Letter

Ok. Thanks for assisting.

On Thu, Feb 20, 2014 at 3:18 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. In my opinion (b) (5)

(b) (5) Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the (b) (5)

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

FYI

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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Marcelo Calle

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mcalle@osmre.gov

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"Williamson, Rick" <rlwilliamson@osmre.gov>

From: "Williamson, Rick" <rlwilliamson@osmre.gov>
Sent: Fri Feb 21 2014 08:29:22 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Letter

Good to hear, Stephen; thanks very much for pursuing this.

Rick

On Thu, Feb 20, 2014 at 3:18 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. In my opinion (b) (5)

(b) (5) Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the (b) (5)

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

FYI

--
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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--

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--

Rick Williamson
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Denver, CO 80202

Phone: 303-293-5047
Fax: 303-293-5032

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 21 2014 08:56:33 GMT-0700 (MST)
To: "Williamson, Rick" <rlwilliamson@osmre.gov>
Subject: Re: NPS Letter

Can you give me an indication of what you will do with the rest of the NPS comments in that letter? Can they be addressed in this draft before it goes out? We didn't discuss those much if at all. We are working with our Director (who knows the NPS Regional Director) to see where the letter is. Will be talking with Dave Sire and Frank at 9:30.

On Fri, Feb 21, 2014 at 8:29 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:
Good to hear, Stephen; thanks very much for pursuing this.

Rick

On Thu, Feb 20, 2014 at 3:18 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. In my opinion the best thing that can happen is that it gets pulled back and not signed in its present form. (b) (5)

[REDACTED] Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the Purpose and Need section.

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

FYI

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Rick Williamson

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Feb 21 2014 09:07:42 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Letter

Stephen,

Yes, the additional comments in the letter concerning air resources will be addressed in the revised DEIS before publishing.

On Fri, Feb 21, 2014 at 8:56 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Can you give me an indication of what you will do with the rest of the NPS comments in that letter? Can they be addressed in this draft before it goes out? We didn't discuss those much if at all. We are working with our Director (who knows the NPS Regional Director) to see where the letter is. Will be talking with Dave Sire and Frank at 9:30.

On Fri, Feb 21, 2014 at 8:29 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:

Good to hear, Stephen; thanks very much for pursuing this.

Rick

On Thu, Feb 20, 2014 at 3:18 PM, Spencer, Stephen

<stephen_spencer@ios.doi.gov> wrote:

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. In my opinion the best thing that can happen is that it gets pulled back and not signed in its present form. (b) (5)

Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the Purpose and Need section.

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

FYI

--

Marcelo Calle

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Marcelo Calle

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mcalle@osmre.gov

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>

Sent: Fri Feb 21 2014 09:17:09 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: NPS Letter

OK. Good. (b) (5)

[REDACTED] Willie may talk to her since he knows her. Dave is trying to find out if the letter is in surnaming or if it has been or will be signed. I will keep you posted.

On Fri, Feb 21, 2014 at 9:07 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Stephen,

Yes, the additional comments in the letter concerning air resources will be addressed in the revised DEIS before publishing.

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On Fri, Feb 21, 2014 at 8:29 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:
Good to hear, Stephen; thanks very much for pursuing this.

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[REDACTED]
[REDACTED] Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the (b) (5).

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
FYI

--
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

--

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Regional Environmental Officer
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

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Rick Williamson
Manager, Permitting Branch
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"Williamson, Rick" <rlwilliamson@osmre.gov>

From: "Williamson, Rick" <rlwilliamson@osmre.gov>
Sent: Fri Feb 21 2014 09:23:43 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Letter

Thanks again, Stephen. I have advised the local NPS contact (Dave Hurd) of OEPC's pending discussions with their HQ people.

Rick

On Fri, Feb 21, 2014 at 9:17 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

OK. Good. (b) (5)

Willie may talk to her since he knows her. Dave is trying to find out if the letter is in surnaming or if it has been or will be signed. I will keep you posted.

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Fax: 303-293-5032

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 21 2014 09:26:02 GMT-0700 (MST)
To: "Williamson, Rick" <rlwilliamson@osmre.gov>
Subject: Re: NPS Letter

Dave may be calling Dave Hurd since he has worked with him on some other issues. May already have called him. Will find that out in a minute.

On Fri, Feb 21, 2014 at 9:23 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:
Thanks again, Stephen. I have advised the local NPS contact (Dave Hurd) of OEPC's pending discussions with their HQ people.

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[REDACTED]

Willie

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FYI

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 21 2014 09:54:39 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: Fwd: NPS Letter

(b) (5), OSM advises that those will be addressed in the revised DEIS before publishing.

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

From: Calle, Marcelo <mcalle@osmre.gov>
Date: Fri, Feb 21, 2014 at 9:07 AM
Subject: Re: NPS Letter
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Cc: "Williamson, Rick" <rlwilliamson@osmre.gov>

Stephen,

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Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the Purpose and Need section.

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>

Sent: Fri Feb 21 2014 10:20:08 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: NPS Letter

Good to know.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Fri, Feb 21, 2014 at 11:54 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

(b) (5) OSM advises that those will be addressed in the revised DEIS before publishing.

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From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Fri, Feb 21, 2014 at 9:07 AM
Subject: Re: NPS Letter
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Cc: "Williamson, Rick" <rlwilliamson@osmre.gov>

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Conversation Contents

Navajo Pinabete Mine-Four Corners Power Plant DEIS

/13. Navajo Pinabete Mine-Four Corners Power Plant DEIS/1.1 20140214 DOC NPS-OSM PDEIS CMNTS.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 20 2014 14:18:31 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Mine-Four Corners Power Plant DEIS
Attachments: 20140214 DOC NPS-OSM PDEIS CMNTS.docx

I was on the call with OSM and the Cooperators most of the day. A couple of issues came up that require a conversation. (b) (5)
(b) (5). Frank Lupo with the Regional Solicitor Office here in Albuquerque (he is working with BIA as his client in this instance) would like to discuss that issue, (b) (5) he will be available tomorrow morning after 10 your time which is 8 here. I will try to call you when I get in usually about 7:15 my time. (b) (5)

I will call you when I get in tomorrow (Friday) morning. (b) (5)

ee attached.

--
Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
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"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>
Sent: Fri Feb 21 2014 05:25:35 GMT-0700 (MST)
To: stephen_spencer@ios.doi.gov
Subject: Read: Navajo Pinabete Mine-Four Corners Power Plant DEIS

Your message

To: Sire, David
Subject: Navajo Pinabete Mine-Four Corners Power Plant DEIS
Sent: 2/20/14, 4:18:31 PM EST

was read on 2/21/14, 7:25:35 AM EST

Conversation Contents

FCPP and Navajo Mine Energy Project PDEIS - review of cooperating agency comments

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Feb 19 2014 16:11:04 GMT-0700 (MST)
Michael George <michael_george@nps.gov>, Powell King <pking@blm.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, "Norman Honie, Jr" <NHonie@hopi.nsn.us>, George Mase <gmase@hopi.nsn.us>, Angel Martinez <a1martinez@blm.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, "Sheth, Gary" <Sheth.gary@epa.gov>, Gloria Tom <gtom@nndfw.org>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Vitulano, Karen" <Vitulano.Karen@epa.gov>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, Harrilene Yazzie <Harrilene.Yazzie@bia.gov>, Sharon Whitmore <Sharon_Whitmore@fws.gov>, Michele Morris <mmorris.opvp@gmail.com>, Akhtar Zaman <zamanakh@yahoo.com>, Charles Lewis <Charles.Lewis@bia.gov>, Garry Cantley <garry.cantley@bia.gov>, "Price, Kimeka" <price.kimeka@epa.gov>, Melissa Trenchik <melissa_trenchik@nps.gov>, David Hurd <david_hurd@nps.gov>, Krishna Baskoda <krishnab@frontier.com>, Bernadette Tsosie <bernadette.tsosie@bia.gov>
To:
Subject: FCPP and Navajo Mine Energy Project PDEIS - review of cooperating agency comments

Good afternoon all,

As announced previously OSM will be hosting a meeting and conference call tomorrow on February 20, 2014 from 9:00 AM to 3:00 PM MST.

Introductions (9:00 - 9:15 AM)

Purpose of Meeting (9:15 - 9:30 AM)

Discussion of specific comments (9:30 AM-11:30 PM)

LUNCH BREAK (11:30 - 12:30 PM)

Discussion of specific comments continued (12:30 - 2:00 PM)

Cooperating Agency additional comments and discussions (2:00 - 3:00 PM)

If you will be participating remotely please call in using the following conference line

Dial-In: (b) (5)

Participant Code: (b) (5)

The following web conferencing link is also provided to view materials discussed during the meeting.

TO ACCESS THE WEB CONFERENCE:

Click on the link below:

<http://tecinc.sonexis.net/Login/ParticipantLogIn.asp>

OR:

Go to the log in page: <http://tecinc.sonexis.net/Login/ParticipantLogIn.asp>

Conference ID: (b) (5)

PIN: Not Required

Password: Not Required

We recommend that you test your computer's compatibility before the start of the web conference by accessing the [System Test](#) page from the Main Log In page.

Note that you can go to the web conference page site and run the System Test, but you will not be able to join the conference until 15 minutes before the start time.

Please let me know if you have any questions.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
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Conversation Contents

Albuquerque Weekly Report 2/9/2014 to 2/15/2014

/15. Albuquerque Weekly Report 2/9/2014 to 2/15/2014/1.1 ABQ Feb 15 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 14 2014 13:27:30 GMT-0700 (MST)
Willie Taylor <willie_taylor@ios.doi.gov>, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>, "Raddant, Andrew" <Andrew_Raddant@ios.doi.gov>, Lindy Nelson <lindy_nelson@ios.doi.gov>, Joyce Stanley <joyce_stanley@ios.doi.gov>, Patricia Port <patricia_port@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Pamela Bergmann <pamela_bergmann@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>
To:
Subject: Albuquerque Weekly Report 2/9/2014 to 2/15/2014
Attachments: ABQ Feb 15 2014.doc

See attached Weekly Report.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Robert Stewart <robert_f_stewart@ios.doi.gov>

From: Robert Stewart <robert_f_stewart@ios.doi.gov>
Sent: Fri Feb 14 2014 13:52:10 GMT-0700 (MST)

To: Stephen Spencer <stephen_spencer@ios.doi.gov>
Subject: RE: Albuquerque Weekly Report 2/9/2014 to 2/15/2014

You might consider going to a bi-weekly report, as I have. Friday of the week I get paid.

“You give me the idol. I give you the whip.” (Satipo to Indiana Jones, *Raiders of the Lost Ark*)

p.s. Don't forget to take Monday off.

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Friday, February 14, 2014 1:28 PM
To: Willie Taylor; Mary Josie Blanchard; Raddant, Andrew; Lindy Nelson; Joyce Stanley; Patricia Port; Allison O'Brien; Pamela Bergmann; Robert Stewart
Subject: Albuquerque Weekly Report 2/9/2014 to 2/15/2014

See attached Weekly Report.

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 14 2014 14:15:50 GMT-0700 (MST)
To: Robert Stewart <robert_f_stewart@ios.doi.gov>
Subject: Re: Albuquerque Weekly Report 2/9/2014 to 2/15/2014

I do two-weekers sometimes. Probably will for the next one.

On Fri, Feb 14, 2014 at 1:52 PM, Robert Stewart <robert_f_stewart@ios.doi.gov> wrote:

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Conversation Contents

Call with OSM today

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 13 2014 12:45:31 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: Call with OSM today

We had the call with OSM and Robin Ferguson indicated that you had said you would be on it even if DC was shutdown since you would do it from home. I gather something happened since you weren't on there and you didn't answer any of your phones. So OSM is wondering if you could do it this afternoon or at the latest tomorrow. Are you available? Marcelo Calle might also try to call you to arrange it.

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 13 2014 14:17:39 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Call with OSM today

I thought you were probably clearing snow but thought it would be yours. Did you end up with a lot. I have only had about 2.5 inches this winter which is the only precip we have had since December 21. 0.23 melted. We are getting to be in very bad shape.

On Thu, Feb 13, 2014 at 1:42 PM, Sire, David <david_sire@ios.doi.gov> wrote:

Steve,

I was out clearing snow for my neighbors and didn't have a watch on. I had no idea it had gotten so late. I just left a message with Marcelo to see if he would still like to visit about the comments..

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Feb 13, 2014 at 2:45 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 13 2014 14:31:19 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Call with OSM today

I guess I remember what one of those is. In the almost 20 years I have lived here I have only had the need for one once or maybe twice but the second one was a stretch. The first one was a 14-inch surprise that appeared unpredicted overnight.

On Thu, Feb 13, 2014 at 2:22 PM, Sire, David <david_sire@ios.doi.gov> wrote:

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Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 13 2014 14:50:17 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Call with OSM today

It was more like 2005 or 2006.

On Thu, Feb 13, 2014 at 2:36 PM, Sire, David <david_sire@ios.doi.gov> wrote:

I lived in Rio Rancho from 1996 to 2002 and don't recall any memorable snow storms. The first year I was here, we had a big storm right about this time of year. We had about 3 feet of snow and that's when I decided to invest in a snow thrower. I've only needed it about four or five times since then, but it's nice to have.

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Feb 13 2014 14:53:06 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: Call with OSM today

It was December 31, 2006 so I had the whole holiday weekend to dig out. Had no snow shovel so used a garden shovel.

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Conversation Contents

PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

/17. PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review/6.1 130115 LTR OSM-OEPC PDEIS.pdf

/17. PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review/8.1 131218 PDEIS Review Comment Form OEPC.docx

/17. PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review/9.1 Approval To Print 2014.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Dec 26 2013 11:46:45 GMT-0700 (MST)
Michael George <michael_george@nps.gov>, Powell King <pking@blm.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, "Norman Honie, Jr" <NHonie@hopi.nsn.us>, George Mase <gmase@hopi.nsn.us>, leroysingoi@yahoo.com, Angel Martinez <a1martinez@blm.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, "Sheth, Gary" <Sheth.gary@epa.gov>, Gloria Tom <gtom@nndfw.org>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Amy Heuslein <Amy.Heuslein@bia.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Vitulano, Karen" <Vitulano.Karen@epa.gov>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, Harrilene Yazzie <Harrilene.Yazzie@bia.gov>, Sharon Whitmore <Sharon_Whitmore@fws.gov>, Michele Morris <mmorris.opvp@gmail.com>, Art Kleven <Art.Kleven@sol.doi.gov>, Frank Lupo <frank.lupo@sol.doi.gov>, Akhtar Zaman <zamanakh@yahoo.com>
To:
Subject: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine

Energy Project.

Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.

Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/vn27yy642uwhm6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Dec 26 2013 12:44:26 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

I received it. I seriously doubt that I will be able to travel to Denver for a meeting. I should be able to be on the phone any time in January.

On Thursday, December 26, 2013, Calle, Marcelo <mcalle@osmre.gov> wrote:
> Good afternoon,
> Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM

mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

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> EIS Coordinator, The Four Corners & Navajo Mine Energy Project

> Office of Surface Mining Reclamation and Enforcement

> Program Support Division, Indian Programs Branch

> 1999 Broadway, Suite 3320

> Denver, CO 80202-3050

>

> mcalle@osmre.gov

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Dec 27 2013 07:33:18 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>

Subject:

Re: PDEIS for FCPP and Navajo Mine Energy Project -
Cooperating Agency Review

Marcello: In order to facilitate OEPC's review process leading to the Clearance to Print, please provide David Sire, our Natural Resources Management Team Leader at HQ, a copy of the CD with the Preliminary Draft. I am copying him so he knows it is coming. His address is:

David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

Thanks

Steve

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Good afternoon,

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Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Dec 27 2013 16:03:49 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

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As Mr. Spencer has requested I will plan to mail you a copy of the Four Corners Power Plant and Navajo Mine Energy Project Preliminary Draft EIS (PDEIS). Recognizing the PDEIS may change in response to comments received from the cooperating agencies please let me know if you prefer reviewing the PDEIS after revisions are made.

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David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

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<http://doodle.com/yn27yy642uw6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jan 08 2014 08:33:34 GMT-0700 (MST)
Michael George <michael_george@nps.gov>, Powell King <pking@blm.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, "Norman Honie, Jr" <NHonie@hopi.nsn.us>, George Mase <gmase@hopi.nsn.us>, leroysingoi@yahoo.com, Angel Martinez <a1martinez@blm.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, "Sheth, Gary" <Sheth.gary@epa.gov>, Gloria Tom <gtom@nndfw.org>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Amy Heuslein <Amy.Heuslein@bia.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Vitulano, Karen" <Vitulano.Karen@epa.gov>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, Harrilene Yazzie <Harrilene.Yazzie@bia.gov>, Sharon Whitmore <Sharon_Whitmore@fws.gov>, Michele Morris <mmorris.opvp@gmail.com>, Art Kleven <Art.Kleven@sol.doi.gov>, Frank Lupo <frank.lupo@sol.doi.gov>, Akhtar Zaman <zamanakh@yahoo.com>
To:
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

Morning all,

The PDEIS (searchable electronic .pdf version) was mailed to cooperating agency contacts on December 19, 2013 for review and comment. All comments are due by Friday, February 7, 2014.

OSM will host a meeting at the Denver OSM Western Region Office on Thursday, February 20, 2014 to discuss with the cooperating agencies how comments received were addressed.

Please let me know if you will be able to attend this meeting. If you are unable to attend in person a conference line will be made available to participate remotely.

Best regards,

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"Calle, Marcelo" <mcalle@osmre.gov>

From:

"Calle, Marcelo" <mcalle@osmre.gov>

Sent: Wed Jan 15 2014 14:13:21 GMT-0700 (MST)
To: Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Fwd: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Attachments: 130115 LTR OSM-OEPC PDEIS.pdf

FYI

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Wed, Jan 15, 2014 at 2:12 PM
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
To: "Sire, David" <david_sire@ios.doi.gov>
Cc: Kate Bartz <kate.bartz@cardnotec.com>, Joe Lockerd <joe.lockerd@cardnotec.com>

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Office of Environmental Policy and Compliance, DOI
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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Jan 15 2014 14:17:12 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project -
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FYI

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Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

To: "Sire, David" <david_sire@ios.doi.gov>

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From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jan 27 2014 15:45:11 GMT-0700 (MST)
To: Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Fwd: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Attachments: 131218 PDEIS Review Comment Form OEPC.docx

As you requested. Thanks

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

From: **Sire, David** <david_sire@ios.doi.gov>
Date: Thu, Jan 16, 2014 at 11:52 AM
Subject: Fwd: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
To: Marcelo Calle <mcalle@osmre.gov>
Cc: Loretta Sutton <loretta_sutton@ios.doi.gov>

Marcelo,
I have a long list of things I really like about the DEIS, but I know that's not what you're looking for. I will say that I think it's thorough, well organized, and well written. I have a few editorial remarks in the attached comment form. Most are no big deal. However, my comment on the "issues" might be worth a phone call when you have a few minutes.

Loretta Sutton, on our team, will also be looking at the draft and may have additional comments.

Dave Sire

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Marcello: In order to facilitate OEPC's review process leading to the Clearance to Print, please provide David Sire, our Natural Resources Management Team Leader at HQ, a copy of the CD with the Preliminary Draft. I am copying him so he knows it is coming. His address is:

David Sire

United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

Thanks

Steve

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo
<mcalle@osmre.gov> wrote:

Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.

Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/yn27yy642uw6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
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mcalle@osmre.gov

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Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

Marcelo Calle

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mcalle@osmre.gov

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 28 2014 08:06:02 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project -
Cooperating Agency Review
Attachments: Approval To Print 2014.docx

Thanks. I am attaching a copy of the Clearance to Print/Approval to Print form just so you have it handy. I am guessing Al Klein will be your Authorizing Official.

On Mon, Jan 27, 2014 at 3:45 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
As you requested. Thanks

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

From: **Sire, David** <david_sire@ios.doi.gov>

Date: Thu, Jan 16, 2014 at 11:52 AM

Subject: Fwd: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review

To: Marcelo Calle <mcalle@osmre.gov>

Cc: Loretta Sutton <loretta_sutton@ios.doi.gov>

Marcelo,

I have a long list of things I really like about the DEIS, but I know that's not what you're looking for. I will say that I think it's thorough, well organized, and well written. I have a few editorial remarks in the attached comment form. Most are no big deal. However, my comment on the "issues" might be worth a phone call when you have a few minutes.

Loretta Sutton, on our team, will also be looking at the draft and may have additional comments.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Wed, Jan 15, 2014 at 4:12 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Mr. Sire,

Glad to hear you were able to download the PDEIS for review. I have also mailed you a CD of the PDEIS for your record. I have attached a copy of the letter. Please let me know if you have any questions. Thanks and best regards.

On Tue, Jan 7, 2014 at 9:42 AM, Sire, David <david_sire@ios.doi.gov> wrote:

That worked. Thanks!

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Tue, Jan 7, 2014 at 10:25 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

I re-posted as a zipped file. hopefully that will work. Please let me know if it does not. Thank you for your assistance.

On Tue, Jan 7, 2014 at 5:33 AM, Sire, David <david_sire@ios.doi.gov> wrote:

Marcelo,

I got the appendices and the comment form OK, but the EIS link gives me a "File or Directory not found."

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Mon, Jan 6, 2014 at 4:21 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Thanks. You should receive an email with links to download. Let me know if you have any trouble. Regards

On Mon, Jan 6, 2014 at 11:36 AM, Sire, David <david_sire@ios.doi.gov> wrote:

If you have an FTP site, Google Drive, or other electronic means, we can use that instead of you having to send a CD. Whatever you prefer.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Mon, Jan 6, 2014 at 1:31 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Will do Mr. Sire.

On Fri, Jan 3, 2014 at 12:25 PM, Sire, David <david_sire@ios.doi.gov> wrote:

Marcelo,
Might as well send us what you have now. That way you'll have more time to address any suggestions we might have. We'll only be looking to ensure the document complies with NEPA requirements.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Fri, Dec 27, 2013 at 6:03 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Good Afternoon Mr. Sire,

As Mr. Spencer has requested I will plan to mail you a copy of the Four Corners Power Plant and Navajo Mine Energy Project Preliminary Draft EIS (PDEIS). Recognizing the PDEIS may change in response to comments received from the cooperating agencies please let me know if you prefer reviewing the PDEIS after revisions are made.

Alternatively, I can send you the PDEIS now and then send you the PDEIS again after revisions are made. We appreciate your assistance and want your review to be as effective and efficient as possible.

The cooperating agencies will have until February 7, 2014 to submit their comments to OSM. We will then work through February 2014 to resolve all comments. Currently we are planning to publish the NOA for the DEIS in early April 2014.

Thank you in advance for your assistance and best regards,

On Fri, Dec 27, 2013 at 7:33 AM, Spencer, Stephen
<stephen_spencer@ios.doi.gov> wrote:

Marcello: In order to facilitate OEPC's review process leading to the Clearance to Print, please provide David Sire, our Natural Resources Management Team Leader at HQ, a copy of the CD with the Preliminary Draft. I am copying him so he knows it is coming. His address is:

David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

Thanks

Steve

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo
<mcalle@osmre.gov> wrote:

Good afternoon,

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Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.

Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/yn27yy642uw6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
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Web Site: www.doi.gov/oepc/albuquerque.html

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Feb 12 2014 17:54:02 GMT-0700 (MST)
Michael George <michael_george@nps.gov>, Powell King <pking@blm.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, "Norman Honie, Jr" <NHonie@hopi.nsn.us>, George Mase <gmase@hopi.nsn.us>, leroyshingoi@yahoo.com, Angel Martinez <a1martinez@blm.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, "Sheth, Gary" <Sheth.gary@epa.gov>, Gloria Tom <gtom@nndfw.org>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Amy Heuslein <Amy.Heuslein@bia.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Vitulano, Karen" <Vitulano.Karen@epa.gov>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, Harrilene Yazzie <Harrilene.Yazzie@bia.gov>, Sharon Whitmore <Sharon_Whitmore@fws.gov>, Michele Morris <mmorris.opvp@gmail.com>, Akhtar Zaman <zamanakh@yahoo.com>, Charles Lewis <Charles.Lewis@bia.gov>, Garry Cantley <garry.cantley@bia.gov>, "Price, Kimeka" <price.kimeka@epa.gov>
To:

Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project -
Cooperating Agency Review

Afternoon all,

Just a reminder that OSM will host a meeting at the OSM Western Region Office in Denver, Colorado on Thursday, February 20, 2014 to discuss comments received on the PDEIS by the Cooperating Agencies. This meeting is tentatively planned for approximately 9-3 MST. An agenda with meeting details is forthcoming.

In order to develop meeting logistics please let me know if you will

- A) attend in person; or
- B) participate remotely by conference line.

OSM will provide a conference line in advance of the call.

For convenience and tracking I have provided a link to Doodle Poll below where you can respond if you will be attending in person or attending remotely.

<http://doodle.com/dy93uvufhthpnrng>

Thank you for your continued assistance and let me know if you have any questions.

On Wed, Jan 8, 2014 at 8:33 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning all,

The PDEIS (searchable electronic .pdf version) was mailed to cooperating agency contacts on December 19, 2013 for review and comment. All comments are due by Friday, February 7, 2014.

OSM will host a meeting at the Denver OSM Western Region Office on Thursday, February 20, 2014 to discuss with the cooperating agencies how comments received were addressed.

Please let me know if you will be able to attend this meeting. If you are unable to attend in person a conference line will be made available to participate remotely.

Best regards,

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

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Please contact me if you have any questions.

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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Conversation Contents

Albuquerque Weekly Report 2/2/2014 to 2/8/2014

Attachments:

/18. Albuquerque Weekly Report 2/2/2014 to 2/8/2014/1.1 ABQ Feb 8 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Feb 07 2014 13:43:55 GMT-0700 (MST)
Willie Taylor <willie_taylor@ios.doi.gov>, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>, "Raddant, Andrew" <Andrew_Raddant@ios.doi.gov>, Lindy Nelson <lindy_nelson@ios.doi.gov>, Joyce Stanley <joyce_stanley@ios.doi.gov>, Patricia Port <patricia_port@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Pamela Bergmann <pamela_bergmann@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>
To:
Subject: Albuquerque Weekly Report 2/2/2014 to 2/8/2014
Attachments: ABQ Feb 8 2014.doc

See attached Weekly Report.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
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1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/19. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/1.1 20140115 Minutes - Cooperating Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Feb 04 2014 17:00:39 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Charles Lewis <charles.lewis@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Kimeka Price <price.kimeka@epa.gov>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr

To:

<nhonie@hopi.nsn.us>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rhonda Smith
<smith.rhonda@epa.gov>, Rita Whitehorse Larsen
<rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Terry McClung
<terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>,
Wendell Honanie <wendell.honanie@bia.gov>, "Williamson,
Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myyellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>, pkyselka@nndfw.org
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference
Attachments: 20140115 Minutes - Cooperating Agency Meeting.pdf

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow February 5, 2014 at 10:00 AM MST. Attached are the notes from the January 15, 2014 coordination call. I did not receive any suggested corrections so they are the same as distributed on January 27, 2014.

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
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mcalle@osmre.gov

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Conversation Contents

Albuquerque Weekly Report 1/25-2/1/2014

Attachments:

/20. Albuquerque Weekly Report 1/25-2/1/2014/1.1 ABQ Feb 1 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jan 31 2014 13:26:19 GMT-0700 (MST)
Willie Taylor <willie_taylor@ios.doi.gov>, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>, "Raddant, Andrew" <Andrew_Raddant@ios.doi.gov>, Lindy Nelson <lindy_nelson@ios.doi.gov>, Joyce Stanley <joyce_stanley@ios.doi.gov>, Patricia Port <patricia_port@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Pamela Bergmann <pamela_bergmann@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>
To:
Subject: Albuquerque Weekly Report 1/25-2/1/2014
Attachments: ABQ Feb 1 2014.doc

See attached.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
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Albuquerque, NM 87104
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

FCPP and Navajo Mine Energy Project - Request for HQ NEPA assistance

Attachments:

/21. FCPP and Navajo Mine Energy Project - Request for HQ NEPA assistance/1.1 20140124 PROJECT STATUS REPORT OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jan 28 2014 09:03:20 GMT-0700 (MST)
To: Robin Ferguson <rferguson@osmre.gov>
Subject: FCPP and Navajo Mine Energy Project - Request for HQ NEPA assistance
Attachments: 20140124 PROJECT STATUS REPORT OSM TO COOP.pdf

Morning Ms. Ferguson,

As we discussed yesterday. OSM Western Region (WR) would like your assistance in helping to facilitate OSM Headquarter's approval and publication of the Four Corners Power Plant (FCPP) and Navajo Mine Energy Project (Project) Notice of Availability (NOA) and Draft EIS (DEIS) in accordance with the Project schedule.

Yesterday I provided you with a link to download the Preliminary DEIS that is currently being reviewed by the Project's cooperating agencies, DOI's Office of the Solicitors and the Office of Environmental Policy and Compliance (OEPC). OSM has requested all reviewing parties provide their comment by February 7, 2014.

Provided below are key Project dates and OSM WR questions for you to consider. I have also attached the most current Project Status Update Report for information on the Project including the current schedule for major milestones.

February 7, 2014 - All comments received from cooperating agencies, SOL and OEPC.

February 20, 2014 - Meeting in Denver to discuss comments received.

March 10, 2014 - All comments on DEIS are to be resolved and OSM begins review of Final DEIS (FDEIS).

At this time OEPC would approve for publication (I received the approval transmittal letter template from Stephen Spencer with OEPC).

Are there any other DOI/OSM approvals required for the DEIS to process the NOA & DEIS e.g., copies of FDEIS, forms, letters, surnaming and circulation?

What is required by Division of Regulatory Support (DRS) to process the NOA with the EPA e.g., forms, letters, surnaming and circulation?

If so what does DRS require from the OSM WR and under what timeline?

March 24, 2014 - FDEIS goes to the printer

Via email correspondence Vermell Davis issued OSM-EIS-35 for the Project. Can you please verify? Is this the "Document Control Number" referenced in the OSM NEPA Handbook?

April 1, 2014 - NOA is published in Federal Register

Will this date need to be March 28, 2014 since EPA publishes on Fridays?

Does the DEIS distribution/mailing via Transmittal Memo need to occur before the NOA is published or can it occur after/concurrently?

What is the distinction between the 60 day and 45 day comment period as discussed in the OSM NEPA Handbook (2005)?

April 30, 2014 - First Public Meeting

Thank you in advance for your assistance. Please let me know if you have any questions.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/22. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/1.1 20131204 Minutes - Cooperating Agency Meeting.pdf
/22. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/4.1 20131204 Minutes - Cooperating Agency Meeting.pdf
/22. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/4.2 20140115 Minutes - Cooperating Agency Meeting.pdf
/22. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/4.3 20140124 PROJECT STATUS REPORT OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Dec 26 2013 16:55:01 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula
<anisula@blm.gov>, Amy Heuslein
<amy.heuslein@bia.gov>, Angel Martinez
<a1martinez@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Connie Maestas
<cmaestas@blm.gov>, Dan Tormey
<daniel.tormey@cardno.com>, David Cambell
<david_campbell@fws.gov>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Baker
<denise_baker@fws.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, Gary Sheth
<sheth.gary@epa.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon
<jgaragon@blm.gov>, Joe Lockerd
<joe.lockerd@cardnotec.com>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller

To: <marvin.keller@bia.gov>, Michael Jansky
<jansky.michael@epa.gov>, Michele Morris
<mmorris.opvp@gmail.com>, Mike George
<michael_george@nps.gov>, Norman Honie Jr
<nhonie@hopi.nsn.us>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
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<tamera.dawes@bia.gov>, Terry McClung
<terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>,
Wendell Honanie <wendell.honanie@bia.gov>, "Williamson,
Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myyellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, pkyselka@nndfw.org,
price.kimeka@epa.gov

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Attachments: 20131204 Minutes - Cooperating Agency Meeting.pdf

Afternoon all,

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Please coordinate with the cooperating agency representative contact above to review a copy of the PDEIS. If you are unable to obtain/access a copy please let me know as soon as possible and I will mail you one.

Contact me if you have any questions. Regards,

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Marcelo Calle

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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jan 08 2014 08:27:03 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr <nhonie@hopi.nsn.us>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Terry McClung <terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>, Wendell Honanie <wendell.honanie@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>,
To:

leroyshingoi@yahoo.com, pkyselka@nndfw.org,
price.kimeka@epa.gov

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

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Please let me know if you will be able to attend this meeting. If you are unable to attend in person a conference line will be made available to participate remotely.

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Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Morning all,

Regarding the message I recently sent announcing the February 20, 2014 meeting with Cooperating Agencies at the OSM Western Region Office.

I noted that during that meeting we would "...discuss with the cooperating agencies how comments received were addressed." Let me clarify by saying that depending on the volume and complexity of comments received all comments may not be resolved by that time and the discussion would focus on any questions OSM and Cardno have regarding the comment as well deliberative discussion on the topic.

Please let me know if you have any questions. Regards

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Re: FCPP & Navajo Mine Energy Project EIS - Cooperating

Subject: Agency Teleconference

Attachments: 20131204 Minutes - Cooperating Agency Meeting.pdf
20140115 Minutes - Cooperating Agency Meeting.pdf
20140124 PROJECT STATUS REPORT OSM TO
COOP.pdf

Morning all,

I have attached the final notes from the December 2013 cooperating agency coordination call, notes from the January 2014 call and the January 2014 Status Report for the Project. Please forward any comments or suggested edits to the January 2014 notes.

Note all Section 106 consultation contacts were notified that the January 29, 2014 meeting in Farmington to discuss the Programmatic Agreements for the Project has been cancelled. OSM will notify the cooperating agencies and Section 106 consultation contacts when the meeting is re-scheduled.

Please contact me with any questions you may have.

Thank you all for your participation.

On Thu, Dec 26, 2013 at 4:55 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

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Conversation Contents

Albuquerque Weekly Activity Report 1/19-1/25

Attachments:

/23. Albuquerque Weekly Activity Report 1/19-1/25/1.1 ABQ Jan 25 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jan 24 2014 13:55:31 GMT-0700 (MST)
Willie Taylor <willie_taylor@ios.doi.gov>, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>, "Raddant, Andrew" <Andrew_Raddant@ios.doi.gov>, Lindy Nelson <lindy_nelson@ios.doi.gov>, Joyce Stanley <joyce_stanley@ios.doi.gov>, Patricia Port <patricia_port@ios.doi.gov>, Allison O'Brien <allison_o'brien@ios.doi.gov>, Pamela Bergmann <pamela_bergmann@ios.doi.gov>, Robert Stewart <Robert_F_Stewart@ios.doi.gov>
To:
Subject: Albuquerque Weekly Activity Report 1/19-1/25
Attachments: ABQ Jan 25 2014.doc

See attached.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Albuquerque Weekly Activity Report, January 12-18, 2014

Attachments:

/24. Albuquerque Weekly Activity Report, January 12-18, 2014/1.1 ABQ Jan 18 2014.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jan 17 2014 12:13:32 GMT-0700 (MST)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Albuquerque Weekly Activity Report, January 12-18, 2014
Attachments: ABQ Jan 18 2014.doc

See attached.

--

Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Weekly Activity Report December 28, 2013 to January 11, 2014

Attachments:

/25. Weekly Activity Report December 28, 2013 to January 11, 2014/1.1 abq Jan11 14.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jan 10 2014 13:36:00 GMT-0700 (MST)
To: "to: Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report December 28, 2013 to January 11, 2014
Attachments: abq Jan11 14.doc

See attached.

--

Stephen R. Spencer, PhD
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Files Ready at Cardno TECftp

Cardno TECftp <cardnotecftp@cardnotec.com>

From: Cardno TECftp <cardnotecftp@cardnotec.com>
Sent: Mon Jan 06 2014 14:13:43 GMT-0700 (MST)
To: "david_sire@ios.doi.gov" <david_sire@ios.doi.gov>, "amy.heuslein@bia.gov" <amy.heuslein@bia.gov>, "krishnab@frontier.com" <krishnab@frontier.com>, "stephen_spencer@ios.doi.gov" <stephen_spencer@ios.doi.gov>, "Joe.Lockerd@cardnotec.com" <Joe.Lockerd@cardnotec.com>
Subject: Files Ready at Cardno TECftp

Files Ready at Cardno TECftp

Marcelo Calle (mcalle@osmre.gov) has uploaded the following files for your review.

For your review and comment download the FCPP and Navajo Mine Energy Project EIS (OSM Navajo Mine EIS and EIS Appedices) Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS. Please contact me if you have any questions

Your files will be removed from this system at 1/11/2014 4:13:43 PM Eastern. If you were unable to download the files before this time please contact your POC to have the files reposted.

[OSM Navajo Mine EIS.pdf](#)
[EIS Appendices.pdf](#)
[131218 PDEIS Review Comment Form.docx](#)

If you are experiencing issues with the links or files, please contact your Cardno TEC Point of Contact.

Thank you,

Cardno TECftp

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 07 2014 09:48:55 GMT-0700 (MST)
To: Marcelo Calle <mcalle@osmre.gov>
Subject: Fwd: Files Ready at Cardno TECftp

Just a note to tell you that the main DEIS document on the ftp site will not download. The Appendices and comment form do download successfully however.

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

From: **Cardno TECftp** <cardnotecftp@cardnotec.com>
Date: Mon, Jan 6, 2014 at 2:13 PM
Subject: Files Ready at Cardno TECftp
To: "david_sire@ios.doi.gov" <david_sire@ios.doi.gov>, "amy.heuslein@bia.gov" <amy.heuslein@bia.gov>, "krishnab@frontier.com" <krishnab@frontier.com>, "stephen_spencer@ios.doi.gov" <stephen_spencer@ios.doi.gov>, "Joe.Lockerd@cardnotec.com" <Joe.Lockerd@cardnotec.com>
Cc: "mcalle@osmre.gov" <mcalle@osmre.gov>

Files Ready at Cardno TECftp

Marcelo Calle (mcalle@osmre.gov) has uploaded the following files for your review.

For your review and comment download the FCPP and Navajo Mine Energy Project EIS (OSM Navajo Mine EIS and EIS Appendices) Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS. Please contact me if you have any questions

Your files will be removed from this system at 1/11/2014 4:13:43 PM Eastern. If you were unable to download the files before this time please contact your POC to have the files reposted.

[OSM Navajo Mine EIS.pdf](#)
[EIS Appendices.pdf](#)
[131218 PDEIS Review Comment Form.docx](#)

If you are experiencing issues with the links or files, please contact your Cardno TEC Point of Contact.

Thank you,

Cardno TECftp

--

Stephen R. Spencer, PhD
Regional Environmental Officer
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Albuquerque, NM 87104
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jan 07 2014 09:50:30 GMT-0700 (MST)
To: Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Fwd: Files Ready at Cardno TECftp

David Sire had the same problem. I re-posted and it appears to work.

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

From: **Cardno TECftp** <cardnotecftp@cardnotec.com>
Date: Tue, Jan 7, 2014 at 8:18 AM
Subject: Files Ready at Cardno TECftp
To: "david_sire@ios.doi.gov" <david_sire@ios.doi.gov>, "amy.heuslein@bia.gov" <amy.heuslein@bia.gov>, "krishnab@frontier.com" <krishnab@frontier.com>, "Joe.Lockerd@cardnotec.com" <Joe.Lockerd@cardnotec.com>, "Garry.cantley@bia.gov" <Garry.cantley@bia.gov>, "beau.goldstein@bia.gov" <beau.goldstein@bia.gov>
Cc: "mcalle@osmre.gov" <mcalle@osmre.gov>

Files Ready at Cardno TECftp

Marcelo Calle (mcalle@osmre.gov) has uploaded the following files for your review.

It appears some had difficulty downloading the PDEIS and appendices. I have reloaded the documents. Hopefully there will not be a problem. Please let me know. For your review and comment download the FCPP and Navajo Mine Energy Project EIS (OSM Navajo Mine EIS and EIS Appedices) Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS. Please contact me if you have any questions

Your files will be removed from this system at 1/12/2014 10:18:09 AM Eastern. If you

were unable to download the files before this time please contact your POC to have the files reposted.

[PDEIS and Appendices.zip](#)

If you are experiencing issues with the links or files, please contact your Cardno TEC Point of Contact.

Thank you,

Cardno TECftp

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 07 2014 10:03:39 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: Files Ready at Cardno TECftp

OK. I didn't get the note that you re-posted. I was able to do it this time. Maybe the pdf version was too big. The zipped version worked fine. Thanks.

On Tue, Jan 7, 2014 at 9:50 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
David Sire had the same problem. I re-posted and it appears to work.

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

From: **Cardno TECftp** <cardnotecftp@cardnotec.com>
Date: Tue, Jan 7, 2014 at 8:18 AM
Subject: Files Ready at Cardno TECftp

To: "david_sire@ios.doi.gov" <david_sire@ios.doi.gov>, "amy.heuslein@bia.gov" <amy.heuslein@bia.gov>, "krishnab@frontier.com" <krishnab@frontier.com>, "Joe.Lockerd@cardnotec.com" <Joe.Lockerd@cardnotec.com>, "Garry.cantley@bia.gov" <Garry.cantley@bia.gov>, "beau.goldstein@bia.gov" <beau.goldstein@bia.gov>
Cc: "mcalle@osmre.gov" <mcalle@osmre.gov>

Files Ready at Cardno TECftp

Marcelo Calle (mcalle@osmre.gov) has uploaded the following files for your review.

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Your files will be removed from this system at 1/12/2014 10:18:09 AM Eastern. If you were unable to download the files before this time please contact your POC to have the files reposted.

[PDEIS and Appendices.zip](#)

If you are experiencing issues with the links or files, please contact your Cardno TEC Point of Contact.

Thank you,

Cardno TECftp

--
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jan 15, 2014 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/27. Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jan 15, 2014 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Fri Dec 27 2013 11:35:27 GMT-0700 (MST)
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>, "Hoefeler, Shannon D"
<shoefele@blm.gov>, "McClung, Terry"
<terry.mcclung@bia.gov>, "mmorris.opvp@gmail.com"
<mmorris.opvp@gmail.com>, "joe.lockerd@cardnotec.com"
<joe.lockerd@cardnotec.com>, "krishnab@frontier.com"
<krishnab@frontier.com>, "David Cambell
(David_Campbell@fws.gov)" <david_campbell@fws.gov>,
"Yellowman, Mychal" <myyellowman@osmre.gov>, "Webb,
Stan" <stan.webb@bia.gov>, "price.kimeka@epa.gov"
<price.kimeka@epa.gov>, Jillian Aragon
<jgaragon@blm.gov>, "zamanakh@yahoo.com"
<zamanakh@yahoo.com>, "Cheryl Eckhardt
(cheryl_eckhardt@nps.gov)" <cheryl_eckhardt@nps.gov>,
"Nhonie@hopi.nsn.us" <nhonie@hopi.nsn.us>, "King,
Powell F" <pking@blm.gov>, "Stephen B. Etsitty
(stephenbetsitty@navajo-nsn.gov)"
<stephenbetsitty@navajo-nsn.gov>, "Honanie, Wendell"
<wendell.honanie@bia.gov>, R MALDONADO
<rpm_crcs@yahoo.com>, "Postle, Bob"
<bpostle@osmre.gov>, "a1martinez@blm.gov"
<a1martinez@blm.gov>, Connie Maestas
<cmaestas@blm.gov>, "Pinto, Sharon"
<sharon.pinto@bia.gov>, "Nisula, Amanda L"
<anisula@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, "tgow@blm.gov" <tgow@blm.gov>,
"pkyselka@nndfw.org" <pkyselka@nndfw.org>, "Heuslein,
Amy" <amy.heuslein@bia.gov>,
"kimberly.demuth@cardno.com"

To: <kimberly.demuth@cardno.com>, "sheth.gary@epa.gov"
<sheth.gary@epa.gov>, "leroyshingoi@yahoo.com"
<leroyshingoi@yahoo.com>, "Yazzie, Sam"
<sam.yazzie@bia.gov>, "Keller, Marvin"
<marvin.keller@bia.gov>, Michael George
<michael_george@nps.gov>, "mmartine@blm.gov"
<mmartine@blm.gov>, "Bartz, Kate L."
<kate.bartz@cardnotec.com>, "rwhitehorsel@navajo-
nsn.gov" <rwhitehorsel@navajo-nsn.gov>, "Yazzie,
Harrilene" <harrilene.yazzie@bia.gov>, "Jones, Simone"
<simone.jones@bia.gov>, "Gloria Tom (gtom@nndfw.org)"
<gtom@nndfw.org>, "Cummings, Deanna L SPA"
<deanna.l.cummings@usace.army.mil>, "Frederick H.
White (frederickhwhite@frontiernet.net)"
<frederickhwhite@frontiernet.net>, "Karen Vitulano
(vitulano.karen@epamail.epa.gov)"
<vitulano.karen@epamail.epa.gov>, "Dawes, Tamera"
<tamera.dawes@bia.gov>, "Whitmore, Sharon"
<sharon_whitmore@fws.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, Foster Kirby
<fkirby@osmre.gov>, "Clayton Honyumtewa
(chonyumtewa@hopi.nsn.us)"
<chonyumtewa@hopi.nsn.us>,
"daniel.tormey@cardno.com"
<daniel.tormey@cardno.com>, "Baker, Denise"
<denise_baker@fws.gov>, "George Mase
(gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>,
"jansky.michael@epa.gov" <jansky.michael@epa.gov>,
"Cantley, Garry" <garry.cantley@bia.gov>, "Hall, Scott V"
<shall@blm.gov>

Subject: Updated Invitation: FCPP & Navajo Mine Energy Project
EIS - Cooperating Agenc... @ Wed Jan 15, 2014 10am -
11am (stephen_spencer@ios.doi.gov)

Attachments: invite.ics

This event has been changed.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

[more details »](#)

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When **Changed:** Wed Jan 15, 2014 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Calendar stephen_spencer@ios.doi.gov

- Who
- Marcelo Calle - organizer
 - Hoefeler, Shannon D
 - McClung, Terry
 - mmorris.opvp@gmail.com
 - joe.lockerd@cardnotec.com
 - krishnab@frontier.com
 - David Cambell (David_Campbell@fws.gov)
 - Yellowman, Mychal
 - Webb, Stan
 - price.kimeka@epa.gov
 - Jillian Aragon
 - zamanakh@yahoo.com
 - Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
 - Nhonie@hopi.nsn.us
 - King, Powell F
 - Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
 - Honanie, Wendell
 - R MALDONADO
 - Postle, Bob
 - a1martinez@blm.gov
 - Connie Maestas
 - Pinto, Sharon
 - Nisula, Amanda L
 - Anthony Gallegos

- tgow@blm.gov
- pkyselka@nndfw.org
- Heuslein, Amy
- kimberly.demuth@cardno.com
- sheth.gary@epa.gov
- 'lroyshingoi@yahoo.com'
- Yazzie, Sam
- Keller, Marvin
- Michael George
- mmartine@blm.gov
- 'Bartz, Kate L.'
- rwhitehorsel@navajo-nsn.gov
- Yazzie, Harrilene
- Jones, Simone
- Gloria Tom (gtom@nndfw.org)
- 'Cummings, Deanna L SPA'
- Frederick H. White (frederickhwhite@frontiernet.net)
- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- Dawes, Tamera
- Whitmore, Sharon
- Williamson, Rick L.
- Foster Kirby
- Clayton Honyumptewa (chonyumptewa@hopi.nsn.us)
- daniel.tormey@cardno.com
- Baker, Denise
- George Mase (gmase@hopi.nsn.us)
- jansky.michael@epa.gov
- Stephen Spencer
- Cantley, Garry
- Hall, Scott V

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for updated invitations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Conversation Contents

[Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference

"mcalle@osmre.gov" <mcalle@osmre.gov>

From: "mcalle@osmre.gov" <mcalle@osmre.gov>
Sent: Fri Dec 27 2013 11:35:14 GMT-0700 (MST)
"joe.lockerd@cardnotec.com"
<joe.lockerd@cardnotec.com>, "harrilene.yazzie@bia.gov"
<harrilene.yazzie@bia.gov>, "shall@blm.gov"
<shall@blm.gov>, "mmartine@blm.gov"
<mmartine@blm.gov>, "frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "jgaragon@blm.gov"
<jgaragon@blm.gov>, "cmaestas@blm.gov"
<cmaestas@blm.gov>, "kimberly.demuth@cardno.com"
<kimberly.demuth@cardno.com>, "tgow@blm.gov"
<tgow@blm.gov>, "wendell.honanie@bia.gov"
<wendell.honanie@bia.gov>,
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"myyellowman@osmre.gov" <myyellowman@osmre.gov>,
"amy.heuslein@bia.gov" <amy.heuslein@bia.gov>,
"pking@blm.gov" <pking@blm.gov>,
"mmorris.opvp@gmail.com" <mmorris.opvp@gmail.com>,
"stephenbetsitty@navajo-nsn.gov"
<stephenbetsitty@navajo-nsn.gov>,
"daniel.tormey@cardno.com"
<daniel.tormey@cardno.com>,
"kate.bartz@cardnotec.com" <kate.bartz@cardnotec.com>,
"gmase@hopi.nsn.us" <gmase@hopi.nsn.us>,
"zamanakh@yahoo.com" <zamanakh@yahoo.com>,
"bpostle@osmre.gov" <bpostle@osmre.gov>,
"krishnab@frontier.com" <krishnab@frontier.com>,
"fkirby@osmre.gov" <fkirby@osmre.gov>,
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
"deanna.l.cummings@usace.army.mil"
<deanna.l.cummings@usace.army.mil>,
"marvin.keller@bia.gov" <marvin.keller@bia.gov>,
"terry.mcclung@bia.gov" <terry.mcclung@bia.gov>,
"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"rpm_crcs@yahoo.com" <rpm_crcs@yahoo.com>,
To:

"vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "gtom@nndfw.org"
<gtom@nndfw.org>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "rlwilliamson@osmre.gov"
<rlwilliamson@osmre.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "shoefele@blm.gov"
<shoefele@blm.gov>, "chonyumptewa@hopi.nsn.us"
<chonyumptewa@hopi.nsn.us>,
"michael_george@nps.gov" <michael_george@nps.gov>,
"price.kimeka@epa.gov" <price.kimeka@epa.gov>,
"david_campbell@fws.gov" <david_campbell@fws.gov>,
"rwhitehorsel@navajo-nsn.gov" <rwhitehorsel@navajo-
nsn.gov>, "anisula@blm.gov" <anisula@blm.gov>,
"a1martinez@blm.gov" <a1martinez@blm.gov>,
"jansky.michael@epa.gov" <jansky.michael@epa.gov>,
"tamera.dawes@bia.gov" <tamera.dawes@bia.gov>,
"pkyselka@nndfw.org" <pkyselka@nndfw.org>,
"sheth.gary@epa.gov" <sheth.gary@epa.gov>,
"stan.webb@bia.gov" <stan.webb@bia.gov>,
"cheryl_eckhardt@nps.gov" <cheryl_eckhardt@nps.gov>,
"denise_baker@fws.gov" <denise_baker@fws.gov>,
"Nhonie@hopi.nsn.us" <Nhonie@hopi.nsn.us>,
"agallegos@blm.gov" <agallegos@blm.gov>,
"sharon_whitmore@fws.gov" <sharon_whitmore@fws.gov>,
"mcalle@osmre.gov" <mcalle@osmre.gov>

Subject:

[Update] FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference

Hope all had a happy holiday and are getting ready for the new year. Since the January 2014 coordination call falls on Wednesday, January 1, 2014 the recurring monthly cooperating agency coordination call is rescheduled.

The January 2014 cooperating agency coordination call will be rescheduling for Wednesday, January 15, 2014.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

When Wed Jan 1, 2014 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive** Code **Non-Responsive** ([map](#))

Who

- Marcelo Calle - organizer
- Gloria Tom (gtom@nndfw.org)
- David Cambell (David_Campbell@fws.gov)
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Pinto, Sharon
- King, Powell F
- 'Bartz, Kate L.'
- Keller, Marvin
- Baker, Denise
- Hall, Scott V
- Frederick H. White (frederickhwhite@frontiernet.net)
- Webb, Stan
- Yazzie, Sam
- Nisula, Amanda L
- Cantley, Garry
- Heuslein, Amy
- Spencer, Stephen
- Jones, Simone
- Williamson, Rick L.
- 'Cummings, Deanna L SPA'
- R MALDONADO
- Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
- McClung, Terry
- Dawes, Tamera
- Whitmore, Sharon
- Hoefeler, Shannon D
- Honanie, Wendell
- Yellowman, Mychal
- Postle, Bob

- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- George Mase (gmase@hopi.nsn.us)
- 'leroyshingoi@yahoo.com'
- Yazzie, Harrilene
- daniel.tormey@cardno.com
- joe.lockerd@cardnotec.com
- Foster Kirby
- mmorris.opvp@gmail.com
- mmartine@blm.gov
- kimberly.demuth@cardno.com
- Nhonie@hopi.nsn.us
- rwhitehorsel@navajo-nsn.gov
- krishnab@frontier.com
- tgow@blm.gov
- a1martinez@blm.gov
- sheth.gary@epa.gov
- Anthony Gallegos
- Connie Maestas
- Jillian Aragon
- pkyselka@nndfw.org
- Michael George
- zamanakh@yahoo.com
- jansky.michael@epa.gov
- price.kimeka@epa.gov

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/29. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/1.1 110613 Minutes - Cooperating Agency Meeting.pdf
/29. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/2.1 20131212 PROJECT STATUS REPORT OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Dec 04 2013 08:49:28 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr

To:

<nhonie@hopi.nsn.us>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Terry McClung
<terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>,
Wendell Honanie <wendell.honanie@bia.gov>, "Yellowman,
Mychal" <myyellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, pkyselka@nndfw.org
FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Subject:

Attachments:

110613 Minutes - Cooperating Agency Meeting.pdf

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project today at 10:00 AM MST. Attached are the final notes from the November 6, 2013 coordination call.

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Dec 13 2013 09:19:26 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michael Jansky <jansky.michael@epa.gov>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr <nhonie@hopi.nsn.us>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Terry McClung <terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>, Wendell Honanie <wendell.honanie@bia.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, "Kimberly.Demuth@cardno.com"

To:

<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, pkyselka@nndfw.org

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

20131212 PROJECT STATUS REPORT OSM TO COOP.pdf

Morning,

Please see the attached December 2013 Project Status Report for the FCPP and Navajo Mine Energy Project. The draft notes from the December 2013 Cooperating Agencies coordination meeting will be distributed next week. Let me know if you have any questions. Regards

On Wed, Dec 4, 2013 at 8:49 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project today at 10:00 AM MST. Attached are the final notes from the November 6, 2013 coordination call.

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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--

Marcelo Calle

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Conversation Contents

[Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference

"mcalle@osmre.gov" <mcalle@osmre.gov>

From: "mcalle@osmre.gov" <mcalle@osmre.gov>
Sent: Mon Dec 09 2013 13:33:34 GMT-0700 (MST)
"joe.lockerd@cardnotec.com"
<joe.lockerd@cardnotec.com>, "harrilene.yazzie@bia.gov"
<harrilene.yazzie@bia.gov>, "shall@blm.gov"
<shall@blm.gov>, "mmartine@blm.gov"
<mmartine@blm.gov>, "frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "jgaragon@blm.gov"
<jgaragon@blm.gov>, "cmaestas@blm.gov"
<cmaestas@blm.gov>, "kimberly.demuth@cardno.com"
<kimberly.demuth@cardno.com>, "tgow@blm.gov"
<tgow@blm.gov>, "wendell.honanie@bia.gov"
<wendell.honanie@bia.gov>,
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"myyellowman@osmre.gov" <myyellowman@osmre.gov>,
"amy.heuslein@bia.gov" <amy.heuslein@bia.gov>,
"pking@blm.gov" <pking@blm.gov>,
"mmorris.opvp@gmail.com" <mmorris.opvp@gmail.com>,
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<stephenbetsitty@navajo-nsn.gov>,
"daniel.tormey@cardno.com"
<daniel.tormey@cardno.com>,
"kate.bartz@cardnotec.com" <kate.bartz@cardnotec.com>,
"gmase@hopi.nsn.us" <gmase@hopi.nsn.us>,
"zamanakh@yahoo.com" <zamanakh@yahoo.com>,
"bpostle@osmre.gov" <bpostle@osmre.gov>,
"krishnab@frontier.com" <krishnab@frontier.com>,
"fkirby@osmre.gov" <fkirby@osmre.gov>,
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
"deanna.l.cummings@usace.army.mil"
<deanna.l.cummings@usace.army.mil>,
To: "marvin.keller@bia.gov" <marvin.keller@bia.gov>,
"terry.mcclung@bia.gov" <terry.mcclung@bia.gov>,
"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"rpm_crcs@yahoo.com" <rpm_crcs@yahoo.com>,

"vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "gtom@nndfw.org"
<gtom@nndfw.org>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "rlwilliamson@osmre.gov"
<rlwilliamson@osmre.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "shoefele@blm.gov"
<shoefele@blm.gov>, "chonyumptewa@hopi.nsn.us"
<chonyumptewa@hopi.nsn.us>,
"michael_george@nps.gov" <michael_george@nps.gov>,
"price.kimeka@epa.gov" <price.kimeka@epa.gov>,
"david_campbell@fws.gov" <david_campbell@fws.gov>,
"rwhitehorsel@navajo-nsn.gov" <rwhitehorsel@navajo-
nsn.gov>, "anisula@blm.gov" <anisula@blm.gov>,
"a1martinez@blm.gov" <a1martinez@blm.gov>,
"jansky.michael@epa.gov" <jansky.michael@epa.gov>,
"tamera.dawes@bia.gov" <tamera.dawes@bia.gov>,
"pkyselka@nndfw.org" <pkyselka@nndfw.org>,
"sheth.gary@epa.gov" <sheth.gary@epa.gov>,
"stan.webb@bia.gov" <stan.webb@bia.gov>,
"cheryl_eckhardt@nps.gov" <cheryl_eckhardt@nps.gov>,
"denise_baker@fws.gov" <denise_baker@fws.gov>,
"Nhonie@hopi.nsn.us" <Nhonie@hopi.nsn.us>,
"agallegos@blm.gov" <agallegos@blm.gov>,
"sharon_whitmore@fws.gov" <sharon_whitmore@fws.gov>,
"mcalles@osmre.gov" <mcalles@osmre.gov>

Subject:

[Update] FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference

During last weeks meeting there was a request for information regarding the Navajo Mine Permit Transfer from BNCC to NTEC. I have attached a link to OSM's website on this project. Let me know if you have any questions.

http://www.wrcc.osmre.gov/Current_Initiatives/Navajo_Mine/Permit_Transfer.shtm

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

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- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
 Marcelo Calle
 EIS Coordinator, The Four Corners & Navajo Mine Energy Project
 Office of Surface Mining Reclamation and Enforcement
 Program Support Division, Indian Programs Branch
 1999 Broadway, Suite 3320
 Denver, CO 80202-3050

mcalle@osmre.gov
 (303) 293-5035 Office
 (303) 293-5032 Fax

When Wed Dec 4, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

- Who
- Marcelo Calle - organizer
 - Yazzie, Sam
 - Nisula, Amanda L
 - R MALDONADO
 - Dawes, Tamera
 - Hoefeler, Shannon D
 - Honanie, Wendell
 - ['leroyshingoi@yahoo.com'](mailto:leroyshingoi@yahoo.com)
 - Whitmore, Sharon
 - Foster Kirby
 - Nhonie@hopi.nsn.us
 - Jones, Simone
 - Yellowman, Mychal
 - Gloria Tom (gtom@nndfw.org)
 - Karen Vitulano (vitulano.karen@epamail.epa.gov)
 - rwhitehorsel@navajo-nsn.gov
 - krishnab@frontier.com
 - sheth.gary@epa.gov
 - Connie Maestas
 - Postle, Bob
 - Webb, Stan
 - 'Bartz, Kate L.'
 - Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
 - mmartine@blm.gov
 - tgow@blm.gov
 - Heuslein, Amy
 - 'Cummings, Deanna L SPA'
 - kimberly.demuth@cardno.com
 - daniel.tormey@cardno.com
 - Baker, Denise

- Frederick H. White (frederickhwhite@frontiernet.net)
- joe.lockerd@cardnotec.com
- Clayton Honyumptewa (chonyumptewa@hopi.nsn.us)
- George Mase (gmase@hopi.nsn.us)
- Williamson, Rick L.
- McClung, Terry
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- price.kimeka@epa.gov
- Keller, Marvin
- zamanakh@yahoo.com
- Pinto, Sharon
- jansky.michael@epa.gov
- King, Powell F
- mmorris.opvp@gmail.com
- Hall, Scott V
- Yazzie, Harrilene
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Cantley, Garry
- Michael George
- Spencer, Stephen
- Anthony Gallegos
- Jillian Aragon
- a1martinez@blm.gov
- pkyselka@nndfw.org

Conversation Contents

Weekly Activity Report, REO/ABQ, 11/24-12/7/2013

Attachments:

/31. Weekly Activity Report, REO/ABQ, 11/24-12/7/2013/1.1 abqD07.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Mon Dec 09 2013 12:44:52 GMT-0700 (MST)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 11/24-12/7/2013
Attachments: abqD07.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

Navajo Pinabete Mine - Four Corners Power Plant Non-Delegated DEIS

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Dec 04 2013 13:58:46 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Mine - Four Corners Power Plant Non-Delegated DEIS

Thought I would let you know that OSM is getting close to having a review draft ready to go to us and the cooperating agencies and Tribes. They are now expecting to get it out by ftp site in mid-December and give the agencies and Tribes until the end of January or early February to provide comments. Then they will have a face-to-face meeting, probably here in ABQ, in mid-February to go over the comments. Assuming it is here in ABQ, I would plan to go to that meeting to make sure there are no contentious issues remaining to be resolved. They would like to do the NOA in April.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
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U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant Draft Non-Delegated EIS Time Frames

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Nov 21 2013 10:23:45 GMT-0700 (MST)
To: David Sire <david_sire@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft Non-Delegated EIS Time Frames

Here are the latest milestones and completion time frames for this DEIS just so you are aware:

- The next major milestone is distribution of the Preliminary Draft EIS (PDEIS) to the Cooperating Agencies for review. OSM's review of individual sections is nearly complete. OSM will receive a complete PDEIS from Cardno on November 22, 2013 and conduct a 2-week internal review. The previous schedule for advancing the PDEIS to the Cooperating Agencies was "early" December 2013, but is now anticipated to be "mid" December 2013. OSM will request review to be complete by January 31, 2014, but may add one extra week. OSM intends to distribute the PDEIS electronically through ftp access and will also mail a DVD. A face-to-face meeting of the Cooperating Agencies is being planned for some time after OSM receives comments. The meeting will likely be in mid-February 2014.
- Additional milestones include publishing the Draft EIS around April 2014, conducting public meetings around June 2014, publishing the Final EIS in February 2015, and signing the ROD in March 2015.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>
Sent: Thu Nov 21 2013 10:57:33 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft Non-Delegated EIS Time Frames

Thanks for the update, Steve.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Nov 21, 2013 at 12:23 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Here are the latest milestones and completion time frames for this DEIS just so you are aware:

- The next major milestone is distribution of the Preliminary Draft EIS (PDEIS) to the Cooperating Agencies for review. OSM's review of individual sections is nearly complete. OSM will receive a complete PDEIS from Cardno on November 22, 2013 and conduct a 2-week internal review. The previous schedule for advancing the PDEIS to the Cooperating Agencies was "early" December 2013, but is now anticipated to be "mid" December 2013. OSM will request review to be complete by January 31, 2014, but may add one extra week. OSM intends to distribute the PDEIS electronically through ftp access and will also mail a DVD. A face-to-face meeting of the Cooperating Agencies is being planned for some time after OSM receives comments. The meeting will likely be in mid-February 2014.
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html

Conversation Contents

2014 Objectives

/34. 2014 Objectives/2.1 OEPC Objectives ABQ FY 2014.docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Wed Nov 20 2013 11:44:58 GMT-0700 (MST)
David Behler <david_behler@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, William Lodder <william_lodder@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>, OS_PEP_REO <os_pep_reo@ios.doi.gov>
To:
Subject: 2014 Objectives

All,
if you have not done so, please submit your FY 2014 Objectives NLT COB 11/22, to me with a "cc" to Emily.

Willie

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970



Please consider the environment before printing this e-mail

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Nov 20 2013 15:30:16 GMT-0700 (MST)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>, Emily Joseph <emily_joseph@ios.doi.gov>

Subject: Re: 2014 Objectives
Attachments: OEPC Objectives ABQ FY 2014.docx

I think I already sent this but just in case it is attached.

On Wed, Nov 20, 2013 at 11:44 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

if you have not done so, please submit your FY 2014 Objectives NLT COB 11/22, to me with a "cc" to Emily.

Willie

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970



Please consider the environment before printing this e-mail

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Emily Joseph <emily_joseph@ios.doi.gov>

From: Emily Joseph <emily_joseph@ios.doi.gov>
Sent: Wed Nov 20 2013 15:56:11 GMT-0700 (MST)
To: stephen_spencer@ios.doi.gov
Subject: Re: 2014 Objectives

Thanks!

Emily Joseph
Office of Environmental Policy and Compliance
US Department of the Interior
202-208-5303 (w)
202-208-7998 (bb)
emily_joseph@ios.doi.gov

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Wednesday, November 20, 2013 02:30 PM
To: Taylor, Willie <willie_taylor@ios.doi.gov>; Emily Joseph <emily_joseph@ios.doi.gov>
Subject: Re: 2014 Objectives

I think I already sent this but just in case it is attached.

On Wed, Nov 20, 2013 at 11:44 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

if you have not done so, please submit your FY 2014 Objectives NLT COB 11/22, to me with a "cc" to Emily.

Willie

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970



Please consider the environment before printing this e-mail

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Stephen R. Spencer, PhD
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft November 2013 Notes

Attachments:

/35. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft November 2013 Notes/1.1 20131108 PROJECT STATUS
REPORT OSM TO COOP.pdf
/35. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft November 2013 Notes/1.2 110613 Draft Minutes -
Cooperating Agency Meeting.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Nov 20 2013 08:51:53 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula
<anisula@blm.gov>, Amy Heuslein
<amy.heuslein@bia.gov>, Angel Martinez
<a1martinez@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Connie Maestas
<cmaestas@blm.gov>, Dan Tormey
<daniel.tormey@cardno.com>, David Cambell
<david_campbell@fws.gov>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Baker
<denise_baker@fws.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, Gary Sheth
<sheth.gary@epa.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Harrilene Yazzie <harrilene.yazzie@bia.gov>, Jillian Aragon
<jgaragon@blm.gov>, Joe Lockerd
<joe.lockerd@cardnotec.com>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michael Jansky
<jansky.michael@epa.gov>, Michele Morris

To:

<mmorris.opvp@gmail.com>, Mike George
<michael_george@nps.gov>, Norman Honie Jr
<nhonie@hopi.nsn.us>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Terry McClung
<terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>,
Wendell Honanie <wendell.honanie@bia.gov>, "Yellowman,
Mychal" <myyellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, pkyselka@nndfw.org

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft November 2013 Notes
20131108 PROJECT STATUS REPORT OSM TO
COOP.pdf 110613 Draft Minutes - Cooperating Agency
Meeting.docx

Attachments:

Morning,

Attached are the draft notes from the November 6, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Monday, November 25, 2013. OSM will distribute the final November 6, 2013 notes prior to the December 4, 2013 monthly meeting.

Also, please see the attached November 2013 Project Status Report.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

Conversation Contents

Weekly Activity Report, REO/ABQ, 11/3-16/2013

Attachments:

/36. Weekly Activity Report, REO/ABQ, 11/3-16/2013/1.1 abqN16.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Nov 15 2013 09:36:53 GMT-0700 (MST)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 11/3-16/2013
Attachments: abqN16.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
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Conversation Contents

National Historic Preservation Act and NEPA

/37. National Historic Preservation Act and NEPA/1.1

nepa_and_nhpa_handbook.pdf

/37. National Historic Preservation Act and NEPA/2.1 OEPC Comments on San Juan Basin Energy Connect ADEIS.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Nov 07 2013 09:51:00 GMT-0700 (MST)
To: "Barnes, Melanie" <mgbarnes@blm.gov>
Subject: National Historic Preservation Act and NEPA
Attachments: nepa_and_nhpa_handbook.pdf

I received this new handbook on integrating 106 and NEPA earlier this year. I thought it might be useful as we navigate through the development of the San Juan Basin Interconnect DEIS development. I hope to have some comments on the document today even though I am becoming brain dead because of the overwhelming amount of data in the document. (b) (5)

Maybe you already have it but it seems to me to be pretty useful. Feel free to share it.

Steve

--

Stephen R. Spencer, PhD
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Albuquerque, NM 87104
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>
Sent: Thu Nov 07 2013 09:55:11 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: National Historic Preservation Act and NEPA
Attachments: OEPC Comments on San Juan Basin Energy Connect ADEIS.docx

Steve,
I sent the attached concerns to Marcy.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Nov 7, 2013 at 11:51 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I received this new handbook on integrating 106 and NEPA earlier this year. I thought it might be useful as we navigate through the development of the San Juan Basin Interconnect DEIS development. I hope to have some comments on the document today even though I am becoming brain dead because of the overwhelming amount of data in the document. (b) (5)

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Steve

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Nov 07 2013 10:24:18 GMT-0700 (MST)

To: "Sire, David" <david_sire@ios.doi.gov>

Subject: Re: National Historic Preservation Act and NEPA

Thanks. I didn't find much to be concerned about in the document itself beyond what you pointed out. (b) (5)

I will highlight in my comments (b) (5)

Which brings me to a question I always have: (b) (5)

I will let you see my comments before I send them. I need to do it today since I will be out tomorrow (b) (6)

On Thu, Nov 7, 2013 at 9:55 AM, Sire, David <david_sire@ios.doi.gov> wrote:

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Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Nov 7, 2013 at 11:51 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

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(b) (5) Maybe you already have it but it seems to me to be pretty useful. Feel free to share it.

Steve

--

Stephen R. Spencer, PhD
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1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

Stephen R. Spencer, PhD
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Sire, David" <david_sire@ios.doi.gov>

From: "Sire, David" <david_sire@ios.doi.gov>
Sent: Thu Nov 07 2013 12:03:55 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: National Historic Preservation Act and NEPA

My take on ESA and Tribal consultation is that (b) (5)

If it were my project, (b) (5)

We had a conference call today with the BLM over my comments. I kinda figured you

would have been invited, but I didn't check the attendee list - sorry. The BLM is stuck between (b) (5)

There was a BLM attorney on the call and he's going to research case law concerning (b) (5)

We agreed to get back together on another call after they have some internal discussions.

Sounds like you have a great weekend planned. I'm taking Friday off too, so no need to rush your comments to me. (b) (6)

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Nov 7, 2013 at 12:24 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

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Which brings me to a question I always have: (b) (5)

I will let you see my comments before I send them. I need to do it today since I will be out tomorrow (b) (6)

(b) (6)

On Thu, Nov 7, 2013 at 9:55 AM, Sire, David <david_sire@ios.doi.gov> wrote:

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Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

On Thu, Nov 7, 2013 at 11:51 AM, Spencer, Stephen

<stephen_spencer@ios.doi.gov> wrote:

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Steve

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Regional Environmental Officer
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Nov 07 2013 12:50:10 GMT-0700 (MST)
To: "Sire, David" <david_sire@ios.doi.gov>
Subject: Re: National Historic Preservation Act and NEPA

I'm not sure I am going to send these comments since you have already talked to them and the attorneys (b) (5) I have to cover a call with FEMA for Karen in a bit. (b) (6)

On Thu, Nov 7, 2013 at 12:03 PM, Sire, David <david_sire@ios.doi.gov> wrote:

My take on ESA and Tribal consultation is that (b) (5)

If it were my project, (b) (5)

We had a conference call today with the BLM over my comments. I kinda figured you would have been invited, but I didn't check the attendee list - sorry. The BLM is stuck between (b) (5)

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Dave Sire

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Office of Environmental Policy and Compliance, DOI
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Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

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(b) (5)

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Steve

--

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Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Barnes, Melanie" <mgbarnes@blm.gov>

From: "Barnes, Melanie" <mgbarnes@blm.gov>
Sent: Thu Nov 07 2013 16:56:11 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: National Historic Preservation Act and NEPA

Thanks, Steve - It had also occurred to me that I should take a look at this handbook for some guidance on integrating NEPA and NHPA, so thanks for the reminder!

-Melanie

On Thu, Nov 7, 2013 at 9:51 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I received this new handbook on integrating 106 and NEPA earlier this year. I thought it might be useful as we navigate through the development of the San Juan Basin Interconnect DEIS development. I hope to have some comments on the document today even though I am becoming brain dead because of the overwhelming amount of data in the document. (b) (5)

Maybe you already have it but it seems to me to be pretty useful. Feel free to share it.

Steve

--

Stephen R. Spencer, PhD
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Web Site: www.doi.gov/oepc/albuquerque.html

--

Melanie G. Barnes
Planning & Environmental Specialist
BLM New Mexico State Office

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Santa Fe, NM 87502

(505) 954-2180

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

/38. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/1.1 20130904 Minutes - Cooperating Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Nov 05 2013 17:00:19 GMT-0700 (MST)
Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Angel Martinez <a1martinez@blm.gov>, Anthony Gallegos <agallegos@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Connie Maestas <cmaestas@blm.gov>, Dan Tormey <daniel.tormey@cardno.com>, David Cambell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, Gary Sheth <sheth.gary@epa.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, Michele Morris <mmorris.opvp@gmail.com>, Mike George <michael_george@nps.gov>, Norman Honie Jr <nhonie@hopi.nsn.us>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse

To:

Larsen <rwhitehorse@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Terry McClung <terry.mcclung@bia.gov>, Thomas Gow <tgow@blm.gov>, Wendell Honanie <wendell.honanie@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, pkyselka@nndfw.org
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments: 20130904 Minutes - Cooperating Agency Meeting.pdf

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow at 10:00 AM MST. Attached are the final notes from the September 4, 2013 coordination call. OSM intends to distribute the November 2013 Project Status Report by the end of the week. Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>

Sent: Wed Nov 06 2013 09:44:34 GMT-0700 (MST)

Akhtar Zaman <zamanakh@yahoo.com>, Amanda Nisula <anisula@blm.gov>, Amy Heuslein

To:

<amy.heuslein@bia.gov>, Angel Martinez
<a1martinez@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumptewa
<chonyumptewa@hopi.nsn.us>, Connie Maestas
<cmaestas@blm.gov>, Dan Tormey
<daniel.tormey@cardno.com>, David Cambell
<david_campbell@fws.gov>, Deanna L SPA Cummings
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Cummings" <deanna.l.cummings@spa02.usace.army.mil>,
Denise Baker <denise_baker@fws.gov>, Foster Kirby
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<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, Gary Sheth
<sheth.gary@epa.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd
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Wendell Honanie <wendell.honanie@bia.gov>, "Williamson,
Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>,
"Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>, pkyselka@nndfw.org

Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Tue, Nov 5, 2013 at 5:00 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow at 10:00 AM MST. Attached are the final notes from the September 4, 2013 coordination call. OSM intends to distribute the November 2013 Project Status Report by the end of the week. Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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Denver, CO 80202-3050

mcalle@osmre.gov

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Sent: Tue Nov 05 2013 13:45:59 GMT-0700 (MST)
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

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BHP Navajo Coal Company (BNCC) submitted an application for a new mining permit for the Pinabete Permit Area of the Navajo Coal Mine on March 30, 2012. The proposed new mine permit area is located south of the existing Navajo Mine on the Navajo Nation and is proposed to supply coal to the adjacent Four Corners Power Plant (FCPP) for an additional 25 years, if the power plant continues to operate beyond 2016. The Navajo Nation very recently signed a agreement with BNCC to purchase the Mine. To comply with the National Environmental Policy Act, OSM is required to complete an Environmental Impact Statement (EIS). Because of the involvement of multiple DOI Assistant Secretaries with additional necessary approvals and other actions (AS Indian Affairs, AS Lands and Minerals, and AS Fish, Wildlife and Parks), the EIS is designated as a non-delegated EIS requiring AS PMB involvement. The Director, Office of Environmental Policy and Compliance is designated to approve the clearance to print the Draft EIS before it is sent to the Environmental Protection Agency which provides the public notice of availability for public comment in the Federal Register. OEPC Albuquerque coordinated development and signature by all parties of a Memorandum of Agreement among all the cooperators, including the Navajo Nation and Hopi Tribe, outlining roles and responsibilities.

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November 5, 2013

Oil Spill Preparedness and Response - DOI/OEPC is participating in the interagency Spill of National Significance (SONS 2013) Executive Seminar on Dec 16, 2013 at USCG HQ. The scenario will focus on an Arctic offshore oil spill in the Chukchi Sea along the Alaskan coast. The US Coast Guard Commandant has invited the Secretary to participate with other high ranking Federal officials and one State of Alaska official to learn and discuss issues, authorities, and procedures pertaining to a nationally significant offshore Arctic oil spill in Alaska and the ensuing federal oil spill response. DOI plays an important role in source control, protection of natural and cultural resources and federal land management units, upholding DOI trust responsibilities for federally recognized tribes, and regulating offshore oil exploration and production for the Nation. This event will include a facilitated discussion of dispersant use decision making and logistical support challenges during a major offshore oil spill in the Chukchi Sea (North Slope Alaska), among other key issues.

Hurricane Sandy Recovery - DOI/OEPC has supported FEMA's recovery efforts in NJ, NY, and CT by providing technical assistance and participating in task force meetings and workshops to support the states' and local communities' efforts to recover the natural and cultural resources impacted by Sandy and build resilient communities. DOI/OEPC deployed staff for the Natural and Cultural Resources Recovery Support Function (NCR RSF) to work at FEMA Joint Field Offices. This NCR RSF staff produced a Mission Scoping Assessment and Recovery Support Strategy for FEMA and state and local governments, to help guide recovery of natural and cultural resources.

Proposed categorical exclusion for adding species to the injurious wildlife list under the Lacey Act - The Department has proposed to add a categorical exclusion to the U.S. Fish and Wildlife Service's procedures for implementing the National Environmental Policy Act (NEPA).

“Categorical exclusion” means a category of actions which do not individually or cumulatively have a significant effect on the human environment and for which, neither an environmental assessment nor an environmental impact statement is required.

Under the Lacey Act (18 U.S.C. 42), the Secretary of the Interior is authorized to regulate the importation and transport of species determined to be injurious to the health and welfare of humans, the interests of agriculture, horticulture or forestry, and the welfare and survival of wildlife resources of the U.S. The listing of species as injurious is, as an agency action, subject to environmental review under NEPA. The Service has generally prepared Environmental Assessments (EAs) for listing rules. A categorical exclusion would allow the FWS to exercise its authority to protect human health and welfare, certain human environments, and trust resources from harm caused by injurious species more effectively and efficiently by precluding the need to conduct redundant environmental analyses.

The Department's proposal has caught the attention of western states water users involved in interstate transport of water. Their concern is over potential listing of a species that could be inadvertently transported across a state line thereby violating the Lacey Act. Consequently, there are questions as to whether these concerns would be identified if such a listing were to be categorically excluded.

Sustainability - DOI sustainability goals seriously enhance the conservation mission of the agency. DOI is now one of the few agencies that have an ISO 14001 conformant environmental management system (EMS) in place to manage its sustainability goals. We also have a fully functioning Sustainability Council that provides leadership and guidance for the Department's sustainability goal accomplishments. The Sustainability Council includes senior leadership, program managers, and subject matter experts from all DOI bureaus and applicable offices, and includes a designated senior sustainability officer from each one.

Central Hazardous Materials Fund (CHF) Sites - There are no specific CHF sites that the SENR have expressed interest in. In fact there has been no interest in the CHF. Based on the States that SENR members represent, we have active CHF projects in the following States:

Washington: Lake Roosevelt Project

Arizona: Hillside Mine, Saginaw Hill, Wickenburg Mill, and Orphan Mine

New Mexico: Lee Acres Landfill (O&M)

Nevada: Caselton Tailings, Rip Van Winkle Mine Site, Tybo Mine Tailings Impoundment, Yerington Mine

Alaska: Red Devil Mine, Alaska Maritime NWR, Nabesna Mine

Ohio: Jaite Paper Mill, Krejci Dump Site

Idaho: ID Phosphate Mines - Gay Mine, Conda, P4 sites, Smokey Canyon, and Pine Creek Mill Sites

Oregon: Formosa Mine

Utah: Manning Canyon Mill Site, Silver Maple

It should be noted that none of these sites have been discussed on the Hill in any meetings that we are aware of. Red Devil may be the only site of contention since the State of Alaska has been pushing to add it to the Superfund National Priorities List (NPL). *(attached is a May 6, 2013 information memo on the Red Devil mine)*

--

David D. Behler

Team Leader - Resource Protection, Preparedness and Response Team

Office of Environmental Policy and Compliance

Department of the Interior, MS2462-MIB

1849 C Street NW, Washington DC 20240

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<May Briefing Papers - Red Devil Mine (2).docx>

<OEPC for RS prep for nomination hearing to WRT_11-5-13.docx>

--

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Conversation Contents

FY 2014 Albuquerque Office Objectives

Attachments:

/43. FY 2014 Albuquerque Office Objectives/1.1 OEPC Objectives ABQ FY 2014.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Oct 23 2013 15:16:28 GMT-0600 (MDT)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>
Subject: FY 2014 Albuquerque Office Objectives
Attachments: OEPC Objectives ABQ FY 2014.docx

Attached are the current objectives for FY 2014. Not extremely ambitious given that I will probably have to run the office by myself for some unknown amount of time.

--

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Conversation Contents

[Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference

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Subject:

[Update] FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference

Good afternoon all,

The recurring monthly call discussing the status of the FCPP and Navajo Mine Energy Project will resume as scheduled. The next monthly coordination call with Cooperating Agencies is scheduled for Wednesday November 6, 2013 at 10:00 - 11:00 AM MST. Please contact me if you have any questions.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been

identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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When Wed Oct 2, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # Non-Responsive; Code Non-Responsive ([map](#))

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Conversation Contents

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Teleconference

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Subject:

[Update] FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference

Due to the temporary shutdown of the federal government this meeting has been cancelled.

Upon return to the office I will notify all regarding the rescheduling of meetings.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

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If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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When Wed Oct 2, 2013 10am – 11am Mountain Time

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Who

- Marcelo Calle - organizer
- Gloria Tom (gtom@nndfw.org)
- David Cambell (David_Campbell@fws.gov)
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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft September 2013 Notes

Attachments:

- /46. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft September 2013 Notes/1.1 20130807 Minutes -
Cooperating Agency Meeting.pdf
- /46. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft September 2013 Notes/1.2 090413 Draft Minutes -
Cooperating Agency Meeting v2.pdf
- /46. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft September 2013 Notes/1.3 Pinabete-FCPP Project Status
Report 9-20-13.pdf

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<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd
<joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell

To:

<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, Mike George
<michael_george@nps.gov>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>,
"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myellowman@osmre.gov>, Amy
Heuslein <amy.heuslein@bia.gov>, David Cambell
<david_campbell@fws.gov>, "Deanna L. Cummings"
<deanna.l.cummings@spa02.usace.army.mil>, "Baker,
Denise" <denise_baker@fws.gov>, Harrilene Yazzie
<harrilene.yazzie@bia.gov>, Joel Lusk
<joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, John MacFarlane
<macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya
<mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr"
<nhonie@hopi.nsn.us>, pkyselka@nndfw.org, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, "Sheth, Gary"
<sheth.gary@epa.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft September 2013 Notes

Attachments:

20130807 Minutes - Cooperating Agency Meeting.pdf
090413 Draft Minutes - Cooperating Agency Meeting v2.pdf
Pinabete-FCPP Project Status Report 9-20-13.pdf

Afternoon,

Attached are the final notes from the August 7, 2013 coordination call and the draft notes from the September 4, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, September 27, 2013. OSM will distribute the final September 4, 2013 notes prior to the October 2013 monthly meeting.

Also, please see the attached September 2013 Project Status Report.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
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mcalle@osmre.gov

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(303) 293-5032 Fax

Conversation Contents

Weekly Activity Report, REO/ABQ, 9/1-7/13

Attachments:

/47. Weekly Activity Report, REO/ABQ, 9/1-7/13/1.1 abq907.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Sep 06 2013 13:08:22 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 9/1-7/13
Attachments: abq907.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

Weekly Activity Report, REO/ABQ, 8/4-31/13

/48. Weekly Activity Report, REO/ABQ, 8/4-31/13/1.1 abq831.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Thu Aug 29 2013 13:57:50 GMT-0600 (MDT)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 8/4-31/13
Attachments: abq831.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Robert Stewart <robert_f_stewart@ios.doi.gov>

From: Robert Stewart <robert_f_stewart@ios.doi.gov>
Sent: Thu Aug 29 2013 14:14:54 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Weekly Activity Report, REO/ABQ, 8/4-31/13

Since it's a day early, I presume you're taking Friday off.

From: Martinez, Shirley [mailto:shirley_martinez@ios.doi.gov]
Sent: Thursday, August 29, 2013 1:58 PM
To: Blanchard, Mary Josie; Taylor, Willie R
Cc: Raddant, Andrew; Spencer, Stephen; Bergmann, Pamela; Port, Patricia; O'Brien, Allison; Stewart,

Robert F.; Stanley, Joyce A; Lindy Nelson
Subject: Weekly Activity Report, REO/ABQ, 8/4-31/13

--

Shirley G. Martinez

Regional Environmental Protection Assistant

U.S. Department of the Interior

Office of Environmental Policy & Compliance

1001 Indian School Road NW, Suite 348

Albuquerque, New Mexico 87104

Phone: (505) 563-3572; Fax: (505) 563-3066

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Aug 29 2013 14:29:14 GMT-0600 (MDT)
To: Robert Stewart <robert_f_stewart@ios.doi.gov>
Subject: Re: Weekly Activity Report, REO/ABQ, 8/4-31/13

Yes. (b) (6)



On Thu, Aug 29, 2013 at 2:14 PM, Robert Stewart <robert_f_stewart@ios.doi.gov> wrote:

Since it's a day early, I presume you're taking Friday off.

From: Martinez, Shirley [mailto:shirley_martinez@ios.doi.gov]
Sent: Thursday, August 29, 2013 1:58 PM
To: Blanchard, Mary Josie; Taylor, Willie R
Cc: Raddant, Andrew; Spencer, Stephen; Bergmann, Pamela; Port, Patricia; O'Brien, Allison; Stewart, Robert F.; Stanley, Joyce A; Lindy Nelson
Subject: Weekly Activity Report, REO/ABQ, 8/4-31/13

--

Shirley G. Martinez

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Phone: (505) 563-3572; Fax: (505) 563-3066

--

Stephen R. Spencer, PhD

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft August 2013 Notes

Attachments:

/49. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft August 2013 Notes/1.1 20130807 Draft Minutes -
Cooperating Agency Meeting.pdf

/49. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft August 2013 Notes/1.2 Pinabete-FCPP Project Status
Report 8-20-13.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Aug 21 2013 14:35:38 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez
<a1martinez@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Connie Maestas
<cmaestas@blm.gov>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Jillian Aragon <jgaragon@blm.gov>, Joe Lockerd
<joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"

To: <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, pkyselka@nndfw.org, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Michael George <michael_george@nps.gov>

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft August 2013 Notes

Attachments: 20130807 Draft Minutes - Cooperating Agency Meeting.pdf
Pinabete-FCPP Project Status Report 8-20-13.pdf

Afternoon,

Attached are the Draft notes from the August 7, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Wednesday, August 28, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Also, please also see the attached August 2013 Project Status Report.

--

Marcelo Calle

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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:31 PM

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Final July 2013 Notes

Attachments:

/51. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Final July 2013 Notes/1.1 20130710 Minutes - Cooperating
Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Aug 06 2013 16:43:08 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez
<a1martinez@blm.gov>, Anthony Gallegos
<agallegos@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Joe Lockerd <joe.lockerd@cardnotec.com>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefe@blm.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"

<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>,
"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myyellowman@osmre.gov>, Amy
Heuslein <amy.heuslein@bia.gov>, David Cambell
<david_campbell@fws.gov>, "Deanna L. Cummings"
<deanna.l.cummings@spa02.usace.army.mil>, "Baker,
Denise" <denise_baker@fws.gov>, Harrilene Yazzie
<harrilene.yazzie@bia.gov>, Joel Lusk
<joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, John MacFarlane
<macfarlane.john@epamail.epa.gov>, "Norman Honie, Jr"
<nhonie@hopi.nsn.us>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, "Sheth, Gary"
<sheth.gary@epa.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Final July 2013 Notes

Attachments:

20130710 Minutes - Cooperating Agency Meeting.pdf

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, August 7, 2013 from 10-11 AM MDT. I have attached the final minutes from the July 10, 2013 call.

I will distribute the August 2013 Project Status Update next week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch

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Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

Conversation Contents

Fwd: Deputy Secretary Check in Meetings--back on!

Attachments:

/52. Fwd: Deputy Secretary Check in Meetings--back on!/1.1
ASPMBMajorProjectswithRegs072313.docx

/52. Fwd: Deputy Secretary Check in Meetings--back on!/2.1
ASPMBMajorProjectswithRegs072313 spencer edits.docx

/52. Fwd: Deputy Secretary Check in Meetings--back on!/3.1
ASPMBMajorProjectswithRegs072313 spencer edits.docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Mon Jul 29 2013 08:48:20 GMT-0600 (MDT)
Allison O'Brien <allison_o'brien@ios.doi.gov>, Mandy Lawrence <mandy_lawrence@ios.doi.gov>, Andrew Raddant <Andrew_Raddant@ios.doi.gov>, Lindy M Nelson <Lindy_Nelson@ios.doi.gov>, Loretta Sutton <Loretta_Sutton@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, David Behler <David_Behler@ios.doi.gov>
To:
Subject: Fwd: Deputy Secretary Check in Meetings--back on!
Attachments: ASPMBMajorProjectswithRegs072313.docx

All,

Please make edits on your activities and send to me NLT COB today. Once I learn more about Google Docs, I may be able to get you editorial rights to this document, but not now.

Thanks,

Willie

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Mon, Jul 29, 2013 at 9:54 AM

Subject: Fwd: Deputy Secretary Check in Meetings--back on!

To: Joel Clement <joel_clement@ios.doi.gov>, Barb Pitkin <Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>, Kimo Kaloi <Kaiini_Kaloi@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Olivia Ferriter <Olivia_Ferriter@ios.doi.gov>, Rick Dawson <Richard_Dawson@ios.doi.gov>, Steve Glomb <Steve_Glomb@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>

All:

You should have received a message sharing a Google doc - despite the fact that we don't have a Deputy Secretary (or nominee), the senior-level check ins with the Deputy's office are back on. Can you please go into the document and provide any edits/updates. Sorry for short notice, but need by noon tomorrow.

Thanks,

Lori

--

Lori Faeth
U.S. Department of the Interior
Deputy Assistant Secretary for Policy and International Affairs
202-208-4852
lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

P

Please consider the environment before printing this e-mail

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Mon Jul 29 2013 10:01:00 GMT-0600 (MDT)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: Deputy Secretary Check in Meetings--back on!

Attachments:

ASPMBMajorProjectswithRegs072313 spencer edits.docx

Attached is my edited version of this report in redline/strikeout. Lots going on behind the scenes on this one because of actions in states that use or used electricity from the Four Corners Power Plant and may not want to use coal-generated electricity in the future. Just let me know if you have questions about my edits.

On Mon, Jul 29, 2013 at 8:48 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

Please make edits on your activities and send to me NLT COB today. Once I learn more about Google Docs, I may be able to get you editorial rights to this document, but not now.

Thanks,

Willie

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Mon, Jul 29, 2013 at 9:54 AM

Subject: Fwd: Deputy Secretary Check in Meetings--back on!

To: Joel Clement <joel_clement@ios.doi.gov>, Barb Pitkin

<Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>, Kimo

Kaloi <Kaiini_Kaloi@ios.doi.gov>, Mary Josie Blanchard

<MaryJosie_Blanchard@ios.doi.gov>, Olivia Ferriter <Olivia_Ferriter@ios.doi.gov>,

Rick Dawson <Richard_Dawson@ios.doi.gov>, Steve Glomb

<Steve_Glomb@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>

All:

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Thanks,

Lori

--

Lori Faeth

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970



Please consider the environment before printing this e-mail

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Jul 31 2013 09:55:10 GMT-0600 (MDT)
To: Robert Stewart <Robert_F_Stewart@ios.doi.gov>
Subject: Fwd: Deputy Secretary Check in Meetings--back on!
Attachments: ASPMBMajorProjectswithRegs072313 spencer edits.docx

This version has my updated information for Navajo Mine/FCPP.

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

From: **Spencer, Stephen** <stephen_spencer@ios.doi.gov>
Date: Mon, Jul 29, 2013 at 10:01 AM
Subject: Re: Deputy Secretary Check in Meetings--back on!
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>

Attached is my edited version of this report in redline/strikeout. Lots going on behind the scenes on this one because of actions in states that use or used electricity from the Four

Corners Power Plant and may not want to use coal-generated electricity in the future. Just let me know if you have questions about my edits.

On Mon, Jul 29, 2013 at 8:48 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

Please make edits on your activities and send to me NLT COB today. Once I learn more about Google Docs, I may be able to get you editorial rights to this document, but not now.

Thanks,

Willie

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Mon, Jul 29, 2013 at 9:54 AM

Subject: Fwd: Deputy Secretary Check in Meetings--back on!

To: Joel Clement <joel_clement@ios.doi.gov>, Barb Pitkin

<Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>, Kimo

Kaloi <Kaiini_Kaloi@ios.doi.gov>, Mary Josie Blanchard

<MaryJosie_Blanchard@ios.doi.gov>, Olivia Ferriter <Olivia_Ferriter@ios.doi.gov>,

Rick Dawson <Richard_Dawson@ios.doi.gov>, Steve Glomb

<Steve_Glomb@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>

All:

You should have received a message sharing a Google doc - despite the fact that we don't have a Deputy Secretary (or nominee), the senior-level check ins with the Deputy's office are back on. Can you please go into the document and provide any edits/updates. Sorry for short notice, but need by noon tomorrow.

Thanks,

Lori

--

Lori Faeth

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970



Please consider the environment before printing this e-mail

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes

Attachments:

/53. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes/1.1 20130710 Draft Minutes -
Cooperating Agency Meeting.pdf

/53. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes/2.1 20130710 Draft Minutes -
Cooperating Agency Meeting.pdf

/53. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes/3.1 20130710 Draft Minutes -
Cooperating Agency Meeting.pdf

/53. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes/6.1 20130710 Draft Minutes -
Cooperating Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jul 22 2013 12:46:04 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez
<a1martinez@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller

To: <marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez
<svaldez@blm.gov>, Simone Jones
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<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
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"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myellowman@osmre.gov>, Amy
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<david_campbell@fws.gov>, "Deanna L. Cummings"
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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft July 2013 Notes

Attachments: 20130710 Draft Minutes - Cooperating Agency Meeting.pdf

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Thanks again for your participation.

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Marcelo Calle

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Mon Jul 22 2013 13:12:13 GMT-0600 (MDT)
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Attachments: 20130710 Draft Minutes - Cooperating Agency Meeting.pdf

Please print the attachment.

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

From: Calle, Marcelo <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pkking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jul 26 2013 07:52:24 GMT-0600 (MDT)
To: Marcelo Calle <mcalle@osmre.gov>
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Attachments: 20130710 Draft Minutes - Cooperating Agency Meeting.pdf

Here is the other one.

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From: Calle, Marcelo <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Jul 26 2013 08:18:12 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes

Steve,

Did you have comment? Not sure what is requested.

On Fri, Jul 26, 2013 at 7:52 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Here is the other one.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>

Date: Mon, Jul 22, 2013 at 12:46 PM

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes

To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pkings@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jul 26 2013 09:26:53 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes

Sorry. I meant to send this to Bob Stewart my counterpart in Denver. Must have clicked at the wrong time.

On Fri, Jul 26, 2013 at 8:18 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Steve,

Did you have comment? Not sure what is requested.

On Fri, Jul 26, 2013 at 7:52 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

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Date: Mon, Jul 22, 2013 at 12:46 PM

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes

To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Shyra Valdez

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jul 26 2013 09:28:11 GMT-0600 (MDT)
To: Robert Stewart <Robert_F_Stewart@ios.doi.gov>
Fwd: FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference - Draft July 2013
Subject:

Notes

Attachments: 20130710 Draft Minutes - Cooperating Agency Meeting.pdf

Here is the other one I mentioned. Got interrupted.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>

Date: Mon, Jul 22, 2013 at 12:46 PM

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes

To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pping@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes

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- /54. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft June Notes/1.1 20130605 Draft Minutes - Cooperating
Agency Telecon.pdf
- /54. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft June Notes/2.1 20130605 Minutes - Cooperating Agency
Telecon.pdf
- /54. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft June Notes/4.1 20130710 PROJECT STATUS REPORT
OSM TO COOP.pdf
- /54. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft June Notes/6.1 20130710 PROJECT STATUS REPORT
OSM TO COOP.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jun 17 2013 10:00:55 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez
<a1martinez@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
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Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft June Notes

Attachments:

20130605 Draft Minutes - Cooperating Agency Telecon.pdf

Afternoon,

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Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

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Marcelo Calle

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Office of Surface Mining Reclamation and Enforcement
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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jul 09 2013 15:02:45 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes

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<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes

Attachments:

20130605 Minutes - Cooperating Agency Telecon.pdf

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As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code: Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

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Thanks again for your participation.

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jul 09 2013 15:03:51 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings

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Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft June Notes

Correction - Wednesday July 10, 2013.

On Tue, Jul 9, 2013 at 3:02 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
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Thanks again for your participation.

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Jul 12 2013 12:49:32 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley

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Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
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Attachments:

20130710 PROJECT STATUS REPORT OSM TO
COOP.pdf

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Program Support Division, Indian Programs Branch
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Denver, CO 80202-3050

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Marcelo Calle

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R MALDONADO <rpm_crcs@yahoo.com>

From: R MALDONADO <rpm_crcs@yahoo.com>
Sent: Fri Jul 12 2013 13:28:35 GMT-0600 (MDT)
"Calle, Marcelo" <mcalle@osmre.gov>, Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White"

To: <frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>,
Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, Rita
Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam
Yazzie <sam.yazzie@bia.gov>, Scott Hall
<shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>,
Shyra Valdez <svaldez@blm.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>,
"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myyellowman@osmre.gov>, Amy
Heuslein <amy.heuslein@bia.gov>, David Cambell
<david_campbell@fws.gov>, "Deanna L. Cummings"
<deanna.l.cummings@spa02.usace.army.mil>, "Baker,
Denise" <denise_baker@fws.gov>, Harrilene Yazzie
<harrilene.yazzie@bia.gov>, Joel Lusk
<joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
John MacFarlane <macfarlane.john@epamail.epa.gov>,
Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>,
"Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, "Sheth, Gary"
<sheth.gary@epa.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>

Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft June Notes

need the reminder to be send prior to the meeting not after. I received this at 3 in the afternoon, several hours after the call

Ronald P. Maldonado, Programs Manager

Cultural Resource Compliance Section
Facilities Management Program
Navajo Nation Historic Preservation Department
Ph (928) 871-7139/7147
Cell 505-870-2830
Fax (928)871-7886

From: "Calle, Marcelo" <mcalle@osmre.gov>

To: Amanda Nisula <anisula@blm.gov>; Angel Martinez <a1martinez@blm.gov>; Cheryl Eckhardt <cheryl_eckhardt@nps.gov>; Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>; Dan Tormey <daniel.tormey@cardno.com>; Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>; Denise Begay <denise.begay@bia.gov>; Foster Kirby <fkirby@osmre.gov>; Frederick H. White <frederickhwhite@frontiernet.net>; Garry Cantley <garry.cantley@bia.gov>; George Mase <gmase@hopi.nsn.us>; Gloria Tom <gtom@nndfw.org>; Joe Lockerd <joe.lockerd@cardnotec.com>; John Reber <john_reber@nps.gov>; John Stucker <jstucker@frontiernet.net>; John Wessels <john_wessels@nps.gov>; Joseph Galluzzi <jgalluzz@blm.gov>; Karen Vitulano <vitulano.karen@epamail.epa.gov>; Kate Bartz <kate.bartz@cardnotec.com>; Krishna Baskoda <krishnab@frontier.com>; Lara Rozzell <lara_r_rozzell@nps.gov>; Marcella Martinez <mmartine@blm.gov>; Marvin Keller <marvin.keller@bia.gov>; Michele Morris <mmorris.opvp@gmail.com>; "Postle, Bob" <bpostle@osmre.gov>; Powell King <pking@blm.gov>; R MALDONADO <rpm_crcs@yahoo.com>; Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>; Sam Yazzie <sam.yazzie@bia.gov>; Scott Hall <shall@blm.gov>; Shannon Hoefeler <shoefe@blm.gov>; Shyra Valdez <svaldez@blm.gov>; Simone Jones <simone.jones@bia.gov>; Stan Webb <stan.webb@bia.gov>; Stephen B. Etsitty <stephenbetsitty@navajo-nsn.gov>; Tamera Dawes <tamera.dawes@bia.gov>; Thomas Gow <tgow@blm.gov>; "Williamson, Rick L." <rwilliamson@osmre.gov>; "Yellowman, Mychal" <myyellowman@osmre.gov>; Amy Heuslein <amy.heuslein@bia.gov>; David Cambell <david_campbell@fws.gov>; Deanna L. Cummings <deanna.l.cummings@spa02.usace.army.mil>; "Baker, Denise" <denise_baker@fws.gov>; Harrilene Yazzie <harrilene.yazzie@bia.gov>; Joel Lusk <joel_lusk@fws.gov>; "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>; leroyshingoi@yahoo.com; John MacFarlane <macfarlane.john@epamail.epa.gov>; Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>; "Norman Honie, Jr" <nhonie@hopi.nsn.us>; Sharon Pinto <sharon.pinto@bia.gov>; Sharon Whitmore <sharon_whitmore@fws.gov>; "Sheth, Gary" <sheth.gary@epa.gov>; Stephen Spencer <stephen_spencer@ios.doi.gov>; Terry McClung <terry.mcclung@bia.gov>; Wendell Honanie <wendell.honanie@bia.gov>

Sent: Tuesday, July 9, 2013 3:02 PM

Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)

* Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

Marcelo Calle

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Jul 26 2013 07:51:35 GMT-0600 (MDT)

To: Robert Stewart <Robert_F_Stewart@ios.doi.gov>
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference - Draft June Notes
Attachments: 20130710 PROJECT STATUS REPORT OSM TO
COOP.pdf

Here is one he sent July 12. The other will follow in a second. Desperately need coffee. Maybe 4 hours of sleep last night. Our one dog is terrified by thunder. Becomes a quivering mass of dog and want to climb on top of you and wants comforting. Luckily she is pretty small.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Fri, Jul 12, 2013 at 12:49 PM
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft June Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>

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Albuquerque, NM 87104
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Stephen.Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 7/7-20/13

Attachments:

/55. Weekly Activity Report, REO/ABQ, 7/7-20/13/1.1 abq720.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Jul 19 2013 10:59:29 GMT-0600 (MDT)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 7/7-20/13
Attachments: abq720.doc

--

Shirley G. Martinez
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Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jul 10, 2013 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/56. Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jul 10, 2013 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Mon Jun 17 2013 10:26:46 GMT-0600 (MDT)
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <deanna.l.cummings@spa02.usace.army.mil>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Bartz, Kate L." <kate.bartz@cardnotec.com>, "leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <mlomaomvaya@hopi.nsn.us>, R MALDONADO <rpm_crcs@yahoo.com>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, "Webb, Stan" <stan.webb@bia.gov>, "Yazzie, Harrilene" <harrilene.yazzie@bia.gov>, "Pinto, Sharon" <sharon.pinto@bia.gov>, "Lara_R_Rozzell@nps.gov" <lara_r_rozzell@nps.gov>, "Postle, Bob" <bpostle@osmre.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Dawes, Tamera" <tamera.dawes@bia.gov>, "Cheryl Eckhardt

To:

(cheryl_eckhardt@nps.gov)" <cheryl_eckhardt@nps.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hall, Scott V" <shall@blm.gov>, "Keller, Marvin" <marvin.keller@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Honanie, Wendell" <wendell.honanie@bia.gov>, "David Cambell (David_Campbell@fws.gov)" <david_campbell@fws.gov>, "Cantley, Garry" <garry.cantley@bia.gov>, "Begay, Denise" <denise.begay@bia.gov>, "McClung, Terry" <terry.mcclung@bia.gov>, "King, Powell F" <pking@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "john_wessels@nps.gov" <john_wessels@nps.gov>, "Joel_Lusk@fws.gov" <joel_lusk@fws.gov>, "Yazzie, Sam" <sam.yazzie@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Jones, Simone" <simone.jones@bia.gov>, "Heuslein, Amy" <amy.heuslein@bia.gov>, "John Reber (john_reber@nps.gov)" <john_reber@nps.gov>, "macfarlane.john@epamail.epa.gov" <macfarlane.john@epamail.epa.gov>, "daniel.tormey@cardno.com" <daniel.tormey@cardno.com>, "joe.lockerd@cardnotec.com" <joe.lockerd@cardnotec.com>, Foster Kirby <fkirby@osmre.gov>, "mmorris.opvp@gmail.com" <mmorris.opvp@gmail.com>, "mmartine@blm.gov" <mmartine@blm.gov>, "kimberly.demuth@cardno.com" <kimberly.demuth@cardno.com>, "Nhonie@hopi.nsn.us" <nhonie@hopi.nsn.us>, "rwhitehorsel@navajo-nsn.gov" <rwhitehorsel@navajo-nsn.gov>, "krishnab@frontier.com" <krishnab@frontier.com>, "tgow@blm.gov" <tgow@blm.gov>, "a1martinez@blm.gov" <a1martinez@blm.gov>, "sheth.gary@epa.gov" <sheth.gary@epa.gov>

Subject:

Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jul 10, 2013 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

invite.ics

This event has been changed.

**FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference**

[more details »](#)

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other

issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

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When **Changed:** Wed Jul 10, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # Non-Responsive; Code Non-Responsive ([map](#))

Calendar stephen_spencer@ios.doi.gov

- Who
- mcalle@osmre.gov - organizer
 - Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
 - Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
 - 'Cummings, Deanna L SPA'
 - Frederick H. White (frederickhwhite@frontiernet.net)
 - George Mase (gmase@hopi.nsn.us)
 - Gloria Tom (gtom@nndfw.org)
 - John Stucker (jstucker@frontiernet.net)
 - 'Bartz, Kate L.'
 - 'leroyshingoi@yahoo.com'
 - Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
 - R MALDONADO
 - Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
 - Karen Vitulano (vitulano.karen@epamail.epa.gov)
 - Yellowman, Mychal
 - Webb, Stan
 - Yazzie, Harilene
 - Pinto, Sharon

- [Lara R Rozzell@nps.gov](mailto:Lara_R_Rozzell@nps.gov)
- Postle, Bob
- Williamson, Rick L.
- Dawes, Tamera
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Galluzzi, Joseph
- Hall, Scott V
- Keller, Marvin
- Baker, Denise
- Honanie, Wendell
- David Cambell (David_Campbell@fws.gov)
- Cantley, Garry
- Begay, Denise
- McClung, Terry
- King, Powell F
- Nisula, Amanda L
- Whitmore, Sharon
- john_wessels@nps.gov
- [Joel Lusk@fws.gov](mailto:Joel_Lusk@fws.gov)
- Stephen Spencer
- Yazzie, Sam
- Hoefeler, Shannon D
- Jones, Simone
- Heuslein, Amy
- John Reber (john_reber@nps.gov)
- macfarlane.john@epamail.epa.gov
- daniel.tormey@cardno.com
- joe.lockerd@cardnotec.com
- Foster Kirby
- mmorris.opvp@gmail.com
- mmartine@blm.gov
- kimberly.demuth@cardno.com
- Nhonie@hopi.nsn.us
- rwhitehorsel@navajo-nsn.gov
- krishnab@frontier.com
- tgow@blm.gov
- a1martinez@blm.gov
- sheth.gary@epa.gov

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for updated invitations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Conversation Contents

Weekly Activity Report, REO/ABQ, 6/2-15/13

Attachments:

157. Weekly Activity Report, REO/ABQ, 6/2-15/13/1.1 abq615.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Jun 14 2013 12:02:21 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 6/2-15/13
Attachments: abq615.doc

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - June 3, 2013 10-11 AM MDT

Attachments:

/58. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - June 3, 2013 10-11 AM MDT/1.1 050113 Minutes - Cooperating
Agency Meeting.pdf
/58. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - June 3, 2013 10-11 AM MDT/2.1 Pinabete-FCPP Project Status
Report 6-04-13.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jun 04 2013 14:42:34 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez
<a1martinez@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd
<joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Krishna Baskoda
<krishnab@frontier.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
To:

<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroysingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - June 3, 2013 10-11 AM MDT

Attachments:

050113 Minutes - Cooperating Agency Meeting.pdf

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, June 3, 2013 from 10-11 AM MDT. I have attached the final minutes from the May 1, 2013 call.

I will distribute the June 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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1999 Broadway, Suite 3320
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(303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jun 05 2013 09:06:08 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb

<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>,
"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myyellowman@osmre.gov>, Amy
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<david_campbell@fws.gov>, "Deanna L. Cummings"
<deanna.l.cummings@spa02.usace.army.mil>, "Baker,
Denise" <denise_baker@fws.gov>, Harrilene Yazzie
<harrilene.yazzie@bia.gov>, Joel Lusk
<joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, John MacFarlane
<macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya
<mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr"
<nhonie@hopi.nsn.us>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - June 3, 2013 10-11 AM MDT

Attachments:

Pinabete-FCPP Project Status Report 6-04-13.docx

Good morning,

For your information please see the attached FCPP & Navajo Mine Energy Project June 2013 Project Status Update Report. Let me know if you have any questions.

On Tue, Jun 4, 2013 at 2:42 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, June 3, 2013 from 10-11 AM MDT. I have attached the final minutes from the May 1, 2013 call.

I will distribute the June 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code: Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)

* Project Q&A

--

Marcelo Calle

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--

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Conversation Contents

[Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

"mcalle@osmre.gov" <mcalle@osmre.gov>

From: "mcalle@osmre.gov" <mcalle@osmre.gov>
Sent: Tue Jun 04 2013 16:10:27 GMT-0600 (MDT)
"joe.lockerd@cardnotec.com"
<joe.lockerd@cardnotec.com>, "shall@blm.gov"
<shall@blm.gov>, "harrilene.yazzie@bia.gov"
<harrilene.yazzie@bia.gov>, "mmartine@blm.gov"
<mmartine@blm.gov>, "frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "john_reber@nps.gov"
<john_reber@nps.gov>, "kimberly.demuth@cardno.com"
<kimberly.demuth@cardno.com>, "tgow@blm.gov"
<tgow@blm.gov>, "wendell.honanie@bia.gov"
<wendell.honanie@bia.gov>, "john_wessels@nps.gov"
<john_wessels@nps.gov>, "stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"myyellowman@osmre.gov" <myyellowman@osmre.gov>,
"amy.heuslein@bia.gov" <amy.heuslein@bia.gov>,
"deanna.l.cummings@spa02.usace.army.mil"
<deanna.l.cummings@spa02.usace.army.mil>,
"jgalluzz@blm.gov" <jgalluzz@blm.gov>, "pking@blm.gov"
<pking@blm.gov>, "mmorris.opvp@gmail.com"
<mmorris.opvp@gmail.com>, "stephenbetsitty@navajo-
nsn.gov" <stephenbetsitty@navajo-nsn.gov>,
"daniel.tormey@cardno.com"
<daniel.tormey@cardno.com>,
"kate.bartz@cardnotec.com" <kate.bartz@cardnotec.com>,
"gmase@hopi.nsn.us" <gmase@hopi.nsn.us>,
"bpostle@osmre.gov" <bpostle@osmre.gov>,
"krishnab@frontier.com" <krishnab@frontier.com>,
"fkirby@osmre.gov" <fkirby@osmre.gov>,
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
"macfarlane.john@epamail.epa.gov"
<macfarlane.john@epamail.epa.gov>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
To: "denise.begay@bia.gov" <denise.begay@bia.gov>,
"terry.mcclung@bia.gov" <terry.mcclung@bia.gov>,
"marvin.keller@bia.gov" <marvin.keller@bia.gov>,
"deanna.l.cummings@usace.army.mil"

<deanna.l.cummings@usace.army.mil>,
"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"mlomaomvaya@hopi.nsn.us"
<mlomaomvaya@hopi.nsn.us>, "rpm_crcs@yahoo.com"
<rpm_crcs@yahoo.com>, "joel_lusk@fws.gov"
<joel_lusk@fws.gov>, "vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "gtom@nndfw.org"
<gtom@nndfw.org>, "svaldez@blm.gov"
<svaldez@blm.gov>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "rlwilliamson@osmre.gov"
<rlwilliamson@osmre.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "shoefele@blm.gov"
<shoefele@blm.gov>, "chonyumptewa@hopi.nsn.us"
<chonyumptewa@hopi.nsn.us>,
"david_campbell@fws.gov" <david_campbell@fws.gov>,
"rwhitehorsel@navajo-nsn.gov" <rwhitehorsel@navajo-
nsn.gov>, "lara_r_rozzell@nps.gov"
<lara_r_rozzell@nps.gov>, "anisula@blm.gov"
<anisula@blm.gov>, "jstucker@frontiernet.net"
<jstucker@frontiernet.net>, "a1martinez@blm.gov"
<a1martinez@blm.gov>, "tamera.dawes@bia.gov"
<tamera.dawes@bia.gov>, "stan.webb@bia.gov"
<stan.webb@bia.gov>, "cheryl_eckhardt@nps.gov"
<cheryl_eckhardt@nps.gov>, "Nhonie@hopi.nsn.us"
<Nhonie@hopi.nsn.us>, "denise_baker@fws.gov"
<denise_baker@fws.gov>, "sharon_whitmore@fws.gov"
<sharon_whitmore@fws.gov>, "mcalle@osmre.gov"
<mcalle@osmre.gov>

Subject:

[Update] FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference

Please note the Cooperating Agency Coordination meeting is tomorrow Wednesday June 5, 2013 NOT June 3 as I indicated in my email. I am sure everyone likely realized that but just wanted to note. Apologies for any confusion. Thanks

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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(303) 293-5035 Office
(303) 293-5032 Fax

When Wed Jun 5, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call **Non-Responsive** Code **Non-Responsive** ([map](#))

- Who
- Marcelo Calle - organizer
 - Gloria Tom (gtom@nndfw.org)
 - David Cambell (David_Campbell@fws.gov)
 - Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
 - Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
 - 'john_wessels@nps.gov'
 - Galluzzi, Joseph
 - Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
 - Pinto, Sharon
 - King, Powell F
 - Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
 - 'Bartz, Kate L.'
 - Keller, Marvin
 - Baker, Denise
 - Hall, Scott V
 - Frederick H. White (frederickhwhite@frontiernet.net)
 - Webb, Stan
 - Yazzie, Sam
 - Nisula, Amanda L
 - Begay, Denise
 - Cantley, Garry
 - Heuslein, Amy
 - John Reber (john_reber@nps.gov)
 - Spencer, Stephen
 - John Stucker (lstucker@frontiernet.net)
 - Jones, Simone
 - 'Lara_R_Rozzell@nps.gov'
 - Williamson, Rick L.
 - 'Cummings, Deanna L SPA'

- R MALDONADO
- Clayton Honyumptewa (chonyumptewa@hopi.nsn.us)
- McClung, Terry
- Dawes, Tamera
- Whitmore, Sharon
- Joel_Lusk@fws.gov
- Hoefeler, Shannon D
- Honanie, Wendell
- Yellowman, Mychal
- Postle, Bob
- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- George Mase (gmase@hopi.nsn.us)
- 'leroyshingoi@yahoo.com'
- Yazzie, Harrilene
- macfarlane.john@epamail.epa.gov
- daniel.tormey@cardno.com
- joe.lockerd@cardnotec.com
- Foster Kirby
- mmorris.opvp@gmail.com
- mmartine@blm.gov
- kimberly.demuth@cardno.com
- Nhonie@hopi.nsn.us
- rwhitehorsel@navajo-nsn.gov
- krishnab@frontier.com
- tgow@blm.gov
- Shyra Valdez
- a1martinez@blm.gov

Conversation Contents

Weekly Activity Report, REO/ABQ, 5/5-18/13

Attachments:

/60. Weekly Activity Report, REO/ABQ, 5/5-18/13/1.1 abq518.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Mon May 20 2013 11:26:21 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 5/5-18/13
Attachments: abq518.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft May Notes

Attachments:

/61. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft May Notes/1.1 050113 Draft Minutes - Cooperating
Agency Meeting v2.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon May 13 2013 11:01:16 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty"

To:

<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>,
"Williamson, Rick L." <rlwilliamson@osmre.gov>,
"Yellowman, Mychal" <myellowman@osmre.gov>, Amy
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<sharon_whitmore@fws.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft May Notes

Attachments:

050113 Draft Minutes - Cooperating Agency Meeting
v2.docx

Afternoon,

Attached are the Draft notes from the May 1, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, May 17, 2013. OSM will distribute the final notes prior to the next monthly meeting. The May 2013 Project Status Report was distributed on May, 7, 2013. Thanks again for your participation.

--

Marcelo Calle

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Program Support Division, Indian Programs Branch
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Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Status Report

Attachments:

/62. Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Status Report/1.1 Pinabete-FCPP Project Status Report 5-02-13.pdf

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu May 09 2013 08:09:29 GMT-0600 (MDT)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Status Report
Attachments: Pinabete-FCPP Project Status Report 5-02-13.pdf

Here is the latest report on the status of the Draft Non-delegated EIS and related issues. The main items are the change in the projected date for the Notice of Availability which has slipped a month and progress made by the Navajo Nation toward their purchase of the mine from BHP New Mexico Coal Company. If you have questions on any of the content just let me know.

--

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Conversation Contents

FCPP & Navajo Mine Energy Project - May 2013 Status Report

Attachments:

/63. FCPP & Navajo Mine Energy Project - May 2013 Status Report/1.1 Pinabete-FCPP Project Status Report 5-02-13.pdf

/63. FCPP & Navajo Mine Energy Project - May 2013 Status Report/2.1 Pinabete-FCPP Project Status Report 5-02-13.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue May 07 2013 15:42:35 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones

<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>, David Cambell
<david_campbell@fws.gov>, "Deanna L. Cummings"
<deanna.l.cummings@spa02.usace.army.mil>, "Baker,
Denise" <denise_baker@fws.gov>, Harrilene Yazzie
<harrilene.yazzie@bia.gov>, Joel Lusk
<joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com"
<kimberly.demuth@cardno.com>,
leroyshingoi@yahoo.com, John MacFarlane
<macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya
<mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr"
<nhonie@hopi.nsn.us>, Sharon Pinto
<sharon.pinto@bia.gov>, Sharon Whitmore
<sharon_whitmore@fws.gov>, Stephen Spencer
<stephen_spencer@ios.doi.gov>, Terry McClung
<terry.mcclung@bia.gov>, Wendell Honanie
<wendell.honanie@bia.gov>, Thomas Gow
<tgow@blm.gov>

Subject:

FCPP & Navajo Mine Energy Project - May 2013 Status
Report

Attachments:

Pinabete-FCPP Project Status Report 5-02-13.pdf

Afternoon all,

Attached is the May 2013 Project Status Report I did not distribute last week prior to the Cooperating Agencies call. Please let me know if you have any questions. The draft notes from last weeks meeting for your review are forthcoming.

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed May 08 2013 07:36:28 GMT-0600 (MDT)
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>
Subject: Fwd: FCPP & Navajo Mine Energy Project - May 2013 Status Report
Attachments: Pinabete-FCPP Project Status Report 5-02-13.pdf

Please print attachment for the Navajo Mine file.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Tue, May 7, 2013 at 3:42 PM
Subject: FCPP & Navajo Mine Energy Project - May 2013 Status Report
To: Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pkking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Thomas Gow <tgow@blm.gov>

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Marcelo Calle

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--

Stephen R. Spencer, PhD
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Information on the history of how we started the Navajo Mine/Four Corners PP DEIS

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Mon May 06 2013 14:55:39 GMT-0600 (MDT)
To: Marcelo Calle <mcalle@osmre.gov>
Subject: Information on the history of how we started the Navajo Mine/Four Corners PP DEIS

Hopefully this is what you are looking for. It is a short history of how we got to the current time. If you need any of the documentation I mention below, just let me know.

I was invited to a meeting regarding the Pre-2016 leasing issues on January 27, 2011. Rick Williamson and Brenda Steele from OSM, and Brent Musslewhite of BHP plus the Army Corp of Engineers folks were there. Bob Postle and Art Kleven were on the phone. I talked to Brent, Rick and Brenda afterwards and the subject of the post-2016 DEIS came up. I told them we would be in the same situation as we were on (b) (5). That is that a non-delegated EIS would be required. Brent then contacted me in March regarding a meeting to kick-off the process for a non-delegated EIS for the Four Corners PP/Navajo Mine Post-2016 permits and leases. I sent out an e-mail note on March 28, 2011, regarding decisions on the lead agency, etc. that would need to be made and requesting preferred dates for a meeting among potential cooperators and the project proponents. I sent a memo to NPS inviting them to consider being a cooperating agency on April 5, 2012 and they agreed. I sent a follow-up note to all involved on April 14 suggesting May 4 here at our building as the best date for a meeting between the companies and the cooperators. After that meeting, which led to a decision regarding the lead agency, I started working on the cooperators' MOU. I also received a letter from the Hopi Tribe agreeing to be a cooperator on July 13, 2012 after coordinating with the BIA Regional Office in Phoenix. The MOU was signed by all parties.

--

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon May 06 2013 17:12:41 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: Information on the history of how we started the Navajo Mine/Four Corners PP DEIS

Got it.Thank you Stephen.

On Mon, May 6, 2013 at 2:55 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Hopefully this is what you are looking for. It is a short history of how we got to the current time. If you need any of the documentation I mention below, just let me know.

I was invited to a meeting regarding the Pre-2016 leasing issues on January 27, 2011. Rick Williamson and Brenda Steele from OSM, and Brent Musslewhite of BHP plus the Army Corp of Engineers folks were there. Bob Postle and Art Kleven were on the phone. I talked to Brent, Rick and Brenda afterwards and the subject of the post-2016 DEIS came up. I told them we would be in the same situation as we were on (b) (5) [REDACTED] That is that a non-delegated EIS would be required. Brent then contacted me in March regarding a meeting to kick-off the process for a non-delegated EIS for the Four Corners PP/Navajo Mine Post-2016 permits and leases. I sent out an e-mail note on March 28, 2011, regarding decisions on the lead agency, etc. that would need to be made and requesting preferred dates for a meeting among potential cooperators and the project proponents. I sent a memo to NPS inviting them to consider being a cooperating agency on April 5, 2012 and they agreed. I sent a follow-up note to all involved on April 14 suggesting May 4 here at our building as the best date for a meeting between the companies and the cooperators. After that meeting, which led to a decision regarding the lead agency, I started working on the cooperators' MOU. I also received a letter from the Hopi Tribe agreeing to be a cooperator on July 13, 2012 after coordinating with the BIA Regional Office in Phoenix. The MOU was signed by all parties.

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--

Marcelo Calle

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT

Attachments:

/65. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - May 1, 2013 10-11 AM MDT/1.1 040313 Minutes - Cooperating
Agency Meeting.pdf
/65. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - May 1, 2013 10-11 AM MDT/2.1 040313 Minutes - Cooperating
Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Apr 30 2013 09:36:33 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumptewa
<chonyumptewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
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<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gilbert Becenti
<gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>,
Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber
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<marvin.keller@bia.gov>, Michele Morris
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<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse
Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
To:

Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroysHINGOI@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Thomas Gow <tgow@blm.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT

Attachments:

040313 Minutes - Cooperating Agency Meeting.pdf

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, May 1, 2013 from 10-11 AM MDT. I have attached the final minutes from the April 3, 2013 call.

I will distribute the May 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

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Program Support Division, Indian Programs Branch
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Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Apr 30 2013 10:40:00 GMT-0600 (MDT)
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency Teleconference - May 1, 2013 10-11
AM MDT
Attachments: 040313 Minutes - Cooperating Agency Meeting.pdf

Please print the attachment.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Tue, Apr 30, 2013 at 9:36 AM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
- May 1, 2013 10-11 AM MDT
To: Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>,

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Conversation Contents

Fwd: ASPMB Weekly Issues Memo

Attachments:

/66. Fwd: ASPMB Weekly Issues Memo/1.1 ASPMB weekly issues memo 041113.docx

/66. Fwd: ASPMB Weekly Issues Memo/1.2 PMB Office Report 04112013.docx

/66. Fwd: ASPMB Weekly Issues Memo/1.3 Reports awaiting mngmnt response (DOI and OS) as of 4-12-2013.pdf

/66. Fwd: ASPMB Weekly Issues Memo/1.4 Perf Goal Base (with OS Breakout) as of 4-11-13.pdf

/66. Fwd: ASPMB Weekly Issues Memo/1.5 Reports awaiting mngmnt response (DOI and OS) as of 4-12-2013.pdf

/66. Fwd: ASPMB Weekly Issues Memo/1.6 Perf Goal Base (with OS Breakout) as of 4-11-13.pdf

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Tue Apr 16 2013 04:32:34 GMT-0600 (MDT)
Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiying Zhang <karen_zhang@ios.doi.gov>, Andrea Shorter <andrea_shorter@ios.doi.gov>, Brian Milchak <brian_milchak@ios.doi.gov>, Catherine Cesnik <catherine_cesnik@ios.doi.gov>, Courtney Hoover <courtney_hoover@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Freida Williams <Freida_Williams@ios.doi.gov>, Jane Yagley <jane_yagley@ios.doi.gov>, John Nelson <john_nelson@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lisa Treichel <lisa_treichel@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Molly Ennis <molly_ennis@ios.doi.gov>, Pamela Innis <Pamela_Innis@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Ryan Sloan <ryan_sloan@ios.doi.gov>, Shawn Alam <shawn_alam@ios.doi.gov>, Tony Gudger

To:

<tony_gudger@ios.doi.gov>, Virginia Reddick
<Virginia_Reddick@ios.doi.gov>, William Lodder
<william_lodder@ios.doi.gov>, Willie Taylor
<Willie_Taylor@ios.doi.gov>, OS_PEP_REO
<os_pep_reo@ios.doi.gov>

Subject:

Fwd: ASPMB Weekly Issues Memo

Attachments:

ASPMB weekly issues memo 041113.docx PMB Office
Report 04112013.docx Reports awaiting mngmnt response
(DOI and OS) as of 4-12-2013.pdf Perf Goal Base (with OS
Breakout) as of 4-11-13.pdf Reports awaiting mngmnt
response (DOI and OS) as of 4-12-2013.pdf Perf Goal Base
(with OS Breakout) as of 4-11-13.pdf

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>

Date: Mon, Apr 15, 2013 at 3:21 PM

Subject: Fwd: ASPMB Weekly Issues Memo

To: Joel Clement <joel_clement@ios.doi.gov>, Steve Glomb

<steve_glomb@ios.doi.gov>, Kaiini Kaloi <kaiini_kaloi@ios.doi.gov>, Willie Taylor

<willie_taylor@ios.doi.gov>, Barbara Pitkin <barbara_pitkin@ios.doi.gov>, David Downes

<david_downes@ios.doi.gov>, Richard Dawson <richard_dawson@ios.doi.gov>

Cc: Tamera Bassford <tamera_bassford@ios.doi.gov>, Darlene Smith

<darlene_smith@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lori

Faeth <Lori_Faeth@ios.doi.gov>

See attachments.

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>

Date: Mon, Apr 15, 2013 at 2:27 PM

Subject: Fwd: ASPMB Weekly Issues Memo

To: Abigail Miller <abigail_d_miller@ios.doi.gov>, Angela Peavy

<Angela_Peavy@ios.doi.gov>, Catherine Callaway <Catherine_Callaway@ios.doi.gov>,

Holly Gonzalez <holly_gonzalez@ios.doi.gov>, Jean Parrish

<Jean_Parrish@ios.doi.gov>, Kashioka Minor <Kashioka_Minor@ios.doi.gov>, Loraine

Dawkins <loraine_dawkins@ios.doi.gov>, OS_PMB_Senior_Staff

<OS_PMB_Senior_Staff@ios.doi.gov>, Sandra Barnett <sandra_barnett@ios.doi.gov>,

Shirley Lewis <shirley_lewis@ios.doi.gov>, Susan Lang <susan_lang@ios.doi.gov>

Re-sending, apologies if this did not reach you on Friday... please share with your
offices...

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>

Date: Fri, Apr 12, 2013 at 12:02 PM

Subject: ASPMB Weekly Issues Memo

To: Weekly Reports OS <weeklyreports@ios.doi.gov>, James Anderson
<james_anderson@ios.doi.gov>

Cc: Rhea Suh <rhea_suh@ios.doi.gov>, Amy Holley <Amy_Holley@ios.doi.gov>, Pam
Haze <pam_haze@ios.doi.gov>, Nahal Hamidi <nahal_hamidi@ios.doi.gov>, Kashieka
Minor <Kashieka_Minor@ios.doi.gov>

Please see attached, thanks!

Karen Senhadji
Senior Advisor to the Assistant Secretary
Policy, Management and Budget
U.S. Department of the Interior
karen_senhadji@ios.doi.gov
Office 202-208-5479 , Cell 202-510-0651

--

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Senior Advisor to the Assistant Secretary
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U.S. Department of the Interior
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--

Angela Peavy
Office of the DAS-Policy and International Affairs
1849 C Street NW, Room 5129
Washington DC 20240
phone: 202-208-4852
fax: 202-513-0734
email: angela_peavy@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
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(F)202/208-6970

Conversation Contents

EPA edits - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft April Notes

Attachments:

/67. EPA edits - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft April Notes/1.1 EPA edits - 040313 Draft Minutes - Cooperating Agency Meeting.docx

"Vitulano, Karen" <Vitulano.Karen@epa.gov>

From: "Vitulano, Karen" <Vitulano.Karen@epa.gov>
Sent: Thu Apr 11 2013 15:55:29 GMT-0600 (MDT)
"Calle, Marcelo" <mcalle@osmre.gov>, Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "stephenbetsitty@navajo-nsn.gov"

To:

Whitehorse Larsen; Sam Yazzie; Scott Hall; Shannon Hoefeler; Simone Jones; Stan Webb; stephenbetsitty@navajo-nsn.gov; Tamera Dawes; Williamson, Rick L.; Yellowman, Mychal; amy.heuslein@bia.gov; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; kimberly.demuth@cardno.com; leroyshingoi@yahoo.com; MacFarlane, John; mlomaomvava@hopi.nsn.us; nhonie@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft April Notes

Afternoon,

Attached are the Draft notes from the April 3, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, April 19, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Regards,

--

Marcelo Calle

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft April Notes

Attachments:

/68. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft April Notes/1.1 040313 Draft Minutes - Cooperating
Agency Meeting.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Apr 11 2013 15:48:58 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty"

To:

<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>, amy.heuslein@bia.gov,
david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, kimberly.demuth@cardno.com,
leroyshingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, nhonie@hopi.nsn.us,
sharon.pinto@bia.gov, sharon_whitmore@fws.gov,
stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov,
wendell.honanie@bia.gov

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Draft April Notes

Attachments:

040313 Draft Minutes - Cooperating Agency Meeting.docx

Afternoon,

Attached are the Draft notes from the April 3, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, April 19, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Regards,

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Marcelo Calle

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From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Wed Apr 10 2013 07:22:35 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: High Priority Issues for the new Secretary

Steve,

Since the paper is not final yet (need to get Lori's and Rhea's comments) please do not share. Once we get their input, I'll check to see, but my guess is that it will be OK to share.

Willie

On Tue, Apr 9, 2013 at 3:04 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

The updated Navajo Mine briefing paper is attached. Mainly updated the schedule and made a few clarifying tweaks. I had a visit from a person that works in the Navajo Nation Office of the President and Vice President and mentioned we were preparing this briefing for the new Secretary and she was wondering if I could provide it to her. I told her I would ask your opinion. I don't think it is urgent since she knows everything that is in it. I think she is just wondering what we are telling the new Secretary.

On Tue, Apr 9, 2013 at 12:13 PM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

Please do so, tomorrow is fine if they do not occur within 100 days.

On Tue, Apr 9, 2013 at 2:12 PM, Spencer, Stephen

<stephen_spencer@ios.doi.gov> wrote:

I don't think I have anything at that level in the next 100 days. I have some updated time frames for the Navajo Mine briefing paper if you want me to update that.

On Tue, Apr 9, 2013 at 12:05 PM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

Topics and timeframes due by 3:00 PM today.

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Tue, Apr 9, 2013 at 1:55 PM

Subject: High Priority Issues for the new Secretary

To: joel_clement@ios.doi.gov, Barb Pitkin <Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>, Kimo Kaloi

<Kaiini_Kaloi@ios.doi.gov>, Mary Josie Blanchard

<MaryJosie_Blanchard@ios.doi.gov>, Olivia Ferriter

<Olivia_Ferriter@ios.doi.gov>, Rick Dawson <Richard_Dawson@ios.doi.gov>,

Steve Glomb <Steve_Glomb@ios.doi.gov>, Willie Taylor

<Willie_Taylor@ios.doi.gov>

All,

Rhea just asked me to put together a list of high priority things that should get on the new Secretary's radar screen for the first 100 days.

Need to get this to her by COB today so please send me anything you think we need to flag. Not looking for transition documents, just high-level, priority issues/meetings she should do.

(b) (5)

thanks

Lori

--

Lori Faeth
U.S. Department of the Interior
Deputy Assistant Secretary for Policy and International Affairs
202-208-4852
lori_faeth@ios.doi.gov

--

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Director, Office of Environmental Policy
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--

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Regional Environmental Officer
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Albuquerque, NM 87104
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

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--

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Apr 10 2013 07:38:10 GMT-0600 (MDT)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: High Priority Issues for the new Secretary

OK. No problem. Thanks.

On Wed, Apr 10, 2013 at 7:22 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:
Steve,

Since the paper is not final yet (need to get Lori's and Rhea's comments) please do not share. Once we get their input, I'll check to see, but my guess is that it will be OK to share.

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Tue, Apr 9, 2013 at 1:55 PM

Subject: High Priority Issues for the new Secretary

To: joel_clement@ios.doi.gov, Barb Pitkin <Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>, Kimo Kaloi <Kaiini_Kaloi@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Olivia Ferriter <Olivia_Ferriter@ios.doi.gov>, Rick Dawson <Richard_Dawson@ios.doi.gov>, Steve Glomb <Steve_Glomb@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>

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Need to get this to her by COB today so please send me anything you think we need to flag. Not looking for transition documents, just high-level, priority issues/meetings she should do.

(b) (5)

thanks

Lori

--

Lori Faeth
U.S. Department of the Interior
Deputy Assistant Secretary for Policy and International Affairs
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lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD
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Web Site: www.doi.gov/oepc/albuquerque.html

--

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Web Site: www.doi.gov/oepec/albuquerque.html

--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 3/31-4/6/13

Attachments:

171. Weekly Activity Report, REO/ABQ, 3/31-4/6/13/1.1 abq406.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Apr 05 2013 13:35:45 GMT-0600 (MDT)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 3/31-4/6/13
Attachments: abq406.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - April 3, 2013 10-11 AM MST

Attachments:

/72. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - April 3, 2013 10-11 AM MST/1.1 030613 Minutes - Cooperating
Agency Meeting.pdf
/72. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - April 3, 2013 10-11 AM MST/1.2 Pinabete-FCPP Project Status
Report 4-02-13.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Apr 02 2013 17:17:50 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein
<amy.heuslein@bia.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumptewa
<chonyumptewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gilbert Becenti
<gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>,
Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
To:

Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, kimberly.demuth@cardno.com, leroysingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, nhonie@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - April 3, 2013 10-11 AM MST

Attachments:

030613 Minutes - Cooperating Agency Meeting.pdf
Pinabete-FCPP Project Status Report 4-02-13.pdf

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, April 3, 2013 from 10-11 AM MST. I have attached the final minutes from the March 6, 2013 call as well as the April 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office



Conversation Contents

Fwd: Minor edits to ASPMB Major Projects

/73. Fwd: Minor edits to ASPMB Major Projects/1.1 ASPMB Major Projects with Regs 031813 (1).docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Thu Mar 28 2013 14:16:00 GMT-0600 (MDT)
To: Stephen Spencer <Stephen_Spencer@ios.doi.gov>
Subject: Fwd: Minor edits to ASPMB Major Projects
Attachments: ASPMB Major Projects with Regs 031813 (1).docx

Steve,

Are you OK with these changes in your project?

Willie

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

From: **Blanchard, Mary Josie** <maryjosie_blanchard@ios.doi.gov>
Date: Thu, Mar 28, 2013 at 3:59 PM
Subject: Minor edits to ASPMB Major Projects
To: Willie Taylor <willie_Taylor@ios.doi.gov>

--

Mary Josie Blanchard
Deputy Director
Office of Environmental Policy and Compliance
(202) 208-3891

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Mar 28 2013 14:19:03 GMT-0600 (MDT)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: Minor edits to ASPMB Major Projects

Sure. Those are fine.

On Thu, Mar 28, 2013 at 2:16 PM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

Steve,

Are you OK with these changes in your project?

Willie

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

From: **Blanchard, Mary Josie** <maryjosie_blanchard@ios.doi.gov>
Date: Thu, Mar 28, 2013 at 3:59 PM
Subject: Minor edits to ASPMB Major Projects
To: Willie Taylor <willie_Taylor@ios.doi.gov>

--

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html

Conversation Contents

Fwd: ACTION: Update Spreadsheet for Check In Meeting

/74. Fwd: ACTION: Update Spreadsheet for Check In Meeting/1.1 ASPMB Major Projects with Regs 031813.docx

/74. Fwd: ACTION: Update Spreadsheet for Check In Meeting/4.1 ASPMB Major Projects with Regs 031813.docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Thu Mar 28 2013 05:27:01 GMT-0600 (MDT)
David Sire <david_sire@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, Lindy M Nelson <Lindy_Nelson@ios.doi.gov>, Andrew Raddant <Andrew_Raddant@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Allison O'Brien <Allison_O'Brien@ios.doi.gov>, Mandy Lawrence <mandy_lawrence@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>
To:
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting
Attachments: ASPMB Major Projects with Regs 031813.docx

All,

Please send me your red line/strike out revisions by COB (your time) today.

Thanks,

Willie

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

From: **Faeth, Lori** <Lori_Faeth@ios.doi.gov>

Date: Thu, Mar 28, 2013 at 7:06 AM

Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting

To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Glomb, Steve J"

<Steve_Glomb@ios.doi.gov>, "Kaloi, Kaiini J" <Kaiini_Kaloi@ios.doi.gov>, "Clement,

Joel P" <Joel_Clement@ios.doi.gov>, "White, Levi A" <Levi_White@ios.doi.gov>, Ethan

Taylor <Ethan_Taylor@ios.doi.gov>

Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R"

<David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

All,

Please review the attached matrix and send updates to Willie (cc me).

thanks,

Lori

Sent from my iPad

Begin forwarded message:

From: "Holley, Amy" <amy_holley@ios.doi.gov<mailto:amy_holley@ios.doi.gov>>>
Date: March 27, 2013 4:32:59 PM EDT
To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov<mailto:os_pmb_senior_<WBR>staff@ios.doi.gov>>>
Subject: ACTION: Update Spreadsheet for Check In Meeting

All:

See attached for the latest Hayes/ASPMB Check In meeting spreadsheet. Our meeting is now scheduled for next Tuesday, so please have any updates to me by COB FRIDAY, MARCH 29. I'll need to resend to David's Office on Monday at noon. Thank you!

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Mar 28 2013 07:31:34 GMT-0600 (MDT)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: ACTION: Update Spreadsheet for Check In Meeting

Willie: The Navajo Pinabete Mine entry was substantially revised a few weeks ago and does not need any changes (except that there is a period missing at the end of the third sentence). There will be a conference call with the team next week which may result in some revisions for the next time we look at it.

On Thu, Mar 28, 2013 at 5:27 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

Please send me your red line/strike out revisions by COB (your time) today.

Thanks,

Willie

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

From: **Faeth, Lori** <Lori_Faeth@ios.doi.gov>

Date: Thu, Mar 28, 2013 at 7:06 AM

Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting

To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Glomb, Steve J" <Steve_Glomb@ios.doi.gov>, "Kaloi, Kaiini J" <Kaiini_Kaloi@ios.doi.gov>, "Clement, Joel P" <Joel_Clement@ios.doi.gov>, "White, Levi A" <Levi_White@ios.doi.gov>, Ethan Taylor <Ethan_Taylor@ios.doi.gov>

Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R" <David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

All,

Please review the attached matrix and send updates to Willie (cc me).

thanks,

Lori

Sent from my iPad

Begin forwarded message:

From: "Holley, Amy" <amy_holley@ios.doi.gov<mailto:amy_holley@ios.doi.gov>>

Date: March 27, 2013 4:32:59 PM EDT

To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov<mailto:os_pmb_senior_<WBR>staff@ios.doi.gov>>

Subject: ACTION: Update Spreadsheet for Check In Meeting

All:

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Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Thu Mar 28 2013 08:03:44 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: ACTION: Update Spreadsheet for Check In Meeting

Thanks, I'll see if I can get that period!

On Thu, Mar 28, 2013 at 9:31 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Willie: The Navajo Pinabete Mine entry was substantially revised a few weeks ago and does not need any changes (except that there is a period missing at the end of the third sentence). There will be a conference call with the team next week which may result in some revisions for the next time we look at it.

On Thu, Mar 28, 2013 at 5:27 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:

All,

Please send me your red line/strike out revisions by COB (your time) today.

Thanks,

Willie

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

From: **Faeth, Lori** <Lori_Faeth@ios.doi.gov>
Date: Thu, Mar 28, 2013 at 7:06 AM
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting
To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Glomb, Steve J" <Steve_Glomb@ios.doi.gov>, "Kaloi, Kaiini J" <Kaiini_Kaloi@ios.doi.gov>, "Clement, Joel P" <Joel_Clement@ios.doi.gov>, "White, Levi A" <Levi_White@ios.doi.gov>, Ethan Taylor <Ethan_Taylor@ios.doi.gov>
Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R" <David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

All,

Please review the attached matrix and send updates to Willie (cc me).

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Sent from my iPad

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From: "Holley, Amy" <amy_holley@ios.doi.gov<mailto:amy_holley@ios.doi.gov>>
Date: March 27, 2013 4:32:59 PM EDT
To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov<os_pmb_senior_WBR@ios.doi.gov>>
Subject: ACTION: Update Spreadsheet for Check In Meeting

All:

See attached for the latest Hayes/ASPMB Check In meeting spreadsheet. Our meeting is now scheduled for next Tuesday, so please have any updates to me by COB FRIDAY, MARCH 29. I'll need to resend to David's Office on Monday at noon. Thank you!

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Willie R. Taylor, PhD
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and Compliance
(O)202/208-3891
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Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
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(F)202/208-6970

Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>

From: Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>
Sent: Thu Mar 28 2013 10:34:56 GMT-0600 (MDT)
To: STEPHEN_SPENCER@ios.doi.gov,
PATRICIA_PORT@ios.doi.gov
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting
Attachments: ASPMB Major Projects with Regs 031813.docx

Are u involved in NEPA along southwest border?

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:33 AM
To: 'Emily Joseph@ios.doi.gov' <Emily_Joseph@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:32 AM
To: 'Robert F Stewart@ios.doi.gov' <Robert_F_Stewart@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

See Southwest border discussion

From: Taylor, Willie [mailto:willie_taylor@ios.doi.gov]
Sent: Thursday, March 28, 2013 04:27 AM
To: David Sire <david_sire@ios.doi.gov>; David Behler <david_behler@ios.doi.gov>; Stephen Spencer <Stephen_Spencer@ios.doi.gov>; Lindy M Nelson <Lindy_Nelson@ios.doi.gov>; Andrew Raddant <Andrew_Raddant@ios.doi.gov>; Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>; Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>; Allison O'Brien <Allison_O'Brien@ios.doi.gov>; Mandy Lawrence <mandy_lawrence@ios.doi.gov>; Loretta Sutton <loretta_sutton@ios.doi.gov>
Cc: Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting

All,

Please send me your red line/strike out revisions by COB (your time) today.

Thanks,

Willie

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

From: **Faeth, Lori** <Lori_Faeth@ios.doi.gov>
Date: Thu, Mar 28, 2013 at 7:06 AM
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting
To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Glomb, Steve J" <Steve_Glomb@ios.doi.gov>, "Kaloi, Kaiini J" <Kaiini_Kaloi@ios.doi.gov>, "Clement, Joel P" <Joel_Clement@ios.doi.gov>, "White, Levi A" <Levi_White@ios.doi.gov>, Ethan Taylor <Ethan_Taylor@ios.doi.gov>
Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R" <David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

All,

Please review the attached matrix and send updates to Willie (cc me).

thanks,

Lori

Sent from my iPad

Begin forwarded message:

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Date: March 27, 2013 4:32:59 PM EDT
To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov<mailto:os_pmb_senior_<WBR>staff@ios.doi.gov>>
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MARCH 29. I'll need to resend to David's Office on Monday at noon. Thank you!

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Port, Patricia" <patricia_port@ios.doi.gov>

From: "Port, Patricia" <patricia_port@ios.doi.gov>
Sent: Thu Mar 28 2013 10:48:40 GMT-0600 (MDT)
To: Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>
Subject: Re: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

Good Morning MJ,

Jon Andrew in HQ is the point person for this.

He holds monthly conference calls re border issues with bureau staff,, some of which I sit in on. They frequently conflict with higher priority calls so I have missed more than a few.

We have not been asked to participate, coordinate, or be involved, and I have not volunteered.

Hope this helps.

P2

On Thu, Mar 28, 2013 at 9:34 AM, Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov> wrote:

Are u involved in NEPA along southwest border?

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:33 AM
To: 'Emily Joseph@ios.doi.gov' <Emily_Joseph@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:32 AM

To: '[Robert F. Stewart@ios.doi.gov](mailto:Robert_F_Stewart@ios.doi.gov)' <Robert_F_Stewart@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

See Southwest border discussion

From: Taylor, Willie [mailto:willie_taylor@ios.doi.gov]
Sent: Thursday, March 28, 2013 04:27 AM
To: David Sire <david_sire@ios.doi.gov>; David Behler <david_behler@ios.doi.gov>; Stephen Spencer <Stephen_Spencer@ios.doi.gov>; Lindy M Nelson <Lindy_Nelson@ios.doi.gov>; Andrew Raddant <Andrew_Raddant@ios.doi.gov>; Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>; Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>; Allison O'Brien <Allison_O'Brien@ios.doi.gov>; Mandy Lawrence <mandy_lawrence@ios.doi.gov>; Loretta Sutton <loretta_sutton@ios.doi.gov>
Cc: Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting

All,

Please send me your red line/strike out revisions by COB (your time) today.

Thanks,

Willie

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

From: **Faeth, Lori** <Lori_Faeth@ios.doi.gov>
Date: Thu, Mar 28, 2013 at 7:06 AM
Subject: Fwd: ACTION: Update Spreadsheet for Check In Meeting
To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Glomb, Steve J" <Steve_Glomb@ios.doi.gov>, "Kaloi, Kaiini J" <Kaiini_Kaloi@ios.doi.gov>, "Clement, Joel P" <Joel_Clement@ios.doi.gov>, "White, Levi A" <Levi_White@ios.doi.gov>, Ethan Taylor <Ethan_Taylor@ios.doi.gov>
Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R" <David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

All,

Please review the attached matrix and send updates to Willie (cc me).

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Director, Office of Environmental Policy
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(O)202/208-3891
(F)202/208-6970

--

Patricia Sanderson Port
Regional Environmental Officer
Office of Environmental Policy and Compliance
US Department of the Interior
333 Bush St., Suite 515
San Francisco, CA 94104
ph: (415) 296-3355
cell: (415) 420-0524
fax: (415) 773-8334
Patricia_Port@ios.doi.gov

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Mar 28 2013 11:00:48 GMT-0600 (MDT)
To: Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>
Subject: Re: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

Not at this time. We usually don't get involved with EAs. We did provide comments on a
(b) (5)

On Thu, Mar 28, 2013 at 10:34 AM, Mary Josie Blanchard
<maryjosie_blanchard@ios.doi.gov> wrote:
Are u involved in NEPA along southwest border?

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:33 AM
To: 'Emily Joseph@ios.doi.gov' <Emily_Joseph@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

From: Mary Josie Blanchard [mailto:maryjosie_blanchard@ios.doi.gov]
Sent: Thursday, March 28, 2013 09:32 AM
To: 'Robert F Stewart@ios.doi.gov' <Robert_F_Stewart@ios.doi.gov>
Subject: Fw: Fwd: ACTION: Update Spreadsheet for Check In Meeting

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From: Taylor, Willie [mailto:willie_taylor@ios.doi.gov]
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Cc: "Pitkin, Barbara A" <Barbara_Pitkin@ios.doi.gov>, "Downes, David R" <David_Downes@ios.doi.gov>, "Faeth, Lori" <Lori_Faeth@ios.doi.gov>

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Stephen R. Spencer, PhD
Regional Environmental Officer
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U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepe/albuquerque.html

Conversation Contents

Navajo Mine Briefing Paper

175. Navajo Mine Briefing Paper/1.1 Navajo Mine Briefing Paper 3-22-2013.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Mar 22 2013 13:44:26 GMT-0600 (MDT)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>
Subject: Navajo Mine Briefing Paper
Attachments: Navajo Mine Briefing Paper 3-22-2013.docx

Bob suggested a revision in the version I had sent you so I made it in this one.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Fri Mar 22 2013 13:46:49 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: Navajo Mine Briefing Paper

Thank you

On Fri, Mar 22, 2013 at 3:44 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Bob suggested a revision in the version I had sent you so I made it in this one.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
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Conversation Contents

Weekly Activity Report, REO/ABQ, 3/17-23/13

/76. Weekly Activity Report, REO/ABQ, 3/17-23/13/1.1 abq323.doc

/76. Weekly Activity Report, REO/ABQ, 3/17-23/13/3.1 Navajo Mine Briefing Paper 3-21-2013.docx

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Mar 22 2013 13:12:23 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 3/17-23/13
Attachments: abq323.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Robert Stewart <robert_f_stewart@ios.doi.gov>

From: Robert Stewart <robert_f_stewart@ios.doi.gov>
Sent: Fri Mar 22 2013 13:15:24 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Weekly Activity Report, REO/ABQ, 3/17-23/13

Would you send me your briefing paper?

THX

From: Martinez, Shirley [mailto:shirley_martinez@ios.doi.gov]
Sent: Friday, March 22, 2013 1:12 PM
To: Blanchard, Mary Josie; Taylor, Willie R
Cc: Raddant, Andrew; Spencer, Stephen; Bergmann, Pamela; Port, Patricia; O'Brien, Allison; Stewart, Robert F.; Stanley, Joyce A
Subject: Weekly Activity Report, REO/ABQ, 3/17-23/13

--

Shirley G. Martinez

Regional Environmental Protection Assistant

U.S. Department of the Interior

Office of Environmental Policy & Compliance

1001 Indian School Road NW, Suite 348

Albuquerque, New Mexico 87104

Phone: (505) 563-3572; Fax: (505) 563-3066

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Mar 22 2013 13:22:02 GMT-0600 (MDT)
To: Robert Stewart <robert_f_stewart@ios.doi.gov>
Subject: Re: Weekly Activity Report, REO/ABQ, 3/17-23/13
Attachments: Navajo Mine Briefing Paper 3-21-2013.docx

It is a draft so please don't send it anywhere else. I have had no feedback on it from the Director yet. I am not sure I have the last sentence of the Introduction quite right.

On Fri, Mar 22, 2013 at 1:15 PM, Robert Stewart <robert_f_stewart@ios.doi.gov> wrote:

Would you send me your briefing paper?

THX

From: Martinez, Shirley [mailto:shirley_martinez@ios.doi.gov]
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To: Blanchard, Mary Josie; Taylor, Willie R
Cc: Raddant, Andrew; Spencer, Stephen; Bergmann, Pamela; Port, Patricia; O'Brien, Allison; Stewart, Robert F.; Stanley, Joyce A
Subject: Weekly Activity Report, REO/ABQ, 3/17-23/13

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U.S. Department of the Interior

Office of Environmental Policy & Compliance

1001 Indian School Road NW, Suite 348

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--

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Robert Stewart <robert_f_stewart@ios.doi.gov>

From: Robert Stewart <robert_f_stewart@ios.doi.gov>
Sent: Fri Mar 22 2013 13:28:59 GMT-0600 (MDT)
To: Stephen Spencer <stephen_spencer@ios.doi.gov>
Subject: RE: Weekly Activity Report, REO/ABQ, 3/17-23/13

Not a problem.

Re last sentence – suggest “. . . to EPA for publication in the Federal Register and made available for public review>”

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Friday, March 22, 2013 1:22 PM
To: Robert Stewart
Subject: Re: Weekly Activity Report, REO/ABQ, 3/17-23/13

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Would you send me your briefing paper?

THX

From: Martinez, Shirley [mailto:shirley_martinez@ios.doi.gov]
Sent: Friday, March 22, 2013 1:12 PM
To: Blanchard, Mary Josie; Taylor, Willie R
Cc: Raddant, Andrew; Spencer, Stephen; Bergmann, Pamela; Port, Patricia; O'Brien, Allison; Stewart, Robert F.; Stanley, Joyce A
Subject: Weekly Activity Report, REO/ABQ, 3/17-23/13

--

Shirley G. Martinez

Regional Environmental Protection Assistant

U.S. Department of the Interior

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Mar 22 2013 13:42:26 GMT-0600 (MDT)
To: Robert Stewart <robert_f_stewart@ios.doi.gov>
Subject: Re: Weekly Activity Report, REO/ABQ, 3/17-23/13

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

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177. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.2 020613 Minutes - Cooperating Agency Meeting .pdf
177. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/4.1 Pinabete-FCPP Project Status Report 3-05-13.pdf
177. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/5.1 030613 Draft Minutes - Cooperating Agency Meeting.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Mar 06 2013 09:09:41 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
To:

Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, kurt.schweigert@cardno.com, leroysingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments: Pinabete-FCPP Project Status Report 3-05-13.pdf 020613
Minutes - Cooperating Agency Meeting .pdf

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Non-Responsive

Participant Code: **Non-Responsive**

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- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

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Marcelo Calle

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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

"Yellowman, Mychal" <myellowman@osmre.gov>

From: "Yellowman, Mychal" <myellowman@osmre.gov>
Sent: Wed Mar 06 2013 10:15:38 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Call in Number for Today's Call

Non-Responsive

passcode: **Non-Responsive**

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
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Mychal Yellowman, P.E.

Environmental Protection Specialist

Navajo, McKinley, La Plata Haul Road and Burnham Mine Team Leader

Office of Surface Mining, Reclamation & Enforcement

Western Region Program Support Division

1999 Broadway Suite 3320

Denver, CO 8020-3050

ph: 303-293-5049

fx: 303-293-5032

myellowman@osmre.gov

Michele Morris <mmorris.opvp@gmail.com>

From: Michele Morris <mmorris.opvp@gmail.com>
Sent: Wed Mar 06 2013 10:17:06 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

FYI, i will not be able to join the call today as i will be accompanying the president to a function in shiprock,nm today, but Gloria Tom will be calling in for the NN and i provided her an update. thanks for your understanding.

michele

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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Mar 06 2013 15:28:08 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz

To:

<kate.bartz@cardnotec.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marcella Martinez
<mmartine@blm.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
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<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myyellowman@osmre.gov>, david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, kurt.schweigert@cardno.com,
leroyshingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Attachments:

Pinabete-FCPP Project Status Report 3-05-13.pdf

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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Fri Mar 22 2013 12:01:33 GMT-0600 (MDT)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White"

To: <frederickwhite@frontiernet.net>, Garry Cantley
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sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Attachments: 030613 Draft Minutes - Cooperating Agency Meeting.pdf

Afternoon,

Please see the attached draft meeting minutes from the March 6, 2013 Cooperating Agencies coordination call. Review and forward and comments regarding content and accuracy by COB Thursday, March 28, 2013. I will distribute the final notes in advance of the April 3, 2013 call. Thanks

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"Yazzie, Harrilene" <harrilene.yazzie@bia.gov>

From: "Yazzie, Harrilene" <harrilene.yazzie@bia.gov>
Sent: Fri Mar 22 2013 13:12:18 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon Marcelo,

For BIA Navajo Region, status remains unchanged. As for attendees, prob best to remove me since I didn't make the call.

Thank you - Harrilene

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Harrilene J. Yazzie, Regional NEPA Coordinator
Bureau of Indian Affairs - Navajo Region
Division of Environmental, Cultural, and Safety Management
P.O. Box 1060
Gallup, New Mexico 87301

P: (505) 863-8287

<http://www.bia.gov/WhoWeAre/RegionalOffices/Navajo/index.htm>

Conversation Contents

Fwd: ASPMB Weekly Issues Memo and Attachments

Attachments:

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/1.1 ASPMB weekly issues memo 030713 (1).docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/1.2 Sequestration Control Table by Bureau Summary 03.01.13 (1).pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/1.3 Reports awaiting mngmnt response (DOI and OS) as of 3-8-2013.pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/1.4 Perf Goal Base (with OS Breakout) as of 3-07-13.pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/1.5 PMB Office Report 03072013 (2).docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/2.1 ASPMB weekly issues memo 031413.docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/2.2 PMB Office Report 03142013.docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/2.3 Reports awaiting mngmnt response (DOI and OS) as of 3-15-2013.pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/2.4 Perf Goal Base (with OS Breakout) as of 3-14-13.pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/3.1 ASPMB weekly issues memo 032113.docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/3.2 PMB Office Report 03212013(1).docx

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/3.3 Perf Goal Base (with OS Breakout) as of 3-21-13.pdf

/78. Fwd: ASPMB Weekly Issues Memo and Attachments/3.4 Reports awaiting mngmnt response (DOI and OS) as of 3-21-2013.pdf

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Fri Mar 08 2013 12:10:39 GMT-0700 (MST)
Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiying Zhang <karen_zhang@ios.doi.gov>, Andrea Shorter <andrea_shorter@ios.doi.gov>, Brian Milchak <brian_milchak@ios.doi.gov>, Catherine Cesnik <catherine_cesnik@ios.doi.gov>, Courtney Hoover <courtney_hoover@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, David Sire

To: <david_sire@ios.doi.gov>, Freida Williams
<Freida_Williams@ios.doi.gov>, Jane Yagley
<jane_yagley@ios.doi.gov>, John Nelson
<john_nelson@ios.doi.gov>, Kathleen Bartholomew
<Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang
<Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph
<lajuan_randolph@ios.doi.gov>, Lisa Treichel
<lisa_treichel@ios.doi.gov>, Loretta Sutton
<loretta_sutton@ios.doi.gov>, Mary Josie Blanchard
<MaryJosie_Blanchard@ios.doi.gov>, Molly Ennis
<molly_ennis@ios.doi.gov>, Pamela Innis
<Pamela_Innis@ios.doi.gov>, Rachel Dagovitz
<Rachel_Dagovitz@ios.doi.gov>, Ryan Sloan
<ryan_sloan@ios.doi.gov>, Shawn Alam
<shawn_alam@ios.doi.gov>, Tony Gudger
<tony_gudger@ios.doi.gov>, Virginia Reddick
<Virginia_Reddick@ios.doi.gov>, William Lodder
<william_lodder@ios.doi.gov>, Willie Taylor
<Willie_Taylor@ios.doi.gov>, Allison O'Brien
<Allison_O'Brien@ios.doi.gov>, Andrew Raddant
<Andrew_Raddant@ios.doi.gov>, Joyce Stanley
<joyce_stanley@ios.doi.gov>, Lindy M Nelson
<Lindy_Nelson@ios.doi.gov>, Pamela Bergmann
<Pamela_Bergmann@ios.doi.gov>, Patricia Port
<patricia_port@ios.doi.gov>, Robert Stewart
<Robert_F_Stewart@ios.doi.gov>, Stephen Spencer
<Stephen_Spencer@ios.doi.gov>

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments

Attachments: ASPMB weekly issues memo 030713 (1).docx
Sequestration Control Table by Bureau Summary 03.01.13
(1).pdf Reports awaiting mngmnt response (DOI and OS) as
of 3-8-2013.pdf Perf Goal Base (with OS Breakout) as of 3-
07-13.pdf PMB Office Report 03072013 (2).docx

FYI

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>

Date: Fri, Mar 8, 2013 at 2:04 PM

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments

To: Barbara Pitkin <barbara_pitkin@ios.doi.gov>, David Downes

<david_downes@ios.doi.gov>, Joel Clement <joel_clement@ios.doi.gov>, Kaiini Kaloi

<kaiini_kaloi@ios.doi.gov>, Steve Glomb <steve_glomb@ios.doi.gov>, Willie Taylor

<willie_taylor@ios.doi.gov>, Ryan Close <ryan_close@ios.doi.gov>, Richard Dawson

<richard_dawson@ios.doi.gov>

Cc: Lori Faeth <Lori_Faeth@ios.doi.gov>, Darlene Smith <darlene_smith@ios.doi.gov>,

Tamera Bassford <tamera_bassford@ios.doi.gov>, Lajuan Randolph

<lajuan_randolph@ios.doi.gov>

See attachments.

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>
Date: Fri, Mar 8, 2013 at 12:21 PM
Subject: Fwd: ASPMB Weekly Issues Memo and Attachments
To: OS_PMB_Senior_Staff <OS_PMB_Senior_Staff@ios.doi.gov>, Shirley Lewis <shirley_lewis@ios.doi.gov>, Catherine Callaway <Catherine_Callaway@ios.doi.gov>, Jean Parrish <Jean_Parrish@ios.doi.gov>, Sandra Barnett <sandra_barnett@ios.doi.gov>, Abigail Miller <abigail_d_miller@ios.doi.gov>, Holly Gonzalez <holly_gonzalez@ios.doi.gov>, Angela Peavy <Angela_Peavy@ios.doi.gov>, Susan Lang <susan_lang@ios.doi.gov>, Loraine Dawkins <loraine_dawkins@ios.doi.gov>, Kashieka Minor <Kashieka_Minor@ios.doi.gov>

Please see attached and distribute to your offices, thanks!

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>
Date: Fri, Mar 8, 2013 at 12:20 PM
Subject: ASPMB Weekly Issues Memo and Attachments
To: Weekly Reports OS <weeklyreports@ios.doi.gov>, James Anderson <james_anderson@ios.doi.gov>
Cc: Rhea Suh <rhea_suh@ios.doi.gov>, Amy Holley <Amy_Holley@ios.doi.gov>, Pam Haze <pam_haze@ios.doi.gov>, Sarah Peterson <Sarah_E_Peterson@ios.doi.gov>, Nahal Hamidi <nahal_hamidi@ios.doi.gov>, Kashieka Minor <Kashieka_Minor@ios.doi.gov>

Please see attached, thanks!

--

Karen Senhadji
Senior Advisor to the Assistant Secretary
Policy, Management and Budget
U.S. Department of the Interior
karen_senhadji@ios.doi.gov
Office 202-208-5479 , Cell 202-510-0651

--

Karen Senhadji
Senior Advisor to the Assistant Secretary
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U.S. Department of the Interior
karen_senhadji@ios.doi.gov

Office 202-208-5479 , Cell 202-510-0651

--
Angela Peavy
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1849 C Street NW, Room 5129
Washington DC 20240
phone: 202-208-4852
fax: 202-513-0734
email: angela_peavy@ios.doi.gov

--
Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Fri Mar 15 2013 10:16:50 GMT-0600 (MDT)
Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiying Zhang <karen_zhang@ios.doi.gov>, Andrea Shorter <andrea_shorter@ios.doi.gov>, Brian Milchak <brian_milchak@ios.doi.gov>, Catherine Cesnik <catherine_cesnik@ios.doi.gov>, Courtney Hoover <courtney_hoover@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Freida Williams <Freida_Williams@ios.doi.gov>, Jane Yagley <jane_yagley@ios.doi.gov>, John Nelson <john_nelson@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lisa Treichel <lisa_treichel@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Molly Ennis <molly_ennis@ios.doi.gov>, Pamela Innis <Pamela_Innis@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Ryan Sloan <ryan_sloan@ios.doi.gov>, Shawn Alam

To:

<shawn_alam@ios.doi.gov>, Tony Gudger
<tony_gudger@ios.doi.gov>, Virginia Reddick
<Virginia_Reddick@ios.doi.gov>, William Lodder
<william_lodder@ios.doi.gov>, Willie Taylor
<Willie_Taylor@ios.doi.gov>, Allison O'Brien
<Allison_O'Brien@ios.doi.gov>, Andrew Raddant
<Andrew_Raddant@ios.doi.gov>, Joyce Stanley
<joyce_stanley@ios.doi.gov>, Lindy M Nelson
<Lindy_Nelson@ios.doi.gov>, Pamela Bergmann
<Pamela_Bergmann@ios.doi.gov>, Patricia Port
<patricia_port@ios.doi.gov>, Robert Stewart
<Robert_F_Stewart@ios.doi.gov>, Stephen Spencer
<Stephen_Spencer@ios.doi.gov>

Subject:

Fwd: ASPMB Weekly Issues Memo and Attachments

Attachments:

ASPMB weekly issues memo 031413.docx PMB Office
Report 03142013.docx Reports awaiting mngmnt response
(DOI and OS) as of 3-15-2013.pdf Perf Goal Base (with OS
Breakout) as of 3-14-13.pdf

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>

Date: Fri, Mar 15, 2013 at 12:02 PM

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments

To: Joel Clement <joel_clement@ios.doi.gov>, Steve Glomb
<steve_glomb@ios.doi.gov>, Kaiini Kaloi <kaiini_kaloi@ios.doi.gov>, Willie Taylor
<willie_taylor@ios.doi.gov>, Barbara Pitkin <barbara_pitkin@ios.doi.gov>, Ryan Close
<ryan_close@ios.doi.gov>

Cc: Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Tamera Bassford
<tamera_bassford@ios.doi.gov>, Darlene Smith <darlene_smith@ios.doi.gov>

See attachments.

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>

Date: Fri, Mar 15, 2013 at 11:38 AM

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments

To: Abigail Miller <abigail_d_miller@ios.doi.gov>, Angela Peavy
<Angela_Peavy@ios.doi.gov>, Catherine Callaway <Catherine_Callaway@ios.doi.gov>, Holly Gonzalez <holly_gonzalez@ios.doi.gov>, Jean Parrish
<Jean_Parrish@ios.doi.gov>, Kashiika Minor <Kashiika_Minor@ios.doi.gov>, Loraine Dawkins <loraine_dawkins@ios.doi.gov>, OS_PMB_Senior_Staff
<OS_PMB_Senior_Staff@ios.doi.gov>, Sandra Barnett <sandra_barnett@ios.doi.gov>, Shirley Lewis <shirley_lewis@ios.doi.gov>, Susan Lang <susan_lang@ios.doi.gov>

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>
Date: Fri, Mar 15, 2013 at 11:35 AM
Subject: ASPMB Weekly Issues Memo and Attachments
To: Weekly Reports OS <weeklyreports@ios.doi.gov>, James Anderson <james_anderson@ios.doi.gov>
Cc: Rhea Suh <rhea_suh@ios.doi.gov>, Pam Haze <pam_haze@ios.doi.gov>, Amy Holley <Amy_Holley@ios.doi.gov>, Sarah Peterson <Sarah_E_Peterson@ios.doi.gov>, Nahal Hamidi <nahal_hamidi@ios.doi.gov>, Kashioka Minor <Kashioka_Minor@ios.doi.gov>

Please see attached, thanks!

--

Karen Senhadji
Senior Advisor to the Assistant Secretary
Policy, Management and Budget
U.S. Department of the Interior
karen_senhadji@ios.doi.gov
Office 202-208-5479 , Cell 202-510-0651

--

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--
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fax: 202-513-0734
email: angela_peavy@ios.doi.gov

FYI

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Fri Mar 22 2013 09:18:37 GMT-0600 (MDT)
Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiying Zhang <karen_zhang@ios.doi.gov>, Andrea Shorter <andrea_shorter@ios.doi.gov>, Brian Milchak <brian_milchak@ios.doi.gov>, Catherine Cesnik <catherine_cesnik@ios.doi.gov>, Courtney Hoover <courtney_hoover@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Freida Williams <Freida_Williams@ios.doi.gov>, Jane Yagley <jane_yagley@ios.doi.gov>, John Nelson <john_nelson@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lisa Treichel <lisa_treichel@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Molly Ennis <molly_ennis@ios.doi.gov>, Pamela Innis <Pamela_Innis@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Ryan Sloan <ryan_sloan@ios.doi.gov>, Shawn Alam <shawn_alam@ios.doi.gov>, Tony Gudger <tony_gudger@ios.doi.gov>, Virginia Reddick <Virginia_Reddick@ios.doi.gov>, William Lodder <william_lodder@ios.doi.gov>, Willie Taylor <Willie_Taylor@ios.doi.gov>, OS_PEP_REO <os_pep_reo@ios.doi.gov>, Grace Cochon <Grace_Cochon@ios.doi.gov>

To:

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments
ASPMB weekly issues memo 032113.docx PMB Office Report 03212013(1).docx Perf Goal Base (with OS Breakout) as of 3-21-13.pdf Reports awaiting mngmnt response (DOI and OS) as of 3-21-2013.pdf

Attachments:

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>
Date: Fri, Mar 22, 2013 at 11:16 AM
Subject: Fwd: ASPMB Weekly Issues Memo and Attachments
To: Joel Clement <joel_clement@ios.doi.gov>, Steve Glomb <steve_glomb@ios.doi.gov>, Kaiini Kaloi <kaiini_kaloi@ios.doi.gov>, Willie Taylor <willie_taylor@ios.doi.gov>, Barbara Pitkin <barbara_pitkin@ios.doi.gov>, Ethan Taylor <ethan_taylor@ios.doi.gov>
Cc: Darlene Smith <darlene_smith@ios.doi.gov>, Tamera Bassford <tamera_bassford@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lori Faeth <Lori_Faeth@ios.doi.gov>

See attachments.

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>
Date: Fri, Mar 22, 2013 at 10:10 AM
Subject: Fwd: ASPMB Weekly Issues Memo and Attachments
To: Abigail Miller <abigail_d_miller@ios.doi.gov>, Angela Peavy <Angela_Peavy@ios.doi.gov>, Catherine Callaway <Catherine_Callaway@ios.doi.gov>, Holly Gonzalez <holly_gonzalez@ios.doi.gov>, Jean Parrish <Jean_Parrish@ios.doi.gov>, Kashieka Minor <Kashieka_Minor@ios.doi.gov>, Loraine Dawkins <loraine_dawkins@ios.doi.gov>, OS_PMB_Senior_Staff <OS_PMB_Senior_Staff@ios.doi.gov>, Sandra Barnett <sandra_barnett@ios.doi.gov>, Shirley Lewis <shirley_lewis@ios.doi.gov>, Susan Lang <susan_lang@ios.doi.gov>

Please distribute to your offices, thanks!

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>
Date: Fri, Mar 22, 2013 at 10:09 AM
Subject: ASPMB Weekly Issues Memo and Attachments
To: Weekly Reports OS <weeklyreports@ios.doi.gov>, James Anderson <james_anderson@ios.doi.gov>
Cc: Rhea Suh <rhea_suh@ios.doi.gov>, Pam Haze <pam_haze@ios.doi.gov>, Amy Holley <Amy_Holley@ios.doi.gov>, Sarah Peterson <Sarah_E_Peterson@ios.doi.gov>, Nahal Hamidi <nahal_hamidi@ios.doi.gov>, Kashieka Minor <Kashieka_Minor@ios.doi.gov>

Please see attached, thanks!

--

Karen Senhadji
Senior Advisor to the Assistant Secretary
Policy, Management and Budget
U.S. Department of the Interior
karen_senhadji@ios.doi.gov

Office 202-208-5479 , Cell 202-510-0651

--

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--

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Washington DC 20240
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email: angela_peavy@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
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(O)202/208-3891
(F)202/208-6970

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:36 PM

Conversation Contents

Revised Navajo Mine Briefing Paper

Attachments:

/79. Revised Navajo Mine Briefing Paper/1.1 Navajo Mine Briefing Paper 3-21-2013.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Mar 21 2013 15:22:36 GMT-0600 (MDT)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>
Subject: Revised Navajo Mine Briefing Paper
Attachments: Navajo Mine Briefing Paper 3-21-2013.docx

Here is the revised version with what is known about the schedule as of now inserted.

SRS

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Briefing paper for Navajo Mine/Four Corners Power Plant

Attachments:

/80. Briefing paper for Navajo Mine/Four Corners Power Plant/1.1 Navajo Mine Briefing Paper 3-20-2013.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Mar 20 2013 14:49:07 GMT-0600 (MDT)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>
Subject: Briefing paper for Navajo Mine/Four Corners Power Plant
Attachments: Navajo Mine Briefing Paper 3-20-2013.docx

See attached. Thought I would get this done since I had the information for it readily accessible today. Let me know if it needs more work like some reformatting or making it shorter. The guidance said 5 pages or less and this is only about 2.5.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 3/3-9/13

Attachments:

/81. Weekly Activity Report, REO/ABQ, 3/3-9/13/1.1 abq309.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Mar 08 2013 12:02:16 GMT-0700 (MST)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 3/3-9/13
Attachments: abq309.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

Fwd:

Attachments:

/83. Fwd:/1.1 OEPC FY 2013 Objectives 112912.docx

"Blanchard, Mary Josie" <maryjosie_blanchard@ios.doi.gov>

From: "Blanchard, Mary Josie"
<maryjosie_blanchard@ios.doi.gov>
Sent: Tue Mar 05 2013 14:02:44 GMT-0700 (MST)
To: os_pep_reo@ios.doi.gov
Subject: Fwd:
Attachments: OEPC FY 2013 Objectives 112912.docx

In case you did not have a copy

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

From: **Taylor, Willie** <willie_taylor@ios.doi.gov>
Date: Tue, Mar 5, 2013 at 3:22 PM
Subject:
To: Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

--

Mary Josie Blanchard
Deputy Director
Office of Environmental Policy and Compliance
(202) 208-3891

Conversation Contents

Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting

Attachments:

/84. Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting/1.1 ASPMB Major Projects with Regs 110112.docx

/84. Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting/2.1 ASPMB Major Projects with Regs spencer edits 2-27-13.docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Wed Feb 27 2013 11:30:31 GMT-0700 (MST)
Allison O'Brien <Allison_O'Brien@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>, Stephen Spencer <Stephen_Spencer@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>
To:
Subject: Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting
Attachments: ASPMB Major Projects with Regs 110112.docx

All,

Please update with red line/strike out and return to me NLT March 7th by COB your time.

David,

Please add a row that deal with drought.

Thanks

Willie

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Wed, Feb 27, 2013 at 1:14 PM

Subject: Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting

To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Steve Glomb

<Steve_Glomb@ios.doi.gov>, Kimo Kaloi <Kaiini_Kaloi@ios.doi.gov>, Joel Clement <joel_clement@ios.doi.gov>, Barb Pitkin <Barbara_Pitkin@ios.doi.gov>, David Downes <David_Downes@ios.doi.gov>

Can you please review and update the attached spreadsheet for the March check in with David Hayes.

Please get back to me with edits/additions/comments by cob March 13.

thanks,

Lori

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

From: **Holley, Amy** <amy_holley@ios.doi.gov>

Date: Wed, Feb 27, 2013 at 1:12 PM

Subject: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting

To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov>

Cc: Rhea Suh <Rhea_Suh@ios.doi.gov>

All:

The March Check In Meeting has been scheduled for March 15 at 11:00 am.

Accordingly, we will need to have our spreadsheet updated. Please edit/add/subtract your items on the attached and return to me by **COB, Monday March 11**. Thank you!

Amy

--

Lori Faeth

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD

Director, Office of Environmental Policy
and Compliance

(O)202/208-3891

(F)202/208-6970

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Feb 27 2013 14:10:52 GMT-0700 (MST)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting
Attachments: ASPMB Major Projects with Regs spencer edits 2-27-13.docx

My updated item on Navajo Mine/Four Corners Power Plant is included in redline/strikeout in the attachment.

On Wed, Feb 27, 2013 at 11:30 AM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:
All,

Please update with red line/strike out and return to me NLT March 7th by COB your time.

David,

Please add a row that deal with drought.

Thanks

Willie

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

From: **Faeth, Lori** <lori_faeth@ios.doi.gov>

Date: Wed, Feb 27, 2013 at 1:14 PM

Subject: Fwd: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting

To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Steve Glomb

<Steve_Glomb@ios.doi.gov>, Kimo Kaloi <Kaiini_Kaloi@ios.doi.gov>, Joel Clement

<joel_clement@ios.doi.gov>, Barb Pitkin <Barbara_Pitkin@ios.doi.gov>, David

Downes <David_Downes@ios.doi.gov>

Can you please review and update the attached spreadsheet for the March check in with David Hayes.

Please get back to me with edits/additions/comments by cob March 13.

thanks,

Lori

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

From: **Holley, Amy** <amy_holley@ios.doi.gov>

Date: Wed, Feb 27, 2013 at 1:12 PM

Subject: ACTION: DUE MARCH 11: Hayes/PMB Check In Meeting

To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov>

Cc: Rhea Suh <Rhea_Suh@ios.doi.gov>

All:

The March Check In Meeting has been scheduled for March 15 at 11:00 am.

Accordingly, we will need to have our spreadsheet updated. Please edit/add/subtract your items on the attached and return to me by **COB, Monday March 11**. Thank you!

Amy

--

Lori Faeth

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Willie R. Taylor, PhD

Director, Office of Environmental Policy
and Compliance

(O)202/208-3891

(F)202/208-6970

--

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

OSM-Cooperating Agency Coordination Call, February 6, 2013, Draft Meeting Minutes

Attachments:

/85. OSM-Cooperating Agency Coordination Call, February 6, 2013, Draft Meeting Minutes/1.1 020613 Draft Minutes - Cooperating Agency Meeting .docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Feb 13 2013 17:23:40 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, David Campbell <david_campbell@fws.gov>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Baker <denise_baker@fws.gov>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones

<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>,
deanna.l.cummings@spa02.usace.army.mil,
joel_lusk@fws.gov, kurt.schweigert@cardno.com,
leroyshingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

OSM-Cooperating Agency Coordination Call, February 6,
2013, Draft Meeting Minutes

Attachments:

020613 Draft Minutes - Cooperating Agency Meeting .docx

Afternoon,

Attached are the Draft notes from the February 6, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Tuesday, February 19, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

Weekly Activity Report, REO/ABQ, 2/3-9/13

Attachments:

/86. Weekly Activity Report, REO/ABQ, 2/3-9/13/1.1 abq209.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Feb 08 2013 13:52:08 GMT-0700 (MST)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 2/3-9/13
Attachments: abq209.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

RE: FCPP & Navajo Mine Energy Project - February Cooperating Agencies
Coordination Conference Call (UNCLASSIFIED)

"Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>

From: "Cummings, Deanna L SPA"
<Deanna.L.Cummings@usace.army.mil>

Sent: Wed Feb 06 2013 07:53:14 GMT-0700 (MST)

"Calle, Marcelo" <mcalle@osmre.gov>, Amanda Nisula
<anisula@blm.gov>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Dan Tormey
<daniel.tormey@cardno.com>, Denise Begay
<denise.begay@bia.gov>, Foster Kirby
<fkirby@osmre.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gilbert Becenti
<gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber
<john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
<mmorris.opvp@gmail.com>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones
<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>, "amy.heuslein@bia.gov"
<amy.heuslein@bia.gov>, "david_campbell@fws.gov"
<david_campbell@fws.gov>, "denise_baker@fws.gov"
<denise_baker@fws.gov>, "harrilene.yazzie@bia.gov"

To:

<harrilene.yazzie@bia.gov>, "joel_lusk@fws.gov"
<joel_lusk@fws.gov>, "kurt.schweigert@cardno.com"
<kurt.schweigert@cardno.com>,
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
"macfarlane.john@epamail.epa.gov"
<macfarlane.john@epamail.epa.gov>,
"mlomaomvaya@hopi.nsn.us"
<mlomaomvaya@hopi.nsn.us>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "sharon_whitmore@fws.gov"
<sharon_whitmore@fws.gov>,
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>, "terry.mcclung@bia.gov"
<terry.mcclung@bia.gov>, "wendell.honanie@bia.gov"
<wendell.honanie@bia.gov>

Subject:

RE: FCPP & Navajo Mine Energy Project - February
Cooperating Agencies Coordination Conference Call
(UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Marcelo:

I have a correction to the minutes. Please change: "North of the ponds is another isolated wetland due to construction of infiltration facilities and the groundwater interception trench associated with NPDES permitting." to "Northwest of the ponds is an isolated reach of ephemeral stream 20 feet long and 1.5 feet wide exhibiting an ordinary high water mark. The isolation is, in part, likely due to past construction of an infiltration trench associated with NPDES permitting requirements that would also have been authorized without need for notification under existing 404 nationwide permits at the time."

My apologies if I did not make myself clear during the discussion.

Deanna

(b) (6)

-----Original Message-----

From: Calle, Marcelo [mailto:mcalles@osmre.gov]

Sent: Tuesday, February 05, 2013 7:40 PM

To: Amanda Nisula; Cheryl Eckhardt; Clayton Honyumtewa; Dan Tormey; Cummings, Deanna L SPA; Denise Begay; Foster Kirby; Frederick H. White; Garry Cantley; George Mase; Gilbert Becenti; Gloria Tom; Joe Lockerd; John Reber; John Stucker; John Wessels; Joseph Galluzzi; Karen Vitulano; Kate Bartz; Lara Rozzell; Marvin Keller; Michele Morris; Postle, Bob; Powell King; R MALDONADO; Sam Yazzie; Scott Hall; Shannon Hoefeler; Simone Jones; Stan Webb; Stephen B. Etsitty; Tamera Dawes; Williamson, Rick L.; Yellowman, Mychal; amy.heuslein@bia.gov; david_campbell@fws.gov; Cummings, Deanna L SPA; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; kurt.schweigert@cardno.com;

leroyshingoi@yahoo.com; macfarlane.john@epamail.epa.gov;
mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov;
stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov
Subject: FCPP & Navajo Mine Energy Project - February Cooperating Agencies
Coordination Conference Call

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies
Coordination call on Wednesday, February 6, 2013 from 10-11 AM MST. I have attached
the final minutes from the January 16, 2013 call (with submitted edits applied) as well as
the February 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Program Support Division, Indian Programs Branch
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Classification: UNCLASSIFIED
Caveats: NONE

Conversation Contents

FCPP & Navajo Mine Energy Project - February Cooperating Agencies Coordination Conference Call

Attachments:

- /88. FCPP & Navajo Mine Energy Project - February Cooperating Agencies Coordination Conference Call/1.1 Pinabete-FCPP Project Status Report 2-05-13.pdf
- /88. FCPP & Navajo Mine Energy Project - February Cooperating Agencies Coordination Conference Call/1.2 011613 Minutes - Cooperating Agency Telecon.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Feb 05 2013 19:40:06 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb

<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>, amy.heuslein@bia.gov,
david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, kurt.schweigert@cardno.com,
leroyshingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov
FCPP & Navajo Mine Energy Project - February
Cooperating Agencies Coordination Conference Call

Subject:

Attachments:

Pinabete-FCPP Project Status Report 2-05-13.pdf 011613
Minutes - Cooperating Agency Telecon.pdf

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, February 6, 2013 from 10-11 AM MST. I have attached the final minutes from the January 16, 2013 call (with submitted edits applied) as well as the February 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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mcalle@osmre.gov

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Conversation Contents

Fwd: ASPMB Weekly Issues Memo and Attachments

Attachments:

/89. Fwd: ASPMB Weekly Issues Memo and Attachments/1.1 ASPMB weekly issues memo 012413.docx

/89. Fwd: ASPMB Weekly Issues Memo and Attachments/1.2 Perf Goal Base (with OS Breakout) as of 1-24-13.pdf

/89. Fwd: ASPMB Weekly Issues Memo and Attachments/1.3 Reports awaiting mngmnt response (DOI and OS) as of January 24, 2013.pdf

/89. Fwd: ASPMB Weekly Issues Memo and Attachments/1.4 PMB Office Report 01242013.docx

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Fri Jan 25 2013 08:44:04 GMT-0700 (MST)
Emily Joseph <Emily_Joseph@ios.doi.gov>, Qiying Zhang <karen_zhang@ios.doi.gov>, Andrea Shorter <andrea_shorter@ios.doi.gov>, Brian Milchak <brian_milchak@ios.doi.gov>, Catherine Cesnik <catherine_cesnik@ios.doi.gov>, Courtney Hoover <courtney_hoover@ios.doi.gov>, David Behler <david_behler@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>, Freida Williams <Freida_Williams@ios.doi.gov>, Jane Yagley <jane_yagley@ios.doi.gov>, John Nelson <john_nelson@ios.doi.gov>, Kathleen Bartholomew <Kathleen_Bartholomew@ios.doi.gov>, Kathleen Chiang <Kathleen_Chiang@ios.doi.gov>, Lajuan Randolph <lajuan_randolph@ios.doi.gov>, Lisa Treichel <lisa_treichel@ios.doi.gov>, Loretta Sutton <loretta_sutton@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, Molly Ennis <molly_ennis@ios.doi.gov>, Pamela Innis <Pamela_Innis@ios.doi.gov>, Rachel Dagovitz <Rachel_Dagovitz@ios.doi.gov>, Ryan Sloan <ryan_sloan@ios.doi.gov>, Shawn Alam <shawn_alam@ios.doi.gov>, Tony Gudger <tony_gudger@ios.doi.gov>, Virginia Reddick <Virginia_Reddick@ios.doi.gov>, William Lodder <william_lodder@ios.doi.gov>, Willie Taylor

To:

<Willie_Taylor@ios.doi.gov>, Allison O'Brien
<Allison_O'Brien@ios.doi.gov>, Andrew Raddant
<Andrew_Raddant@ios.doi.gov>, Joyce Stanley
<joyce_stanley@ios.doi.gov>, Lindy M Nelson
<Lindy_Nelson@ios.doi.gov>, Pamela Bergmann
<Pamela_Bergmann@ios.doi.gov>, Patricia Port
<patricia_port@ios.doi.gov>, Robert Stewart
<Robert_F_Stewart@ios.doi.gov>, Stephen Spencer
<Stephen_Spencer@ios.doi.gov>

Subject:

Fwd: ASPMB Weekly Issues Memo and Attachments

Attachments:

ASPMB weekly issues memo 012413.docx Perf Goal Base
(with OS Breakout) as of 1-24-13.pdf Reports awaiting
mngmnt response (DOI and OS) as of January 24, 2013.pdf
PMB Office Report 01242013.docx

FYI

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

From: **Peavy, Angela** <angela_peavy@ios.doi.gov>

Date: Fri, Jan 25, 2013 at 10:37 AM

Subject: Fwd: ASPMB Weekly Issues Memo and Attachments

To: Barbara Pitkin <barbara_pitkin@ios.doi.gov>, David Downes

<david_downes@ios.doi.gov>, Joel Clement <joel_clement@ios.doi.gov>, Kaiini Kaloi

<kaiini_kaloi@ios.doi.gov>, Steve Glomb <steve_glomb@ios.doi.gov>, Willie Taylor

<willie_taylor@ios.doi.gov>

Cc: Lori Faeth <Lori_Faeth@ios.doi.gov>, Tamera Bassford

<tamera_bassford@ios.doi.gov>, Darlene Smith <darlene_smith@ios.doi.gov>, Lajuan

Randolph <lajuan_randolph@ios.doi.gov>

See attachments. Corrected, per Karen.

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

From: **Senhadji, Karen** <karen_senhadji@ios.doi.gov>

Date: Fri, Jan 25, 2013 at 10:36 AM

Subject: Re: ASPMB Weekly Issues Memo and Attachments

To: OS_PMB_Senior_Staff <OS_PMB_Senior_Staff@ios.doi.gov>, Shirley Lewis

<shirley_lewis@ios.doi.gov>, Catherine Callaway <Catherine_Callaway@ios.doi.gov>,

Sandra Barnett <sandra_barnett@ios.doi.gov>, Jean Parrish

<Jean_Parrish@ios.doi.gov>, Abigail Miller <abigail_d_miller@ios.doi.gov>, Holly

Gonzalez <holly_gonzalez@ios.doi.gov>, Angela Peavy <Angela_Peavy@ios.doi.gov>,

Susan Lang <susan_lang@ios.doi.gov>, Loraine Dawkins

<loraine_dawkins@ios.doi.gov>

My apologies, please see corrected version of weekly issues memo attached (last one was blank, sorry!) Attachments same.

On Fri, Jan 25, 2013 at 10:14 AM, Senhadji, Karen <karen_senhadji@ios.doi.gov> wrote:
Please see attached and distribute to your offices, thanks!

Karen Senhadji
Senior Advisor to the Assistant Secretary
Policy, Management and Budget
U.S. Department of the Interior
karen_senhadji@ios.doi.gov
Office 202-208-5479 , Cell 202-510-0651

--

Angela Peavy
Office of the DAS-Policy and International Affairs
1849 C Street NW, Room 5129
Washington DC 20240
phone: 202-208-4852
fax: 202-513-0734
email: angela_peavy@ios.doi.gov

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

Conversation Contents

Final Scoping Summary Report is available on the OSM Project website

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jan 23 2013 15:56:54 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rlwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, leroysingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,

To:

terry.mcclung@bia.gov, wendell.honanie@bia.go
Final Scoping Summary Report is available on the OSM
Project website

Subject:

Afternoon,

The Final Scoping Summary Report has been posted to the OSM FCPP & Navajo Mine Energy Project website under Project News. Please see the link below.

http://www.wrcc.osmre.gov/Current_Initiatives/fcnavprj/FCPPEIS.shtm

If you have any questions or comments please contact me.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

Conversation Contents

Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes

Attachments:

/91. Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes/1.1 011613 Draft Minutes - Cooperating Agency Meeting.docx
/91. Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes/2.1 011613 Draft Minutes - Cooperating Agency Meeting.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jan 23 2013 15:24:58 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rlwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty"

To:

<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, leroysingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

Cooperating Agencies Coordination Conference Call -
January 16, 2013 meeting notes

Attachments:

011613 Draft Minutes - Cooperating Agency Meeting.docx

Afternoon,

Attached are the draft meeting notes from the January 16, 2013 Cooperating Agencies coordination call. Please review for accuracy and completeness and forward suggested corrections or comments by Thursday, January 31, 2013. I will distribute the final notes before the February call.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Jan 23 2013 15:35:45 GMT-0700 (MST)
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>
Subject: Fwd: Cooperating Agencies Coordination Conference Call -
January 16, 2013 meeting notes
Attachments: 011613 Draft Minutes - Cooperating Agency Meeting.docx

Please print the attachment so I can have it for the file.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>

Date: Wed, Jan 23, 2013 at 3:24 PM

Subject: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes

To: Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rlwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, leroyshingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov

Cc: Dan Tormey <daniel.tormey@cardno.com>, "Kurt.Schweigert" <Kurt.Schweigert@cardno.com>, Foster Kirby <FKirby@osmre.gov>

Afternoon,

Attached are the draft meeting notes from the January 16, 2013 Cooperating Agencies coordination call. Please review for accuracy and completeness and forward suggested corrections or comments by Thursday, January 31, 2013. I will distribute the final notes before the February call.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

--

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 1/13-19/2013

Attachments:

/92. Weekly Activity Report, REO/ABQ, 1/13-19/2013/1.1 abq119.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Jan 18 2013 12:51:59 GMT-0700 (MST)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 1/13-19/2013
Attachments: abq119.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
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1001 Indian School Road NW, Suite 348
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Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report

/93. Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report/1.1 Pinabete-FCPP Project Status Report 1-07-13 (2).docx

"Klein, Al" <aklein@osmre.gov>

From: "Klein, Al" <aklein@osmre.gov>
Sent: Tue Jan 15 2013 16:27:03 GMT-0700 (MST)
Sharon Pinto <sharon.pinto@bia.gov>, Jesse Juen <jjuen@blm.gov>, Benjamin Tuggle <benjamin_tuggle@fws.gov>, John Wessels <john_wessels@nps.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, manzanilla.enrique@epa.gov, allan.e.steinle@usace.army.mil
To:
Subject: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report
Attachments: Pinabete-FCPP Project Status Report 1-07-13 (2).docx

Regional Task Force Members:

Happy New Year to all. Find attached the most recent status report for the Four Corners Power Plant and Navajo Mine Energy Project. These reports will be coming to you on a monthly basis. We are available at any time to address any questions you may have on this report or other matters associated with this project.

Stephen Spencer <stephen_spencer@ios.doi.gov>

From: Stephen Spencer <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 15 2013 17:57:46 GMT-0700 (MST)
To: aklein@osmre.gov
Subject: Re: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report

Thanks.

From: Klein, Al [mailto:aklein@osmre.gov]
Sent: Tuesday, January 15, 2013 04:27 PM
To: Sharon Pinto <sharon.pinto@bia.gov>; Jesse Juen <jjuen@blm.gov>; Benjamin Tuggle <benjamin_tuggle@fws.gov>; John Wessels <john_wessels@nps.gov>; Stephen Spencer <stephen_spencer@ios.doi.gov>; manzanilla.enrique@epa.gov <manzanilla.enrique@epa.gov>; allan.e.steinle@usace.army.mil <allan.e.steinle@usace.army.mil>
Cc: Bob Postle <bpostle@osmre.gov>; Rick Williamson <rwilliamson@osmre.gov>
Subject: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report

Regional Task Force Members:

Happy New Year to all. Find attached the most recent status report for the Four Corners Power Plant and Navajo Mine Energy Project. These reports will be coming to you on a monthly basis. We are available at any time to address any questions you may have on this report or other matters associated with this project.

Conversation Contents

Navajo Pinabete Coal Mine-Four Corners Power Plant Draft Non-delegated EIS Update

Attachments:

/94. Navajo Pinabete Coal Mine-Four Corners Power Plant Draft Non-delegated EIS Update/1.1 Navajo Pinabete Mine-FCPP Project Status Report 1-07-13.pdf

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 15 2013 10:00:41 GMT-0700 (MST)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Coal Mine-Four Corners Power Plant Draft Non-delegated EIS Update
Attachments: Navajo Pinabete Mine-FCPP Project Status Report 1-07-13.pdf

For your information/awareness, attached is the project progress update including schedule for deliverables etc.

--

Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/95. RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.1 120512 Minutes - Cooperating Agency Telecon.pdf

/95. RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.2 Pinabete-FCPP Project Status Report 1-07-13.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jan 15 2013 09:33:36 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rlwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones

<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, leroysingoi@yahoo.com,
macfarlane.john@epamail.epa.gov,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine
Energy Project EIS - Cooperating Agency Teleconference

Attachments:

120512 Minutes - Cooperating Agency Telecon.pdf
Pinabete-FCPP Project Status Report 1-07-13.pdf

Morning,

Just a reminder for tomorrow's Cooperating Agency Teleconference; January 16, 2013 from 10 -11 AM MST. I have attached the notes from the December 5, 2012 meeting and the January 2013 Status Report Summary.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

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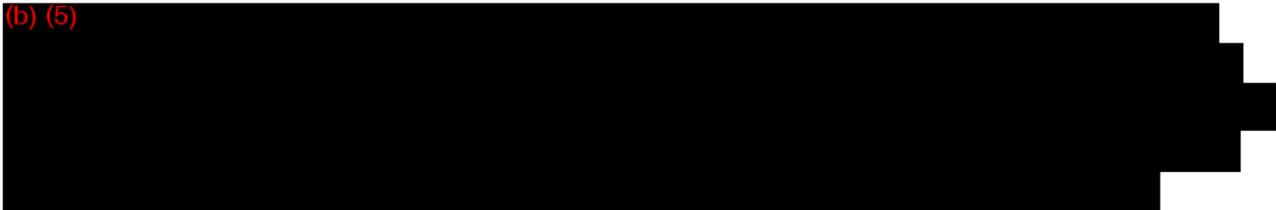
Conversation Contents

Possible discussion items for Directors' Meeting

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Jan 08 2013 15:05:54 GMT-0700 (MST)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Possible discussion items for Directors' Meeting

Possible discussion items are here. Not sure how much detail you want at this point.

- (b) (5) 
- Revisions of Region 6 Regional Spill Contingency Plan, Inland Plan and five Coastal Area Contingency Plans following abandonment of the One Gulf Plan that covered the entire Gulf of Mexico. REO ABQ is coordinating comments on the revisions of all the plans with appropriate bureau offices.
- Coordination of required consultations on pre-authorization plans for use of dispersants (surface and sub-sea), surface washing agents and solidifying agents. REO ABQ is chairing the Regional Response Team 6 ad hoc committee on consultations to aid in getting the endangered species act section 7, National Historic Preservation Act section 106, and Essential Fish Habitat consultations completed and in place by working with all parties concerned to complete the processes.

Just let me know if you need more or more detail.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

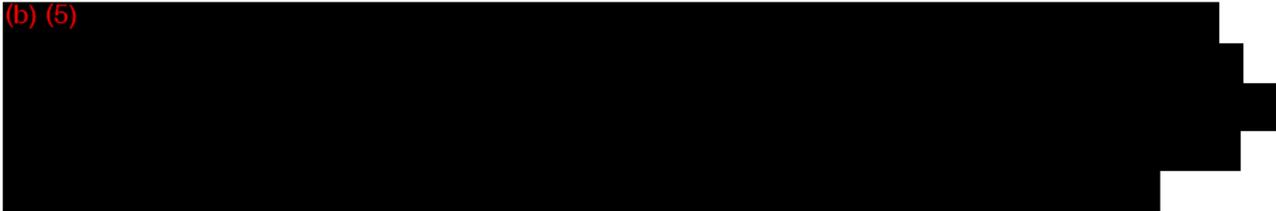
Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>

From: Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>
Sent: Tue Jan 08 2013 15:31:59 GMT-0700 (MST)
To: STEPHEN_SPENCER@ios.doi.gov
Subject: Re: Possible discussion items for Directors' Meeting

This looks good

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Tuesday, January 08, 2013 03:05 PM
To: Willie Taylor <Willie_Taylor@ios.doi.gov>; Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Possible discussion items for Directors' Meeting

Possible discussion items are here. Not sure how much detail you want at this point.

- (b) (5)

- Revisions of Region 6 Regional Spill Contingency Plan, Inland Plan and five Coastal Area Contingency Plans following abandonment of the One Gulf Plan that covered the entire Gulf of Mexico. REO ABQ is coordinating comments on the revisions of all the plans with appropriate bureau offices.
- Coordination of required consultations on pre-authorization plans for use of dispersants (surface and sub-sea), surface washing agents and solidifying agents. REO ABQ is chairing the Regional Response Team 6 ad hoc committee on consultations to aid in getting the endangered species act section 7, National Historic Preservation Act section 106, and Essential Fish Habitat consultations completed and in place by working with all parties concerned to complete the processes.

Just let me know if you need more or more detail.

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Stephen R. Spencer, PhD
Regional Environmental Officer
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1001 Indian School Road NW, Suite 348
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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 12/16-22/12

Attachments:

/97. Weekly Activity Report, REO/ABQ, 12/16-22/12/1.1 abqD22.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Dec 21 2012 10:29:17 GMT-0700 (MST)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 12/16-22/12
Attachments: abqD22.doc

--
Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
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Conversation Contents

WAR for your reviews

/98. WAR for your reviews/1.1 abqD22.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Dec 21 2012 09:45:50 GMT-0700 (MST)
To: "Spencer, Stephen" <STEPHEN_SPENCER@ios.doi.gov>
Subject: WAR for your reviews
Attachments: abqD22.doc

--

Shirley G. Martinez
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U.S. Department of the Interior
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Phone: (505) 563-3572; Fax: (505) 563-3066

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Fri Dec 21 2012 09:59:21 GMT-0700 (MST)
To: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Subject: Re: WAR for your reviews

Looks ok.

On Fri, Dec 21, 2012 at 9:45 AM, Martinez, Shirley <shirley_martinez@ios.doi.gov> wrote:

--

Shirley G. Martinez
Regional Environmental Protection Assistant

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--

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Dec 19 2012 13:50:24 GMT-0700 (MST)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

I just wanted to alert you that I received a call from representatives of BHP Billiton New Mexico Coal Company a while ago and they wanted to alert me that there are announcements being made today by the Navajo Nation and others regarding the proposed sale of the Navajo Coal Mine to the Navajo Nation. There is a preliminary MOU between the Navajo Nation and BHP that will govern the terms of the sale. Final evaluation of the transaction is ongoing involving sale of stock, economic analyses etc. This will preserve 800 jobs associated with the mine and reduce the amount of tax the Navajo Nation has to pay (a net loss to the State of New Mexico). (b) (5)

I was told that OSM in Denver and at HQ has been briefed as have SOL/ABQ and DEN and Letty Belin, who presumably has briefed the Deputy Secretary. Just wanted you to be aware in case you heard something and wondered what is going on. The President of the Navajo Nation and the Tribal Council are in favor of this transaction going forward.

--
Stephen R. Spencer, PhD
Regional Environmental Officer
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Wed Dec 19 2012 13:51:57 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

Thanks for the information.

On Wed, Dec 19, 2012 at 3:50 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I just wanted to alert you that I received a call from representatives of BHP Billiton New Mexico Coal Company a while ago and they wanted to alert me that there are announcements being made today by the Navajo Nation and others regarding the proposed sale of the Navajo Coal Mine to the Navajo Nation. There is a preliminary MOU between the Navajo Nation and BHP that will govern the terms of the sale. Final evaluation of the transaction is ongoing involving sale of stock, economic analyses etc.

This will preserve 800 jobs associated with the mine and reduce the amount of tax the Navajo Nation has to pay (a net loss to the State of New Mexico). (b) (5)

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Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance

(O)202/208-3891
(F)202/208-6970

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Dec 19 2012 13:55:23 GMT-0700 (MST)
To: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Subject: Re: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

You are welcome and have a nice holiday season.

On Wed, Dec 19, 2012 at 1:51 PM, Taylor, Willie <willie_taylor@ios.doi.gov> wrote:
Thanks for the information.

On Wed, Dec 19, 2012 at 3:50 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I just wanted to alert you that I received a call from representatives of BHP Billiton New Mexico Coal Company a while ago and they wanted to alert me that there are announcements being made today by the Navajo Nation and others regarding the proposed sale of the Navajo Coal Mine to the Navajo Nation. There is a preliminary MOU between the Navajo Nation and BHP that will govern the terms of the sale.

Final evaluation of the transaction is ongoing involving sale of stock, economic analyses etc. This will preserve 800 jobs associated with the mine and reduce the amount of tax the Navajo Nation has to pay (a net loss to the State of New Mexico).

(b) (5)

I was told that OSM in Denver and at HQ has been briefed as have SOL/ABQ and DEN and Letty Belin, who presumably has briefed the Deputy Secretary. Just wanted you to be aware in case you heard something and wondered what is going on. The President of the Navajo Nation and the Tribal Council are in favor of this transaction going forward.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

--
Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

--
Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Dec 19 2012 13:56:04 GMT-0700 (MST)
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>
Subject: Fwd: Navajo Pinabete Mine - Four Corners Power Plant
Draft EIS

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

From: **Spencer, Stephen** <stephen_spencer@ios.doi.gov>
Date: Wed, Dec 19, 2012 at 1:50 PM
Subject: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard
<MaryJosie_Blanchard@ios.doi.gov>, David Sire <david_sire@ios.doi.gov>

I just wanted to alert you that I received a call from representatives of BHP Billiton New Mexico Coal Company a while ago and they wanted to alert me that there are announcements being made today by the Navajo Nation and others regarding the proposed sale of the Navajo Coal Mine to the Navajo Nation. There is a preliminary MOU between the Navajo Nation and BHP that will govern the terms of the sale. Final evaluation of the transaction is ongoing involving sale of stock, economic analyses etc.

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>

From: Mary Josie Blanchard <maryjosie_blanchard@ios.doi.gov>
Sent: Wed Dec 19 2012 13:55:07 GMT-0700 (MST)
To: STEPHEN_SPENCER@ios.doi.gov,
willie_Taylor@ios.doi.gov, david_sire@ios.doi.gov
Subject: Re: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

Thanks

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Wednesday, December 19, 2012 01:50 PM
To: Willie Taylor <Willie_Taylor@ios.doi.gov>; Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>; David Sire <david_sire@ios.doi.gov>
Subject: Navajo Pinabete Mine - Four Corners Power Plant Draft EIS

I just wanted to alert you that I received a call from representatives of BHP Billiton New Mexico Coal Company a while ago and they wanted to alert me that there are announcements being made today by the Navajo Nation and others regarding the proposed sale of the Navajo Coal Mine to the Navajo Nation. There is a preliminary MOU between the Navajo Nation and BHP that will govern the terms of the sale. Final evaluation of the transaction is ongoing involving sale of stock, economic analyses etc.

This will preserve 800 jobs associated with the mine and reduce the amount of tax the Navajo Nation has to pay (a net loss to the State of New Mexico). (b) (5)

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Conversation Contents

Invitation: RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy P... @ Wed Jan 16 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/100. Invitation: RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy P... @ Wed Jan 16 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 16:45:46 GMT-0700 (MST)
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"sharon_whitmore@fws.gov" <sharon_whitmore@fws.gov>,
"gtom@nndfw.org" <gtom@nndfw.org>,
"deanna.l.cummings@spa02.usace.army.mil"
<deanna.l.cummings@spa02.usace.army.mil>,
"stephenbetsitty@navajo-nsn.gov"
<stephenbetsitty@navajo-nsn.gov>, "jgalluzz@blm.gov"
<jgalluzz@blm.gov>, Mychal Yellowman
<myyellowman@osmre.gov>, "mlomaomvaya@hopi.nsn.us"
<mlomaomvaya@hopi.nsn.us>, Rick Williamson
<rlwilliamson@osmre.gov>, "cheryl_eckhardt@nps.gov"
<cheryl_eckhardt@nps.gov>, "pking@blm.gov"
<pking@blm.gov>, "kate.bartz@cardnotec.com"
<kate.bartz@cardnotec.com>, "lara_r_rozzell@nps.gov"
<lara_r_rozzell@nps.gov>, "carlos.jallo@cardnotec.com"
<carlos.jallo@cardnotec.com>, "john_wessels@nps.gov"
<john_wessels@nps.gov>,
"frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "shoefe@blm.gov"
<shoefe@blm.gov>, "gilbert.becenti@bia.gov"
<gilbert.becenti@bia.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "marvin.keller@bia.gov"
<marvin.keller@bia.gov>, "anisula@blm.gov"
<anisula@blm.gov>, "shall@blm.gov" <shall@blm.gov>,
"harrilene.yazzie@bia.gov" <harrilene.yazzie@bia.gov>,
"jstucker@frontiernet.net" <jstucker@frontiernet.net>,
"joel_lusk@fws.gov" <joel_lusk@fws.gov>,
"denise_baker@fws.gov" <denise_baker@fws.gov>,
To:

"tamera.dawes@bia.gov" <tamera.dawes@bia.gov>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
"deanna.l.cummings@usace.army.mil"
<deanna.l.cummings@usace.army.mil>,
"rpm_crcs@yahoo.com" <rpm_crcs@yahoo.com>, Bob
Postle <bpostle@osmre.gov>,
"chonyumptewa@hopi.nsn.us"
<chonyumptewa@hopi.nsn.us>,
"wendell.honanie@bia.gov" <wendell.honanie@bia.gov>,
"denise.begay@bia.gov" <denise.begay@bia.gov>,
"terry.mcclung@bia.gov" <terry.mcclung@bia.gov>,
"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"mlmorris@navajo-nsn.gov" <mlmorris@navajo-nsn.gov>,
"amy.heuslein@bia.gov" <amy.heuslein@bia.gov>,
"vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "stan.webb@bia.gov"
<stan.webb@bia.gov>, "john_reber@nps.gov"
<john_reber@nps.gov>, "gmase@hopi.nsn.us"
<gmase@hopi.nsn.us>, "leroyshingoi@yahoo.com"
<leroyshingoi@yahoo.com>, "david_campbell@fws.gov"
<david_campbell@fws.gov>

Subject:

Invitation: RESCHEDULED to JAN 16, 2013 - FCPP &
Navajo Mine Energy P... @ Wed Jan 16 10am - 11am
(stephen_spencer@ios.doi.gov)

Attachments:

invite.ics

**RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy
Project EIS - Cooperating Agency Teleconference**

[more details »](#)

Afternoon,

In my haste to reschedule this meeting I overlooked OSM's scheduled Section 106 coordination meeting to be held on Wednesday January 9, 2013. The recurring monthly Cooperating Agencies coordination meeting is re-scheduled to be held on Wednesday, January 16, 2013 from 10am to 11am MST. We will resume to the original schedule (first Wednesday of every month) in February. Apologies for the confusion.

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)

- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When Wed Jan 16 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Calendar stephen_spencer@ios.doi.gov

Who

- mcalle@osmre.gov - organizer
- sharon_whitmore@fws.gov
- gtom@nndfw.org
- deanna.l.cummins@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jqalluzz@blm.gov
- Mychal Yellowman
- mlomaomvava@hopi.nsn.us
- Rick Williamson
- cheryl_eckhardt@nps.gov
- pkinq@blm.gov
- kate.bartz@cardnotec.com
- lara_r.rozzell@nps.gov
- carlos.jallo@cardnotec.com
- john_wessels@nps.gov
- frederickwhite@frontiernet.net
- shoefele@blm.gov
- gilbert.becenti@bia.gov
- garry.cantley@bia.gov
- sharon.pinto@bia.gov
- marvin.keller@bia.gov
- anisula@blm.gov
- shall@blm.gov
- harrilene.yazzie@bia.gov
- istucker@frontiernet.net
- joel_lusk@fws.gov
- denise_baker@fws.gov
- tamera.dawes@bia.gov
- simone.jones@bia.gov
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- Bob Postle
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- denise.begay@bia.gov
- Stephen Spencer
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- sam.yazzie@bia.gov
- mlmorris@navajo-nsn.gov
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- vitulano.karen@epamail.epa.gov
- stan.webb@bia.gov
- john_reber@nps.gov
- gmase@hopi.nsn.us
- leroyshingoi@yahoo.com
- david_campbell@fws.gov

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

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Conversation Contents

Canceled Event: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS... @ Wed Jan 9 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/101. Canceled Event: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS... @ Wed Jan 9 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 16:33:16 GMT-0700 (MST)
To: "stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>
Subject: Canceled Event: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS... @ Wed Jan 9 10am - 11am (stephen_spencer@ios.doi.gov)
Attachments: invite.ics

This event has been canceled and removed from your calendar.

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

* EIS Development Status (OSM report)

- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When Wed Jan 9 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # Non-Responsive; Code Non-Responsive ([map](#))

Calendar stephen_spencer@ios.doi.gov

- Who
- mcalle@osmre.gov - organizer
 - sharon_whitmore@fws.gov
 - gtom@nndfw.org
 - deanna.l.cumplings@spa02.usace.army.mil
 - stephenbetsitty@navajo-nsn.gov
 - jgalluzz@blm.gov
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- john_reber@nps.gov
- gmase@hopi.nsn.us
- lerovshingoi@yahoo.com
- david_campbell@fws.gov

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Conversation Contents

[Update] RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS -
Cooperating Agency

"mcalle@osmre.gov" <mcalle@osmre.gov>

From: "mcalle@osmre.gov" <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 16:27:48 GMT-0700 (MST)
"leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
"harrilene.yazzie@bia.gov" <harrilene.yazzie@bia.gov>,
"shall@blm.gov" <shall@blm.gov>,
"gilbert.becenti@bia.gov" <gilbert.becenti@bia.gov>,
"frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "denise.begay@bia.gov"
<denise.begay@bia.gov>, "terry.mcclung@bia.gov"
<terry.mcclung@bia.gov>,
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"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"mlomaomvaya@hopi.nsn.us"
<mlomaomvaya@hopi.nsn.us>, "joel_lusk@fws.gov"
<joel_lusk@fws.gov>, "rpm_crcs@yahoo.com"
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"vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "john_reber@nps.gov"
<john_reber@nps.gov>, "gtom@nndfw.org"
<gtom@nndfw.org>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "rlwilliamson@osmre.gov"
<rlwilliamson@osmre.gov>, "shoefele@blm.gov"
<shoefele@blm.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "chonyumptewa@hopi.nsn.us"
<chonyumptewa@hopi.nsn.us>, "mlmorris@navajo-
nsn.gov" <mlmorris@navajo-nsn.gov>,
To: "wendell.honanie@bia.gov" <wendell.honanie@bia.gov>,
"john_wessels@nps.gov" <john_wessels@nps.gov>,
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"myellowman@osmre.gov" <myellowman@osmre.gov>,
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"deanna.l.cummings@spa02.usace.army.mil"
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"jgalluzz@blm.gov" <jgalluzz@blm.gov>,
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<stephenbetsitty@navajo-nsn.gov>,
"carlos.jallo@cardnotec.com"
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<tamera.dawes@bia.gov>, "gmase@hopi.nsn.us"
<gmase@hopi.nsn.us>, "kate.bartz@cardnotec.com"
<kate.bartz@cardnotec.com>, "stan.webb@bia.gov"
<stan.webb@bia.gov>, "cheryl_eckhardt@nps.gov"
<cheryl_eckhardt@nps.gov>, "denise_baker@fws.gov"
<denise_baker@fws.gov>, "bpostle@osmre.gov"
<bpostle@osmre.gov>, "sharon_whitmore@fws.gov"
<sharon_whitmore@fws.gov>, "mcalles@osmre.gov"
<mcalles@osmre.gov>

Subject:

[Update] RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency

Afternoon,

In my rush to reschedule I managed to overlook the fact that the OSM Section 106 Coordination meeting is scheduled for January 9, 2013. The monthly Cooperating Agencies coordination meeting will again need to be re-scheduled to Wednesday, January 16, 2013 from 10AM -11AM. Apologies for confusion. I will update the meeting request.

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

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Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

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- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

When Wed Jan 9 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Who

- Marcelo Calle - organizer
- sharon_whitmore@fws.gov
- gtom@nndfw.org
- deanna.l.cummings@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jgalluzz@blm.gov
- Mychal Yellowman
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- Rick Williamson
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- anisula@blm.gov
- shall@blm.gov
- harrilene.vazzie@bia.gov
- jstucker@frontiernet.net
- joel_lusk@fws.gov
- denise_baker@fws.gov
- tamera.dawes@bia.gov
- simone.jones@bia.gov
- deanna.l.cummings@usace.army.mil

- rpm_crcs@yahoo.com
- Bob Postle
- chonyumptewa@hopi.nsn.us
- wendell.honanie@bia.gov
- denise.begay@bia.gov
- stephen_spencer@ios.doi.gov
- terry.mcclung@bia.gov
- sam.yazzie@bia.gov
- mlmorris@navajo-nsn.gov
- amy.heuslein@bia.gov
- vitulano.karen@epamail.epa.gov
- stan.webb@bia.gov
- john_reber@nps.gov
- gmase@hopi.nsn.us
- leroyshingoi@yahoo.com
- david_campbell@fws.gov

Conversation Contents

Canceled Event: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jan 2 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/103. Canceled Event: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jan 2 10am - 11am (stephen_spencer@ios.doi.gov)/1.1
invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 16:02:25 GMT-0700 (MST)
To: "stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>
Subject: Canceled Event: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Jan 2 10am - 11am (stephen_spencer@ios.doi.gov)
Attachments: invite.ics

This event has been canceled and removed from your calendar.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When Wed Jan 2 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Calendar stephen_spencer@ios.doi.gov

Who

- mcalle@osmre.gov - organizer
- 'Jallo, Carlos F.'
- Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
- Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
- 'Cummings, Deanna L SPA'
- Frederick H. White (frederickhwhite@frontiernet.net)
- George Mase (gmase@hopi.nsn.us)
- Gloria Tom (gtom@nndfw.org)
- John Stucker (jstucker@frontiernet.net)
- 'Bartz, Kate L.'
- 'leroyshingoi@yahoo.com'
- Michele Morris (mlmorris@navajo-nsn.gov)
- Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
- R MALDONADO
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- Yellowman, Mychal
- Webb, Stan
- Yazzie, Harrilene
- Pinto, Sharon
- '[Lara R Rozzell@nps.gov](mailto:Lara_R_Rozzell@nps.gov)'
- Postle, Bob
- Williamson, Rick L.
- Dawes, Tamera
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Galluzzi, Joseph
- Hall, Scott V
- Keller, Marvin
- Baker, Denise
- Honanie, Wendell
- David Cambell (David_Campbell@fws.gov)
- Cantley, Garry
- Begay, Denise

- McClung, Terry
- King, Powell F
- Nisula, Amanda L
- Whitmore, Sharon
- 'john_wessels@nps.gov'
- Joel_Lusk@fws.gov
- Stephen Spencer
- Yazzie, Sam
- Hoefeler, Shannon D
- Jones, Simone
- Heuslein, Amy
- Becenti, Gilbert
- John Reber (john_reber@nps.gov)

Invitation from [Google Calendar](#)

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for cancellations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Conversation Contents

Invitation: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS... @ Wed Jan 9 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/104. Invitation: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS... @ Wed Jan 9 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 16:01:00 GMT-0700 (MST)
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>,
"sharon_whitmore@fws.gov" <sharon_whitmore@fws.gov>,
"gtom@nndfw.org" <gtom@nndfw.org>,
"deanna.l.cummings@spa02.usace.army.mil"
<deanna.l.cummings@spa02.usace.army.mil>,
"stephenbetsitty@navajo-nsn.gov"
<stephenbetsitty@navajo-nsn.gov>, "jgalluzz@blm.gov"
<jgalluzz@blm.gov>, Mychal Yellowman
<myyellowman@osmre.gov>, "mlomaomvaya@hopi.nsn.us"
<mlomaomvaya@hopi.nsn.us>, Rick Williamson
<rlwilliamson@osmre.gov>, "cheryl_eckhardt@nps.gov"
<cheryl_eckhardt@nps.gov>, "pking@blm.gov"
<pking@blm.gov>, "kate.bartz@cardnotec.com"
<kate.bartz@cardnotec.com>, "lara_r_rozzell@nps.gov"
<lara_r_rozzell@nps.gov>, "carlos.jallo@cardnotec.com"
<carlos.jallo@cardnotec.com>, "john_wessels@nps.gov"
<john_wessels@nps.gov>,
"frederickhwhite@frontiernet.net"
<frederickhwhite@frontiernet.net>, "shoefele@blm.gov"
<shoefele@blm.gov>, "gilbert.becenti@bia.gov"
<gilbert.becenti@bia.gov>, "garry.cantley@bia.gov"
<garry.cantley@bia.gov>, "sharon.pinto@bia.gov"
<sharon.pinto@bia.gov>, "marvin.keller@bia.gov"
<marvin.keller@bia.gov>, "anisula@blm.gov"
<anisula@blm.gov>, "shall@blm.gov" <shall@blm.gov>,
"harrilene.yazzie@bia.gov" <harrilene.yazzie@bia.gov>,
"jstucker@frontiernet.net" <jstucker@frontiernet.net>,
"joel_lusk@fws.gov" <joel_lusk@fws.gov>,
"denise_baker@fws.gov" <denise_baker@fws.gov>,
To:

"tamera.dawes@bia.gov" <tamera.dawes@bia.gov>,
"simone.jones@bia.gov" <simone.jones@bia.gov>,
"deanna.l.cummings@usace.army.mil"
<deanna.l.cummings@usace.army.mil>,
"rpm_crcs@yahoo.com" <rpm_crcs@yahoo.com>, Bob
Postle <bpostle@osmre.gov>,
"chonyumtewa@hopi.nsn.us"
<chonyumtewa@hopi.nsn.us>,
"wendell.honanie@bia.gov" <wendell.honanie@bia.gov>,
"denise.begay@bia.gov" <denise.begay@bia.gov>,
"terry.mcclung@bia.gov" <terry.mcclung@bia.gov>,
"sam.yazzie@bia.gov" <sam.yazzie@bia.gov>,
"mlmorris@navajo-nsn.gov" <mlmorris@navajo-nsn.gov>,
"amy.heuslein@bia.gov" <amy.heuslein@bia.gov>,
"vitulano.karen@epamail.epa.gov"
<vitulano.karen@epamail.epa.gov>, "stan.webb@bia.gov"
<stan.webb@bia.gov>, "john_reber@nps.gov"
<john_reber@nps.gov>, "gmase@hopi.nsn.us"
<gmase@hopi.nsn.us>, "leroyshingoi@yahoo.com"
<leroyshingoi@yahoo.com>, "david_campbell@fws.gov"
<david_campbell@fws.gov>

Subject:

Invitation: RESCHEDULED JAN 9 - FCPP & Navajo Mine
Energy Project EIS... @ Wed Jan 9 10am - 11am
(stephen_spencer@ios.doi.gov)

Attachments:

invite.ics

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - [more details »](#)
Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When Wed Jan 9 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive** Code **Non-Responsive** ([map](#))

Calendar stephen_spencer@ios.doi.gov

Who

- mcalle@osmre.gov - organizer
- sharon_whitmore@fws.gov
- gtom@nndfw.org
- deanna.l.cumplings@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jqalluzz@blm.gov
- Mychal Yellowman
- mlomaomvava@hopi.nsn.us
- Rick Williamson
- cheryl_eckhardt@nps.gov
- pkinq@blm.gov
- kate.bartz@cardnotec.com
- lara_r.rozzell@nps.gov
- carlos.jallo@cardnotec.com
- john_wessels@nps.gov
- frederickwhite@frontiernet.net
- shoefele@blm.gov
- gilbert.becenti@bia.gov
- garry.cantley@bia.gov
- sharon.pinto@bia.gov
- marvin.keller@bia.gov
- anisula@blm.gov
- shall@blm.gov
- harrilene.yazzie@bia.gov
- istucker@frontiernet.net
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- denise_baker@fws.gov
- tamera.dawes@bia.gov
- simone.jones@bia.gov
- deanna.l.cumplings@usace.army.mil
- rpm_crcs@yahoo.com
- Bob Postle
- chonyumptewa@hopi.nsn.us

- wendell.honanie@bia.gov
- denise.begay@bia.gov
- Stephen Spencer
- terry.mcclung@bia.gov
- sam.yazzie@bia.gov
- mlmorris@navajo-nsn.gov
- amy.heuslein@bia.gov
- vitulano.karen@epamail.epa.gov
- stan.webb@bia.gov
- john_reber@nps.gov
- gmase@hopi.nsn.us
- lerovshingoi@yahoo.com
- david_campbell@fws.gov

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

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To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Rescheduled January Call

Attachments:

/105. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Rescheduled January Call/1.1 120512 Minutes - Cooperating
Agency Telecon.pdf
/105. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Rescheduled January Call/1.2 Draft Cumulative Projects Memo
103012.pdf
/105. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Rescheduled January Call/1.3 Draft FourCorners Cumulative
Map 111212.PDF

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 15:21:54 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Carlos Jallo
<carlos.jallo@cardnotec.com>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumtewa
<chonyumtewa@hopi.nsn.us>, Deanna L SPA Cummings
<deanna.l.cummings@usace.army.mil>, Denise Begay
<denise.begay@bia.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase
<gmase@hopi.nsn.us>, Gilbert Becenti
<gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>,
John Reber <john_reber@nps.gov>, John Stucker
<jstucker@frontiernet.net>, John Wessels
<john_wessels@nps.gov>, Joseph Galluzzi
<jgalluzz@blm.gov>, Karen Vitulano
<vitulano.karen@epamail.epa.gov>, Kate Bartz
<kate.bartz@cardnotec.com>, Lara Rozzell
<lara_r_rozzell@nps.gov>, Marvin Keller
<marvin.keller@bia.gov>, Michele Morris
To: <mlmorris@navajo-nsn.gov>, "Postle, Bob"
<bpostle@osmre.gov>, Powell King <pking@blm.gov>, R
MALDONADO <rpm_crcs@yahoo.com>, Sam Yazzie
<sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>,
Shannon Hoefeler <shoefele@blm.gov>, Simone Jones

<simone.jones@bia.gov>, Stan Webb
<stan.webb@bia.gov>, "Stephen B. Etsitty"
<stephenbetsitty@navajo-nsn.gov>, Tamera Dawes
<tamera.dawes@bia.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Yellowman, Mychal"
<myellowman@osmre.gov>, amy.heuslein@bia.gov,
david_campbell@fws.gov,
deanna.l.cummings@spa02.usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, leroysingoi@yahoo.com,
mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov,
sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov,
terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference - Rescheduled January Call

Attachments:

120512 Minutes - Cooperating Agency Telecon.pdf Draft
Cumulative Projects Memo 103012.pdf Draft FourCorners
Cumulative Map 111212.PDF

Good afternoon,

Attached are the minutes from the December 5, 2102 Cooperating
Agency coordination conference call. Please review for accuracy and provide revisions as
necessary.

Due to the holidays OSM will reschedule this meeting for the following week on
Wednesday, January 9, 2013 same time (10AM - 11AM MST).

I would also like to remind the cooperating agencies to please review the attached
memorandum and associated map discussing the preliminary list of regional projects to
be considered in cumulative effects analysis. Please review for completeness and
accuracy of proposed projects to be considered. Please forward any regional projects you
feel should be considered. Thank you in advance for your assistance.

Have a great holiday!

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax



Conversation Contents

Section 106 Consultation Coordination Letter(s)

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Dec 12 2012 11:10:09 GMT-0700 (MST)
Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, John Reber <john_reber@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Michele Morris <mlmorris@navajo-nsn.gov>, Powell King <pking@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, amy.heuslein@bia.gov, deanna.l.cummings@spa02.usace.army.mil, harrilene.yazzie@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, rhtsosie@nndoj.org, "Richard.Grimes" <Richard.Grimes@aps.com>, kent.kc.applegate@bhpbilliton.com, "Horn, Claudette" <Claudette.Horn@pnmresources.com>
To:
Subject: Section 106 Consultation Coordination Letter(s)

Good Morning,

You likely have received a letter(s) from OSM providing information regarding the scheduled Section 106 Coordination meeting to be held on January 9, 2013 in Farmington, New Mexico. All Cooperating agency contacts were included (copied) in the mailing as well as the Proponents. The mailing you received included two letters; a letter intended for SHPO, THPO and tribal contacts affirming their interest in continued participation in the Section 106 Consultation process, and a letter intended for SHPO, THPO and tribal contacts explaining OSM has attempted to contact them via mail and phone and to date has not received correspondence indicating they are interested in continued participation in the Section 106 Consultation process (unresponsive). Both letters were provided to you for your information.

My apologies for any confusion regarding the mailing. All Cooperating Agencies and Proponents are invited to the January 9, 2013 coordination meeting and are not

considered unresponsive or not interested in continued participation in the Section 106 Consultation process as the mailing may have indicated.

Please contact me if you have any questions about this topic or general questions about the future Section 106 coordination meeting. Please let me know if you and or other designated representatives from your organization anticipate attending the meeting on January 9, 2102 in Farmington, New Mexico.

--

Regards,
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/107. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/1.1 invite.ics
/107. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/2.1 Draft Cumulative Projects Memo 103012.docx
/107. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference/2.2 Draft FourCorners Cumulative Map 111212.PDF

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Dec 03 2012 11:25:52 GMT-0700 (MST)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B.

To:

Etsitty (stephenbetsitty@navajo-nsn.gov)"
<stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon"
<sharon_whitmore@fws.gov>, "Yazzie, Harrilene"
<Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA"
<Deanna.L.Cummings@usace.army.mil>, "Jones, Simone"
<Simone.Jones@bia.gov>, "leroyshingoi@yahoo.com"
<leroyshingoi@yahoo.com>, "Williamson, Rick L."
<RLWilliamson@osmre.gov>, "Yellowman, Mychal"
<MYellowman@osmre.gov>, "Becenti, Gilbert"
<Gilbert.Becenti@bia.gov>, "Yazzie, Sam"
<Sam.Yazzie@bia.gov>, "Begay, Denise"
<Denise.Begay@bia.gov>, "Baker, Denise"
<denise_baker@fws.gov>, "Postle, Bob"
<BPostle@osmre.gov>, "Bartz, Kate L."
<Kate.Bartz@cardnotec.com>, "McClung, Terry"
<Terry.McClung@bia.gov>, "Rozzell, Lara R"
<Lara_R_Rozzell@nps.gov>, "Hall, Scott V"
<shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>,
rpm_crcs_contact <rpm_crcs@yahoo.com>, "Jallo, Carlos
F." <Carlos.Jallo@cardnotec.com>, "Cantley, Garry"
<Garry.Cantley@bia.gov>, "Webb, Stan"
<Stan.Webb@bia.gov>, "Dawes, Tamera"
<Tamera.Dawes@bia.gov>, "Keller, Marvin"
<Marvin.Keller@bia.gov>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Attachments:

invite.ics

When: Occurs the first Wednesday of every 1 month effective 12/5/2012 until 1/31/2015 from 10:00 AM to 11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - Powder River Room; Conference call # **Non-Responsive** Code **Non-Responsive**

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

GENERAL AGENDA

- EIS Development Status (OSM report)
- Section 7 ESA coordination status (OSM report)
- Section 106 NHPA consultation and coordination status (OSM report)
- Federal Action Agencies status (respective agencies report)
- Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
 Marcelo Calle
 EIS Coordinator, The Four Corners & Navajo Mine Energy Project
 Office of Surface Mining Reclamation and Enforcement
 Program Support Division, Indian Programs Branch
 1999 Broadway, Suite 3320
 Denver, CO 80202-3050

mcalle@osmre.gov
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 (303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Dec 05 2012 10:56:45 GMT-0700 (MST)
 "Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings"
 <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <Joel_Lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, Micah Loma'omvaya <MLomaomvaya@hopi.nsn.us>, Michele Morris <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA"

To:

<Deanna.L.Cummings@usace.army.mil>, "Jones, Simone"
<Simone.Jones@bia.gov>, leroysingoi@yahoo.com,
"Williamson, Rick L." <RLWilliamson@osmre.gov>,
"Yellowman, Mychal" <MYellowman@osmre.gov>,
"Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie,
Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise"
<Denise.Begay@bia.gov>, "Baker, Denise"
<Denise_Baker@fws.gov>, "Postle, Bob"
<BPostle@osmre.gov>, "Bartz, Kate L."
<Kate.Bartz@cardnotec.com>, "McClung, Terry"
<Terry.McClung@bia.gov>, "Rozzell, Lara R"
<Lara_R_Rozzell@nps.gov>, "Hall, Scott V"
<shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>,
R MALDONADO <rpm_crcs@yahoo.com>, "Jallo, Carlos
F." <Carlos.Jallo@cardnotec.com>

Subject:

Re: FCPP & Navajo Mine Energy Project EIS - Cooperating
Agency Teleconference

Attachments:

Draft Cumulative Projects Memo 103012.docx Draft
FourCorners Cumulative Map 111212.PDF

Morning all,

As discussed during the December 5th Cooperating Agency Coordination call; please see the attached documents detailing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please review for completeness and accuracy of the proposed list. Forward any comments you may have and we will revisit this topic on the next conference call.

On Wed, Nov 14, 2012 at 11:12 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a follow up to the November 7, 2012 Cooperating Agency Teleconference. During the call OSM solicited your participation in reviewing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. OSM would like to again request your assistance in reviewing this draft preliminary document. I have attached the *Draft criteria and list of projects to be considered in the cumulative effects analysis for the FCPP and Navajo Mine Energy Project* as well as a *Draft Four Corners Cumulative Map*.

Please review the attached document for completeness and accuracy of projects included for consideration in the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please provide comments and recommendations by COB Friday, November 30, 2012.

Additionally, I have attached the meeting minutes for your review. Please provide all suggested edits to the meeting minutes by COB November 20 , 2012. I will forward the final notes for your record.

Thank you in advance for your assistance on this important project.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

--

Regards,
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
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Conversation Contents

Cooperating Agencies Coordination Meeting - December Status Report Summary

Attachments:

/108. Cooperating Agencies Coordination Meeting - December Status Report Summary/1.1 Pinabete-FCPP Project Status Report 12-03-12.docx

/108. Cooperating Agencies Coordination Meeting - December Status Report Summary/2.1 110712 Minutes - Cooperating Agency Telecon.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Dec 04 2012 15:36:14 GMT-0700 (MST)
Amanda Nisula <anisula@blm.gov>, Carlos Jallo <carlos.jallo@cardnotec.com>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mlmorris@navajo-nsn.gov>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, amy.heuslein@bia.gov, david_campbell@fws.gov,

To:

deanna.l.cummings@spa02.usace.army.mil,
deanna.l.cummings@usace.army.mil,
denise_baker@fws.gov, harrilene.yazzie@bia.gov,
joel_lusk@fws.gov, leroysingoi@yahoo.com,
mlomaomvaya@hopi.nsn.us, rpm_crcs@yahoo.com,
sharon.pinto@bia.gov, sharon_whitmore@fws.gov,
stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov,
wendell.honanie@bia.gov

Subject:

Cooperating Agencies Coordination Meeting - December
Status Report Summary

Attachments:

Pinabete-FCPP Project Status Report 12-03-12.docx

Afternoon all,

OSM has just migrated to Google mail and I am learning how to navigate the functionality. I updated the meeting request with the December Status Report Summary. It appears that some have limited access to the document. I have attached the document in this message for your reference.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From:

"Calle, Marcelo" <mcalle@osmre.gov>

Sent:

Wed Dec 05 2012 09:17:22 GMT-0700 (MST)

Amanda Nisula <anisula@blm.gov>, Carlos Jallo
<carlos.jallo@cardnotec.com>, Cheryl Eckhardt
<cheryl_eckhardt@nps.gov>, Clayton Honyumptewa
<chonyumptewa@hopi.nsn.us>, Denise Begay
<denise.begay@bia.gov>, "Frederick H. White"
<frederickhwhite@frontiernet.net>, Garry Cantley
<garry.cantley@bia.gov>, George Mase

To: <gmase@hopi.nsn.us>, Gilbert Becenti
<gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mlmorris@navajo-nsn.gov>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, amy.heuslein@bia.gov, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, deanna.l.cummings@usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, leroysingoi@yahoo.com, mlomaomvaya@hopi.nsn.us, rpm_crcs@yahoo.com, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov

Subject: Re: Cooperating Agencies Coordination Meeting - December Status Report Summary

Attachments: 110712 Minutes - Cooperating Agency Telecon.pdf

Good Morning,

Attached are the final meeting notes from the November 7, 2012 conference call. Any questions please contact me.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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On Tue, Dec 4, 2012 at 3:36 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon all,

OSM has just migrated to Google mail and I am learning how to navigate the functionality. I updated the meeting request with the December Status Report Summary. It appears that some have limited access to the document. I have attached the document in this message for your reference.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Conversation Contents

Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Dec 5 10am - 11am (stephen_spencer@ios.doi.gov)

Attachments:

/109. Updated Invitation: FCPP & Navajo Mine Energy Project EIS - Cooperating Agenc... @ Wed Dec 5 10am - 11am (stephen_spencer@ios.doi.gov)/1.1 invite.ics

Marcelo Calle <mcalle@osmre.gov>

From: Marcelo Calle <mcalle@osmre.gov>
Sent: Tue Dec 04 2012 15:01:44 GMT-0700 (MST)
"stephen_spencer@ios.doi.gov"
<stephen_spencer@ios.doi.gov>, "Jallo, Carlos F." <carlos.jallo@cardnotec.com>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <deanna.l.cummings@spa02.usace.army.mil>, "Cummings, Deanna L SPA" <deanna.l.cummings@usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Bartz, Kate L." <kate.bartz@cardnotec.com>, "leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <mlomaomvaya@hopi.nsn.us>, R MALDONADO <rpm_crcs@yahoo.com>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, "Webb, Stan" <stan.webb@bia.gov>, "Yazzie, Harrilene" <harrilene.yazzie@bia.gov>, "Pinto, Sharon" <sharon.pinto@bia.gov>, "Lara_R_Rozzell@nps.gov" <lara_r_rozzell@nps.gov>, "Postle, Bob"

To:

<bpostle@osmre.gov>, "Williamson, Rick L."
<rlwilliamson@osmre.gov>, "Dawes, Tamera"
<tamera.dawes@bia.gov>, "Cheryl Eckhardt
(cheryl_eckhardt@nps.gov)" <cheryl_eckhardt@nps.gov>,
"Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hall, Scott V"
<shall@blm.gov>, "Keller, Marvin"
<marvin.keller@bia.gov>, "Baker, Denise"
<denise_baker@fws.gov>, "Honanie, Wendell"
<wendell.honanie@bia.gov>, "David Cambell
(David_Campbell@fws.gov)" <david_campbell@fws.gov>,
"Cantley, Garry" <garry.cantley@bia.gov>, "Begay, Denise"
<denise.begay@bia.gov>, "McClung, Terry"
<terry.mcclung@bia.gov>, "King, Powell F"
<pking@blm.gov>, "Nisula, Amanda L"
<anisula@blm.gov>, "Whitmore, Sharon"
<sharon_whitmore@fws.gov>, "Joel_Lusk@fws.gov"
<joel_lusk@fws.gov>, "Yazzie, Sam"
<sam.yazzie@bia.gov>, "Hoefeler, Shannon D"
<shoefele@blm.gov>, "Jones, Simone"
<simone.jones@bia.gov>, "Heuslein, Amy"
<amy.heuslein@bia.gov>, "Becenti, Gilbert"
<gilbert.becenti@bia.gov>, "John Reber
(john_reber@nps.gov)" <john_reber@nps.gov>

Updated Invitation: FCPP & Navajo Mine Energy Project
EIS - Cooperating Agenc... @ Wed Dec 5 10am - 11am
(stephen_spencer@ios.doi.gov)

Subject:

Attachments:

invite.ics

This event has been changed.

**FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference**

[more details »](#)

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)

- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
 Marcelo Calle
 EIS Coordinator, The Four Corners & Navajo Mine Energy Project
 Office of Surface Mining Reclamation and Enforcement
 Program Support Division, Indian Programs Branch
 1999 Broadway, Suite 3320
 Denver, CO 80202-3050

mcalle@osmre.gov
 (303) 293-5035 Office
 (303) 293-5032 Fax

When Wed Dec 5 10am – 11am Mountain Time
 Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))
 Calendar stephen_spencer@ios.doi.gov

- Who
- mcalle@osmre.gov - organizer
 - 'Jallo, Carlos F.'
 - Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
 - Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
 - 'Cummings, Deanna L SPA'
 - Frederick H. White (frederickhwhite@frontiernet.net)
 - George Mase (gmase@hopi.nsn.us)
 - Gloria Tom (gtom@nndfw.org)
 - John Stucker (lstucker@frontiernet.net)
 - 'Bartz, Kate L.'
 - 'lerovshingoi@yahoo.com'
 - Michele Morris (mlmorris@navajo-nsn.gov)
 - Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
 - R MALDONADO
 - Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
 - Karen Vitulano (vitulano.karen@epamail.epa.gov)
 - Yellowman, Mychal
 - Webb, Stan
 - Yazzie, Harrilene
 - Pinto, Sharon
 - '[Lara R Rozzell@nps.gov](mailto:Lara_R_Rozzell@nps.gov)'
 - Postle, Bob
 - Williamson, Rick L.
 - Dawes, Tamera
 - Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
 - Galluzzi, Joseph
 - Hall, Scott V
 - Keller, Marvin
 - Baker, Denise
 - Honanie, Wendell
 - David Cambell (David_Campbell@fws.gov)

- Cantley, Garry
- Begay, Denise
- McClung, Terry
- King, Powell F
- Nisula, Amanda L
- Whitmore, Sharon
- 'john_wessels@nps.gov'
- [Joel Lusk@fws.gov](mailto:Joel_Lusk@fws.gov)
- Stephen Spencer
- Yazzie, Sam
- Hoefeler, Shannon D
- Jones, Simone
- Heuslein, Amy
- Becenti, Gilbert
- John Reber (john_reber@nps.gov)

Attachments [Pinabete-FCPP Project Status Report 12-03-12.docx](#)

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

Invitation from [Google Calendar](#)

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for updated invitations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

Conversation Contents

Weekly Activity Report, REO/ABQ, 11/18-12/1/12

Attachments:

/110. Weekly Activity Report, REO/ABQ, 11/18-12/1/12/1.1 abqD01.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Nov 30 2012 09:51:36 GMT-0700 (MST)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 11/18-12/1/12
Attachments: abqD01.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
Office of Environmental Policy & Compliance
1001 Indian School Road NW, Suite 348
Albuquerque, New Mexico 87104
Phone: (505) 563-3572; Fax: (505) 563-3066

Conversation Contents

FCPP Status Update

/111. FCPP Status Update/1.1 Pinabete-FCPP Project Status Report 9-14-12.docx

Robert Stewart <robert_f_stewart@ios.doi.gov>

From: Robert Stewart <robert_f_stewart@ios.doi.gov>
Sent: Tue Nov 27 2012 08:30:47 GMT-0700 (MST)
To: Stephen Spencer <stephen_spencer@ios.doi.gov>
Subject: FCPP Status Update
Attachments: Pinabete-FCPP Project Status Report 9-14-12.docx

See attached, top of p. 2..

If it has not yet been corrected, you should advise OSM that – while OEPC is a member of the Regional Task Force – we are not a “Cooperating Agency” on the EIS.

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Nov 27 2012 08:46:08 GMT-0700 (MST)
To: Robert Stewart <robert_f_stewart@ios.doi.gov>
Subject: Re: FCPP Status Update

Correct. Noted. I think I have a later version that I will check.

On Tue, Nov 27, 2012 at 8:30 AM, Robert Stewart <robert_f_stewart@ios.doi.gov> wrote:

See attached, top of p. 2..

If it has not yet been corrected, you should advise OSM that – while OEPC is a member of the Regional Task Force – we are not a “Cooperating Agency” on the EIS.

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Weekly Activity Report – April 22 – May 5, 2012

Attachments:

/112. Weekly Activity Report – April 22 – May 5, 2012/1.1 abq505.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Mon Nov 26 2012 10:57:46 GMT-0700 (MST)
To: "Spencer, Stephen" <STEPHEN_SPENCER@ios.doi.gov>
Subject: Weekly Activity Report – April 22 – May 5, 2012
Attachments: abq505.doc

--

Shirley G. Martinez
Regional Environmental Protection Assistant
U.S. Department of the Interior
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Conversation Contents

Weekly Activity Report, REO/ABQ, 11/4-17/12

Attachments:

/113. Weekly Activity Report, REO/ABQ, 11/4-17/12/1.1 abqN17.doc

"Martinez, Shirley" <shirley_martinez@ios.doi.gov>

From: "Martinez, Shirley" <shirley_martinez@ios.doi.gov>
Sent: Fri Nov 16 2012 09:18:41 GMT-0700 (MST)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 11/4-17/12
Attachments: abqN17.doc

--

Shirley G. Martinez
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U.S. Department of the Interior
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1001 Indian School Road NW, Suite 348
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Phone: (505) 563-3572; Fax: (505) 563-3066

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:41 PM

Conversation Contents

Transition Paper Topics

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Wed Nov 14 2012 13:48:15 GMT-0700 (MST)
To: "Joseph, Emily A" <Emily_Joseph@ios.doi.gov>
Subject: Transition Paper Topics

Steve sent one in for the Four Corners Power Plant/Navajo Pinabete Mine EIS that he's working on.

(b) (5)



Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/115. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.1 Draft Cumulative Projects Memo 103012.docx

/115. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.2 Draft FourCorners Cumulative Map 111212.PDF

/115. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.3 110712 Draft Minutes - Cooperating Agency Telecon.docx

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Nov 14 2012 11:12:33 GMT-0700 (MST)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickwhite@frontiernet.net)" <frederickwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Bartz, Kate L." <Kate.Bartz@cardnotec.com>, "McClung, Terry" <Terry.McClung@bia.gov>, "Rozzell, Lara R" <Lara_R_Rozzell@nps.gov>, "Hall, Scott V" <shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>, rpm_crcs <rpm_crcs@yahoo.com>, "Jallo, Carlos F." <Carlos.Jallo@cardnotec.com>

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference

Attachments: Draft Cumulative Projects Memo 103012.docx Draft FourCorners
Cumulative Map 111212.PDF 110712 Draft Minutes - Cooperating Agency
Telecon.docx

Morning,

As a follow up to the November 7, 2012 Cooperating Agency Teleconference. During the call OSM solicited your participation in reviewing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. OSM would like to again request your assistance in reviewing this draft preliminary document. I have attached the *Draft criteria and list of projects to be considered in the cumulative effects analysis for the FCPP and Navajo Mine Energy Project* as well as a *Draft Four Corners Cumulative Map*.

Please review the attached document for completeness and accuracy of projects included for consideration in the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please provide comments and recommendations by COB Friday, November 30, 2012.

Additionally, I have attached the meeting minutes for your review. Please provide all suggested edits to the meeting minutes by COB November 20 , 2012. I will forward the final notes for your record.

Thank you in advance for your assistance on this important project.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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Conversation Contents

Transition Papers

Attachments:

/116. Transition Papers/1.1 Transition Navajo Mine-Four Corners Power Plant EIS.doc
/116. Transition Papers/3.1 Transition Navajo Mine-Four Corners Power Plant EIS.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Nov 13 2012 13:02:15 GMT-0700 (MST)
To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>
Subject: Transition Papers
Attachments: Transition Navajo Mine-Four Corners Power Plant EIS.doc

I guess we are supposed to get you something today on this. Not sure if this is the format you want to use or not. Also not sure what this transition team will be interested in since I expect there will be some continuity as we move forward. I attached one to this note about the Navajo Pinabete Mine/Four Corners Power Plant EIS. If you want, I could do another one about Spill Contingency Planning in Region 6 and the associated Gulf of Mexico area which will take a lot of effort since revisions/revamping will need to be done by mid-2013. Just let me know. This is made necessary by lessons learned from the BP spill and associated directives to Coast Guard Districts from their HQ. (b) (5)

[REDACTED] I am already spending quite a bit of time coordinating the DOI input on this effort.

--
Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
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1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

"Taylor, Willie" <willie_taylor@ios.doi.gov>

From: "Taylor, Willie" <willie_taylor@ios.doi.gov>
Sent: Tue Nov 13 2012 13:19:58 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Re: Transition Papers

Steve,

It is fine. All I wanted were topics.

Willie

On Tue, Nov 13, 2012 at 3:02 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I guess we are supposed to get you something today on this. Not sure if this is the format you want to use or not. Also not sure what this transition team will be interested in since I expect there will be some continuity as we move forward. I attached one to this note about the Navajo Pinabete Mine/Four Corners Power Plant EIS. If you want, I could do another one about Spill Contingency Planning in Region 6 and the associated Gulf of Mexico area which will take a lot of effort since revisions/revamping will need to be done by mid-2013. Just let me know. This is made necessary by lessons learned from the BP spill and associated directives to Coast Guard Districts from their HQ.

(b) (5)

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--

Willie R. Taylor, PhD
Director, Office of Environmental Policy
and Compliance
(O)202/208-3891
(F)202/208-6970

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Nov 14 2012 09:08:21 GMT-0700 (MST)
To: Robert Stewart <Robert_F_Stewart@ios.doi.gov>
Subject: Fwd: Transition Papers
Attachments: Transition Navajo Mine-Four Corners Power Plant EIS.doc

Here you go.

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

From: **Spencer, Stephen** <stephen_spencer@ios.doi.gov>

Date: Tue, Nov 13, 2012 at 1:02 PM

Subject: Transition Papers

To: Willie Taylor <Willie_Taylor@ios.doi.gov>, Mary Josie Blanchard <MaryJosie_Blanchard@ios.doi.gov>

Cc: Shirley Martinez <Shirley_Martinez@ios.doi.gov>

I guess we are supposed to get you something today on this. Not sure if this is the format you want to use or not. Also not sure what this transition team will be interested in since I expect there will be some continuity as we move forward. I attached one to this note about the Navajo Pinabete Mine/Four Corners Power Plant EIS. If you want, I could do another one about Spill Contingency Planning in Region 6 and the associated Gulf of Mexico area which will take a lot of effort since revisions/revamping will need to be done by mid-2013. Just let me know. This is made necessary by lessons learned from the BP spill and associated directives to Coast Guard Districts from their HQ. (b) (5)

[REDACTED] I am already spending quite a bit of time coordinating the DOI input on this effort.

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--

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Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

FW: NGS-KMC NEPA Development/Process Meeting

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Fri Nov 09 2012 11:04:37 GMT-0700 (MST)
To: "Sire, David E" <David_Sire@ios.doi.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: NGS-KMC NEPA Development/Process Meeting

Dave – FYI

Steve – I don't know if you might have any interest in sitting in. I've repeatedly told folks that this project needs to be done consistently (or at least not inconsistently) with the way FCPP/N-P Mine is being handled. I know OSM (and probably BIA) share this concern and expect that they would speak up if necessary.

From: Palumbo, David M
Sent: Friday, November 09, 2012 10:47 AM
To: Chandler, Randy N; Black, Kevin; Eto, Sandra; Smith, Alexander (PXAO); Thayer, Ruth M; Verburg, Katherine; Smith, Rodney; Pinto, Sharon; Yazzie, Harrilene; Hall, Robert; Lupo, Frank R; Williamson, Rick L.; Kleven, Art; Stewart, Robert F.; Port, Patricia
Subject: NGS-KMC NEPA Development/Process Meeting

Hi All:

I would like to suggest that we get together for a one-day face-to-face meeting in Albuquerque to work out a few items related to the NGS-KMC NEPA process.

While we would transmit a draft agenda including the discussion topics and an objective statement well in advance of the meeting, I would propose the following partial list of potential agenda items for your consideration.

- Project Proponent Involvement
- Request for Proposal Evaluation Factors
- Request for Proposal Evaluation Process
- Peer Review
- Memorandum of Understanding Next Steps and Sequencing
- NEPA Schedule

- Task Force Reporting
- Communication Protocols

Also, please feel free to suggest topics for the draft agenda as well.

With respect to a day, I would like to propose either Wednesday, November 28th or Thursday, November 29th (With respect to a time, I was thinking of 10:00 am to 4:00 pm (MST) with lunch brought in.).

Of these two days, would you indicate a preference, and also if both of them are not good for you.

Any and all feedback is more than welcome.

Please feel free to contact me or Kevin Black at any time. Kevin's contact information is as follows:

Kevin Black

Project Manager

623-773-6207 (o)

623-734-7970 (c)

KBlack@usbr.gov

Finally, please feel free to forward this meeting information to anyone in your organizations who you feel should participate.

Thanks,

David

(b) (6) (c)

Conversation Contents

Revised Cooperators' MOU for Navajo Pinabete Mine

/119. Revised Cooperators' MOU for Navajo Pinabete Mine/1.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012 rev 11-7-2012.doc

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Nov 07 2012 08:33:00 GMT-0700 (MST)
Marcelo Calle <mcalles@osmre.gov>, Rick Williamson <rlwilliamson@osmre.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Garry Cantley <garry.cantley@bia.gov>, Gilbert Becenti <gilbert.becenti@bia.gov>, mlmorris@navajo-nsn.gov, htosie@nndoj.org, stephenbetsitty@navajo-nsn.gov, frederickwhite@frontiernet.net, chonyumptewa@hopi.nsn.us,
To: Joseph Galluzzi <jgalluzz@blm.gov>, Shannon Hoefeler <shoefeles@blm.gov>, Powell King <pking@blm.gov>, Deanna.L.Cummings@usace.army.mil, Sharon Whitmore <sharon_whitmore@fws.gov>, John Reber <john_reber@nps.gov>, Art Kleven <art.kleven@sol.doi.gov>, Frank Lupo <frank.lupo@sol.doi.gov>, Sonia Overholser <sonia.overholser@sol.doi.gov>
Subject: Revised Cooperators' MOU for Navajo Pinabete Mine
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012 rev 11-7-2012.doc

I received corrected contact information for BLM after the document was signed and sent to all of you so I made changes to page 14. You can replace page 14 in the original signed version with page 14 in this version or just print out and use this attached version.

Steve

--

Stephen R. Spencer, PhD
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

John_Reber@nps.gov

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Albuquerque, NM 87104
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

[attachment "Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012 rev 11-7-2012.doc" deleted by John Reber/DENVER/NPS]

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Nov 07 2012 09:07:48 GMT-0700 (MST)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Revised Cooperators' MOU for Navajo Pinabete Mine

Stephen,

Received. I have switched the page in the Administrative Record.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Wednesday, November 07, 2012 8:33 AM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Cantley, Garry; Becenti, Gilbert; mlmorris@navajo-nsn.gov; htsodie@nndoj.org; stephenbetsitty@navajo-nsn.gov; frederickwhite@frontiernet.net; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Deanna.L.Cummings@usace.army.mil; Whitmore, Sharon; Reber, John; Kleven, Art; Lupo, Frank R; Overholser, Sonia
Subject: Revised Cooperators' MOU for Navajo Pinabete Mine

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Steve

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Nov 07 2012 09:09:12 GMT-0700 (MST)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Re: Revised Cooperators' MOU for Navajo Pinabete Mine

Good. Thanks.

On Wed, Nov 7, 2012 at 9:07 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Stephen,

Received. I have switched the page in the Administrative Record.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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mcalle@osmre.gov

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(303) 293-5032 Fax

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Wednesday, November 07, 2012 8:33 AM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Cantley, Garry; Becenti, Gilbert; mlmorris@navajo-nsn.gov; htsosie@nndoj.org; stephenbetsitty@navajo-nsn.gov; frederickhwhite@frontiernet.net; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Deanna.L.Cummings@usace.army.mil; Whitmore, Sharon; Reber, John; Kleven, Art; Lupo, Frank R; Overholser, Sonia
Subject: Revised Cooperators' MOU for Navajo Pinabete Mine

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Steve

--

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"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Wed Nov 07 2012 09:09:54 GMT-0700 (MST)
To: John_Reber@nps.gov
Subject: Re: Revised Cooperators' MOU for Navajo Pinabete Mine

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Steve

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Web Site: www.doi.gov/oepc/albuquerque.html

[attachment "Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012 rev 11-7-2012.doc" deleted by John Reber/DENVER/NPS]

--

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Conversation Contents

RE: Revised Cooperators' MOU for Navajo Pinabete Mine (UNCLASSIFIED)

"Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>

From: "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>
Sent: Wed Nov 07 2012 08:39:18 GMT-0700 (MST)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: RE: Revised Cooperators' MOU for Navajo Pinabete Mine (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Thanks.

Deanna

(b) (6)

-----Original Message-----

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Wednesday, November 07, 2012 8:33 AM
To: Marcelo Calle; Rick Williamson; Harrilene Yazzie; Amy Heuslein; Garry Cantley; Gilbert Becenti; mlmorris@navajo-nsn.gov; htosie@nndoj.org; stephenbetsitty@navajo-nsn.gov; frederickwhite@frontiernet.net; chonyumtewa@hopi.nsn.us; Joseph Galluzzi; Shannon Hoefeler; Powell King; Cummings, Deanna L SPA; Sharon Whitmore; John Reber; Art Kleven; Frank Lupo; Sonia Overholser
Subject: Revised Cooperators' MOU for Navajo Pinabete Mine

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Steve

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Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)

/121. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)/1.1 Pinabete-FCPP Project Status Report 11-05-12.docx

/121. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)/1.2 Draft Cumulative Projects Memo 103012.docx

/121. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)/1.3 invite.ics

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Nov 05 2012 15:06:58 GMT-0700 (MST)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "Ieroyshingoi@yahoo.com" <Ieroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Bartz, Kate L." <Kate.Bartz@cardnotec.com>, "McClung, Terry" <Terry.McClung@bia.gov>, "Rozzell, Lara R" <Lara_R_Rozzell@nps.gov>, "Hall, Scott V" <shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>, R MALDONADO

To:

<rpm_crcs@yahoo.com>, "Jallo, Carlos F."
<Carlos.Jallo@cardnotec.com>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Corrected Attachment (Project Status Report)

Attachments:

Pinabete-FCPP Project Status Report 11-05-12.docx Draft Cumulative
Projects Memo 103012.docx invite.ics

When: Wednesday, November 07, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).
Where: Denver - Powder River Room; Conference call #Non-Responsive; Code Non-Responsive

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Attached for your information is the FCPP and Navajo Mine Energy Project, November 5, 2012 status report and a copy of the draft preliminary list of projects to be considered in cumulative effects analysis. OSM is seeking assistance from the Cooperating Agencies in; 1) providing an assessment of the accuracy of the list, and 2) providing and assessment of the completeness of the list.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

AGENDA

- EIS Development Status (OSM report)
 - request for review of preliminary list of projects to be considered in cumulative effects analysis
- Section 7 ESA coordination status (OSM report)
- Section 106 NHPA consultation and coordination status (OSM report)
- Action agencies status (respective agencies report)
- Project Q&A

If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From:

"Calle, Marcelo" <mcalle@osmre.gov>

Sent:

Mon Nov 05 2012 15:10:42 GMT-0700 (MST)

To:

"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Bartz, Kate L." <Kate.Bartz@cardnotec.com>, "McClung, Terry" <Terry.McClung@bia.gov>, "Rozzell, Lara R" <Lara_R_Rozzell@nps.gov>, "Hall, Scott V" <shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, "Jallo, Carlos F." <Carlos.Jallo@cardnotec.com>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Corrected Attachment (Project Status Report)

Afternoon,

I just attached the Project Status Report to the MS Meeting Request. There was error in the original message.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/122. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.1 Draft Cumulative Projects Memo 103012.docx
/122. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.2 Draft Cumulative Projects Memo 103012.docx
/122. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.3 invite.ics

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Nov 05 2012 14:50:12 GMT-0700 (MST)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "Ieroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Bartz, Kate L." <Kate.Bartz@cardnotec.com>, "McClung, Terry" <Terry.McClung@bia.gov>, "Rozzell, Lara R" <Lara_R_Rozzell@nps.gov>, "Hall, Scott V" <shall@blm.gov>, "Nisula, Amanda L" <anisula@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, "Jallo, Carlos F."

To:

<Carlos.Jallo@cardnotec.com>

Subject:

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference

Attachments:

Draft Cumulative Projects Memo 103012.docx Draft Cumulative Projects
Memo 103012.docx invite.ics

When: Wednesday, November 07, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).

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Participant Code: [Non-Responsive]

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Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FW: ACTION: Please Review: Hayes Check In Spreadsheet

/123. FW: ACTION: Please Review: Hayes Check In Spreadsheet/1.1 ASPMB Major Projects with Regs 110112.docx

/123. FW: ACTION: Please Review: Hayes Check In Spreadsheet/2.1 ASPMB Major Projects with Regs 110112 spencer revision.docx

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Thu Nov 01 2012 09:06:31 GMT-0600 (MDT)
To: "O'Brien, Allison" <Allison_O'Brien@ios.doi.gov>, "Sutton, Loretta B" <Loretta_Sutton@ios.doi.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Bartholomew, Kathleen" <Kathleen_Bartholomew@ios.doi.gov>
Subject: FW: ACTION: Please Review: Hayes Check In Spreadsheet
Attachments: ASPMB Major Projects with Regs 110112.docx

All,

Please review and modify your sections ASAP, need by 1:00 PM for Lori.

Kathleen,

I thought there was an element for the SSPP, but I did not see it. Please add the status.

Thanks,

Willie

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Faeth, Lori [mailto:lori_faeth@ios.doi.gov]
Sent: Thursday, November 01, 2012 10:58 AM
To: Taylor, Willie R; Glomb, Steve J; Pitkin, Barbara A; Clement, Joel P
Subject: Fwd: ACTION: Please Review: Hayes Check In Spreadsheet

All,

Can you please take a quick look at the attached matrix and get back to me with any changes ASAP.
Reminder that this is only high-level stuff.

thanks,

Lori

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

From: Holley, Amy <amy_holley@ios.doi.gov>
Date: Thu, Nov 1, 2012 at 10:40 AM
Subject: ACTION: Please Review: Hayes Check In Spreadsheet
To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov>

All:

See attached for the latest version. Could you review and let me know if you have any changes-- particularly with regard to placement (Hot issues vs. additional items)? Thank you for getting your information to me and for this last review!

Amy

--

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Mon Nov 05 2012 14:06:16 GMT-0700 (MST)
To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Re: FW: ACTION: Please Review: Hayes Check In Spreadsheet
Attachments: ASPMB Major Projects with Regs 110112 spencer revision.docx

I inadvertently missed your deadline for this. I decided to revise the entry for Navajo Mine in case you find it useful. It is attached. Sorry.

On Thu, Nov 1, 2012 at 9:06 AM, Taylor, Willie R <Willie_Taylor@ios.doi.gov> wrote:

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Director, Office of Environmental

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U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen.Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Mon Nov 05 2012 14:08:42 GMT-0700 (MST)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: FW: ACTION: Please Review: Hayes Check In Spreadsheet

It's gone to David. We'll make the changes (and any others) for the next check in.

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Monday, November 05, 2012 4:06 PM
To: Taylor, Willie R
Subject: Re: FW: ACTION: Please Review: Hayes Check In Spreadsheet

I inadvertently missed your deadline for this. I decided to revise the entry for Navajo Mine in case you find it useful. It is attached. Sorry.

On Thu, Nov 1, 2012 at 9:06 AM, Taylor, Willie R <Willie_Taylor@ios.doi.gov> wrote:

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Willie

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Faeth, Lori [mailto:lori_faeth@ios.doi.gov]
Sent: Thursday, November 01, 2012 10:58 AM
To: Taylor, Willie R; Glomb, Steve J; Pitkin, Barbara A; Clement, Joel P
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Lori

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Date: Thu, Nov 1, 2012 at 10:40 AM
Subject: ACTION: Please Review: Hayes Check In Spreadsheet
To: OS_PMB_Senior_Staff <os_pmb_senior_staff@ios.doi.gov>

All:

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Amy

--

U.S. Department of the Interior

Deputy Assistant Secretary for Policy and International Affairs

202-208-4852

lori_faeth@ios.doi.gov

--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Attachments:

/125. /1.1 OEPC Objectives ABQ FY 2013.docx

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Thu Oct 25 2012 09:53:41 GMT-0600 (MDT)
To: Emily Joseph <emily_joseph@ios.doi.gov>
Subject:
Attachments: OEPC Objectives ABQ FY 2013.docx

Per Willie's instructions here are the ABQ 2013 Objectives. I used the format from last year which I believe is the format he was referring to. Let me know if you have questions. I would like to be psychic so I could really know what I will be doing. It always changes as things come up.

Steve

--

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

Weekly Activity Report, REO/ABQ, 10/7-13/12

Attachments:

/126. Weekly Activity Report, REO/ABQ, 10/7-13/12/1.1 abqO13.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Oct 12 2012 13:33:50 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 10/7-13/12
Attachments: abqO13.doc

Conversation Contents

Original Signature Pages for MOU

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Oct 10 2012 13:11:20 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Original Signature Pages for MOU

Hi Marcello: I sent you a FedEx package today with the original MOU signature pages and all the transmittal information that came with them so you can use all that as you see fit for the administrative record. Just wanted you to know it is on the way.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>

Sent: Wed Oct 10 2012 13:29:42 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Original Signature Pages for MOU

Got it. Thank you!

From: Spencer, Stephen
Sent: Wednesday, October 10, 2012 1:11 PM
To: Calle, Marcelo
Subject: Original Signature Pages for MOU

Hi Marcello: I sent you a FedEx package today with the original MOU signature pages and all the transmittal information that came with them so you can use all that as you see fit for the administrative record. Just wanted you to know it is on the way.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Albuquerque, NM 87104

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



Conversation Contents

Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

/128. Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU/1.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012.pdf

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Oct 09 2012 13:12:55 GMT-0600 (MDT)
Marcelo Calle <mcalle@osmre.gov>, Rick Williamson <rlwilliamson@osmre.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Garry Cantley <garry.cantley@bia.gov>, Gilbert Becenti <gilbert.becenti@bia.gov>, mlmorris@navajo-nsn.gov, htosie@nndoj.org, stephenbetsitty@navajo-nsn.gov, frederickhwhite@frontiernet.net, chonyumptewa@hopi.nsn.us,
To: Joseph Galluzzi <jgalluzz@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Powell King <pking@blm.gov>, Deanna.L.Cummings@usace.army.mil, Sharon Whitmore <sharon_whitmore@fws.gov>, John Reber <john_reber@nps.gov>, Art Kleven <art.kleven@sol.doi.gov>, Frank Lupo <frank.lupo@sol.doi.gov>, Sonia Overholser <sonia.overholser@sol.doi.gov>
Subject: Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final Signed 10-1-2012.pdf

All: Attached is the final signed version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU. Thanks to all for helping to get this done. Please distribute this to others in your organizations they may find it useful. I will provide the original signature pages and supporting documentation to Marcello so it can be placed in the administrative record.

Steve

--

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Tue Oct 09 2012 16:42:54 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

Thanks Steve; well done.

Rick

From: Spencer, Stephen [mailto:stephen_spencer@ios.doi.gov]
Sent: Tuesday, October 09, 2012 1:13 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Cantley, Garry; Becenti, Gilbert; mlmorris@navajo-nsn.gov; htsosie@nndoi.org; stephenbetsitty@navajo-nsn.gov; frederickwhite@frontiernet.net; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Deanna.L.Cummings@usace.army.mil; Whitmore, Sharon; Reber, John; Kleven, Art; Lupo, Frank R; Overholser, Sonia
Cc: martinez, shirley
Subject: Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

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Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Action Complete - Thank you!

Attachments:

/129. Action Complete - Thank you!/1.1 Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

"Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>

From: "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>
Sent: Tue Oct 09 2012 13:17:57 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Action Complete - Thank you!
Attachments: Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

That was easy! Thank you for joining my e-mail network. Your e-mail address has been automatically added to my list of trusted contacts.

Your original message, as well as all future messages, will be delivered directly to the top of my inbox.

Thank you,
Stephen B. Etsitty

This clean inbox powered by Sendio. To find out how you can have 100% spam-free e-mail, please visit Sendio at <http://www.sendio.com/about>

Conversation Contents

Action Required - Press REPLY and SEND

/130. Action Required - Press REPLY and SEND/1.1 Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

"Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>

From: "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>
Sent: Tue Oct 09 2012 13:13:06 GMT-0600 (MDT)
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Subject: Action Required - Press REPLY and SEND
Attachments: Final Signed Version of the Navajo Pinabete Mine - Four Corners Power Plant Cooperators' MOU

Thank you for your e-mail. In order for your original message to be delivered, please join my e-mail network.

It's easy: just reply to this message.

By pressing REPLY and then SEND, you will be added to my list of trusted contacts and all your future e-mails will be delivered directly to my inbox. For more information on how this process works, please visit the link below.

Thank you,
Stephen B. Etsitty

This clean inbox powered by Sendio
<http://www.sendio.com/authentication-about>

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Oct 09 2012 13:17:54 GMT-0600 (MDT)
To: verify-1349809985.24764.1.0.e8efe833-stephenbetsitty@navajo-nsn.gov
Subject: Re: Action Required - Press REPLY and SEND

On Tue, Oct 9, 2012 at 1:13 PM, Stephen B. Etsitty <stephenbetsitty@navajo-nsn.gov> wrote:

Thank you for your e-mail. In order for your original message to be delivered, please join my e-mail network.

It's easy: just reply to this message.

By pressing REPLY and then SEND, you will be added to my list of trusted contacts and all your future e-mails will be delivered directly to my inbox. For more information on how this process works, please

visit the link below.

Thank you,
Stephen B. Etsitty

This clean inbox powered by Sendio
<http://www.sendio.com/authentication-about>

--

Stephen R. Spencer, PhD

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U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Conversation Contents

Navajo Mine MOU original signatures

Attachments:

/131. Navajo Mine MOU original signatures/1.1 Navajo Mine MOU original signatures.pdf

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Tue Oct 09 2012 11:14:41 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Navajo Mine MOU original signatures
Attachments: Navajo Mine MOU original signatures.pdf

Conversation Contents

Weekly Activity Report, REO/ABQ, 9/23-10/6/12

Attachments:

/132. Weekly Activity Report, REO/ABQ, 9/23-10/6/12/1.1 abqO06.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Oct 05 2012 10:01:12 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 9/23-10/6/12
Attachments: abqO06.doc

Conversation Contents

WAR 9/23-10/6/12

Attachments:

/133. WAR 9/23-10/6/12/1.1 abqO06.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Thu Oct 04 2012 13:15:15 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: WAR 9/23-10/6/12
Attachments: abqO06.doc

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/134. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.1
100312 Minutes - Cooperating Agencies Telecon.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Oct 04 2012 13:09:30 GMT-0600 (MDT)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "Ieroyshingoi@yahoo.com" <Ieroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Bartz, Kate L." <Kate.Bartz@cardnotec.com>
To:
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Attachments: 100312 Minutes - Cooperating Agencies Telecon.pdf

Good afternoon,

Attached are the notes from the October 3, 2012 status update and coordination conference call with the Cooperating Agencies in support of the FCPP and Navajo Mine Energy Project EIS. Please let me know if there are any significant omissions or inaccuracies.

Thank you for your participation and please contact me if you have any questions.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FW: Cooperator's MOU for Navajo Pinabete Mine etc.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Oct 02 2012 11:53:50 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: FW: Cooperator's MOU for Navajo Pinabete Mine etc.

FWS signature done. They will send it to me.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: [Denise Baker@fws.gov](mailto:Denise_Baker@fws.gov) [mailto:Denise_Baker@fws.gov]
Sent: Tuesday, October 02, 2012 11:44 AM
To: Spencer, Stephen
Cc: Murphy, Wally; Whitmore, Sharon
Subject: Re: Cooperator's MOU for Navajo Pinabete Mine etc.

Hi Steve,

The MOU was signed by our Regional Director on Oct 1. Wally Murphy, Project Leader for the FWS NM ES Field Office should have it today and he'll get you the signed copy most likely by the end of this week.

Thanks,

Denise Baker
USFWS
Chief, Habitat Conservation/Environmental Contaminants
500 Gold Ave, SW
Albuquerque, NM 87102
505.248.6681 phone
505.248.6922 fax
505-681-6387 cell

"Spencer, Stephen" <Stephen.Spencer@ios.doi.gov>

10/02/2012 11:27 AM

To "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Baker, Denise" <denise_baker@fws.gov>, "King, Powell F" <pkina@blm.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>

cc "Calle, Marcelo" <mcalles@osmre.gov>

Subject Cooperator's MOU for Navajo Pinabete Mine etc.

All: Just a note to remind you and request an update on progress in obtaining Regional Director and State Director signatures on the subject MOU. These are the last two outstanding signatures. I need the original signature page mailed to me at the address below. I am sure this information will also be requested on tomorrow's conference call. Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen.Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



Conversation Contents

Cooperator's MOU for Navajo Pinabete Mine etc.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Oct 02 2012 11:27:45 GMT-0600 (MDT)
To: "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Baker, Denise" <Denise_Baker@fws.gov>, "King, Powell F" <pking@blm.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefe@blm.gov>
Subject: Cooperator's MOU for Navajo Pinabete Mine etc.

All: Just a note to remind you and request an update on progress in obtaining Regional Director and State Director signatures on the subject MOU. These are the last two outstanding signatures. I need the original signature page mailed to me at the address below. I am sure this information will also be requested on tomorrow's conference call. Thanks.

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



Denise_Baker@fws.gov

From: Denise_Baker@fws.gov
Sent: Tue Oct 02 2012 11:43:34 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Re: Cooperator's MOU for Navajo Pinabete Mine etc.

Hi Steve,

The MOU was signed by our Regional Director on Oct 1. Wally Murphy, Project Leader for the FWS NM ES Field Office should have it today and he'll get you the signed copy most likely by the end of this week.

Thanks,

Denise Baker
USFWS
Chief, Habitat Conservation/Environmental Contaminants
500 Gold Ave, SW
Albuquerque, NM 87102
505.248.6681 phone
505.248.6922 fax
505-681-6387 cell

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

10/02/2012 11:27 AM

To "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Baker, Denise" <denise_baker@fws.gov>, "King, Powell F" <pking@blm.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>

cc "Calle, Marcelo" <mcalle@osmre.gov>

Subject Cooperator's MOU for Navajo Pinabete Mine etc.

All: Just a note to remind you and request an update on progress in obtaining Regional Director and State Director signatures on the subject MOU. These are the last two outstanding signatures. I need the original signature page mailed to me at the address below. I am sure this information will also be requested on tomorrow's conference call. Thanks.

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U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

cid:_2_0827C2600827BCF80077B9A1892576F6

"Spencer, Stephen" <stephen_spencer@ios.doi.gov>

From: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Sent: Tue Oct 02 2012 11:49:36 GMT-0600 (MDT)

To: Denise_Baker@fws.gov
Subject: Re: Cooperator's MOU for Navajo Pinabete Mine etc.

Thanks. Very good.

On Tue, Oct 2, 2012 at 11:43 AM, <Denise_Baker@fws.gov> wrote:

Hi Steve,

The MOU was signed by our Regional Director on Oct 1. Wally Murphy, Project Leader for the FWS NM ES Field Office should have it today and he'll get you the signed copy most likely by the end of this week.

Thanks,

Denise Baker
USFWS
Chief, Habitat Conservation/Environmental Contaminants
500 Gold Ave, SW
Albuquerque, NM 87102
505.248.6681 phone
505.248.6922 fax
505-681-6387 cell

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

10/02/2012 11:27 AM

To "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Baker, Denise" <denise_baker@fws.gov>, "King, Powell F" <pking@blm.gov>, "Galluzzi, Joseph" <jqalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefeled@blm.gov>

cc "Calle, Marcelo" <mcalle@osmre.gov>

Subject Cooperator's MOU for Navajo Pinabete Mine etc.

All: Just a note to remind you and request an update on progress in obtaining Regional Director and State Director signatures on the subject MOU. These are the last two outstanding signatures. I need the original signature page mailed to me at the address below. I am sure this information will also be requested on tomorrow's conference call. Thanks.

Steve

Stephen R. Spencer, PhD
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Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

cid:_2_0827C2600827BCF80077B9A1892576F6

Sharon_Whitmore@fws.gov

From: Sharon_Whitmore@fws.gov
Sent: Thu Oct 04 2012 08:00:01 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Re: Cooperator's MOU for Navajo Pinabete Mine etc.

Fed Exed the signed MOU to you this morning.

Sharon B. Whitmore
U.S. Fish and Wildlife Service
San Juan River Recovery Implementation Program
2105 Osuna Road NE
Albuquerque, NM 87113-1001
Phone: 505-761-4753
FAX: 505-346-2542

Denise Baker/RO/R2/FWS/DOI

10/02/2012 11:43 AM

To "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
cc Wally Murphy/RO/R2/FWS/DOI@FWS, Sharon Whitmore/R2/FWS/DOI@FWS
Subject Re: Cooperator's MOU for Navajo Pinabete Mine etc. [Link](#)

Hi Steve,

The MOU was signed by our Regional Director on Oct 1. Wally Murphy, Project Leader for the FWS NM ES Field Office should have it today and he'll get you the signed copy most likely by the end of this week.

Thanks,

Denise Baker
USFWS
Chief, Habitat Conservation/Environmental Contaminants
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Albuquerque, NM 87102
505.248.6681 phone
505.248.6922 fax
505-681-6387 cell

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

10/02/2012 11:27 AM

To "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Baker, Denise" <denise_baker@fws.gov>, "King, Powell F" <pking@blm.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>
cc "Calle, Marcelo" <mcalle@osmre.gov>
Subject Cooperator's MOU for Navajo Pinabete Mine etc.

All: Just a note to remind you and request an update on progress in obtaining Regional Director and State Director signatures on the subject MOU. These are the last two outstanding signatures. I need the original signature page mailed to me at the address below. I am sure this information will also be requested on tomorrow's conference call. Thanks.

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Stephen_Spencer@ios.doi.gov
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cid: 2_0827C2600827BCF80077B9A1892576F6

Conversation Contents

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Attachments:

/137. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.1
Pinabete-FCPP Project Status Report 10-01-12.docx

/137. FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference/1.2
invite.ics

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Oct 01 2012 17:08:56 GMT-0600 (MDT)
To: "Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)" <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White (frederickhwhite@frontiernet.net)" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "George Mase (gmase@hopi.nsn.us)" <gmase@hopi.nsn.us>, "Gloria Tom (gtom@nndfw.org)" <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <joel_lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, "John Stucker (jstucker@frontiernet.net)" <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, "Karen Vitulano (vitulano.karen@epamail.epa.gov)" <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, "Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)" <MLomaomvaya@hopi.nsn.us>, "Michele Morris (mlmorris@navajo-nsn.gov)" <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, "leroyshingoi@yahoo.com" <leroyshingoi@yahoo.com>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yellowman, Mychal" <MYellowman@osmre.gov>, "Becenti, Gilbert" <Gilbert.Becenti@bia.gov>, "Yazzie, Sam" <Sam.Yazzie@bia.gov>, "Begay, Denise" <Denise.Begay@bia.gov>, "Baker, Denise" <denise_baker@fws.gov>
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Attachments: Pinabete-FCPP Project Status Report 10-01-12.docx invite.ics

When: Wednesday, October 03, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - Powder River Room

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MDT). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Attached for your information is the FCPP and Navajo Mine Energy Project, October 1, 2012 status report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

AGENDA

- EIS Development Status (OSM report)
 - Submittal of scoping comments by Cooperating Agencies
- Section 7 ESA coordination status (OSM report)
- Section 106 NHPA consultation and coordination status (OSM report)
- Action agencies status (respective agencies report)
- Project Q&A

If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

<u>mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

FW: Attached: PMB Weekly Reports

Attachments:

/138. FW: Attached: PMB Weekly Reports/1.1 ASPMB weekly issues memo 092812.docx
/138. FW: Attached: PMB Weekly Reports/1.2 PMB Office Report 09272012.docx
/138. FW: Attached: PMB Weekly Reports/1.3 Department-wide Reports awaiting management response as of September 28 2012[1].pdf
/138. FW: Attached: PMB Weekly Reports/1.4 OS Reports awaiting management response as of September 28, 2012[1].pdf
/138. FW: Attached: PMB Weekly Reports/1.5 Perf Goal Base - as of Sept 27, 2012[1].pdf

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Fri Sep 28 2012 08:18:30 GMT-0600 (MDT)
To: OS_PEP_Regions <OS_PEP_Regions@doi.net>, OS_PEP_DC <OS_PEP_DC@ios.doi.gov>
Subject: FW: Attached: PMB Weekly Reports
ASPMB weekly issues memo 092812.docx PMB Office Report 09272012.docx Department-wide Reports awaiting management response as of September 28 2012[1].pdf OS Reports awaiting management response as of September 28, 2012[1].pdf Perf Goal Base - as of Sept 27, 2012[1].pdf

Attachments:

FYI

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Peavy, Angela D
Sent: Friday, September 28, 2012 10:16 AM
To: Clement, Joel P; Glomb, Steve J; Kaloi, Kaiini J; Taylor, Willie R; Pitkin, Barbara A; Downes, David R
Cc: Faeth, Lori; Nelson, John V; Randolph, Lajuan; Bassford, Tamera A; Smith, Darlene A
Subject: FW: Attached: PMB Weekly Reports

See attachments.

Angela Peavy

Office of the DAS-Policy and International Affairs

1849 C Street NW, Room 5129

Washington DC 20240

phone) 202-208-4852

fax) 202-513-0734

email) angela_peavy@ios.doi.gov

From: Senhadji, Karen M

Sent: Friday, September 28, 2012 10:13 AM

To: OS_PMB_Senior_Staff

Cc: Lewis, Shirley A; Callaway, Catherine; Barnett, Sandra L; Parrish, Jean H; Miller, Abigail D; Holly Gonzalez; Peavy, Angela D; Conway, Shirley

Subject: Attached: PMB Weekly Reports

Please find attached the PMB weekly reports.

Thanks!

Karen

Karen Senhadji

Senior Advisor

to the Assistant Secretary

Policy, Management and Budget

U.S. Department of the Interior

Email karen_senhadji@ios.doi.gov

Tel 202-208-5479

Berry 202-510-0651

Conversation Contents

FW: LTC Gant MOU signature page (UNCLASSIFIED)

/139. FW: LTC Gant MOU signature page (UNCLASSIFIED)/1.1 Cooperators MOU Signature Page LTC Gant.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 15:26:44 GMT-0600 (MDT)
To: "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>
Subject: FW: LTC Gant MOU signature page (UNCLASSIFIED)
Attachments: Cooperators MOU Signature Page LTC Gant.pdf

Deanna: I will need the original signature page sent to me so I can put all of them together for the final document and for the administrative record file (which I will then give to OSM). Can you send it to me at the address below? Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Friday, September 21, 2012 3:13 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: FW: LTC Gant MOU signature page (UNCLASSIFIED)

Stephen,

Not sure if you were forwarded this information regarding ACOE signature and Cooperator MOU.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Cummings, Deanna L SPA [<mailto:Deanna.L.Cummings@usace.army.mil>]
Sent: Friday, September 21, 2012 2:53 PM
To: Calle, Marcelo
Cc: Cummings, Deanna L SPA
Subject: LTC Gant MOU signature page (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Marcello:

Please see attached and have a good weekend. Deanna

Deanna L. Cummings
US Army Corps of Engineers
Regulatory Division
4101 Jefferson Plaza NE
Albuquerque, NM 87109
505-342-3280 phone

505-342-3498 fax

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From: "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>
Sent: Fri Sep 21 2012 15:29:17 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

I can do that!

Deanna

(b) (6)

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From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 15:29:48 GMT-0600 (MDT)
To: "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

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Caveats: NONE

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From: "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>
Sent: Fri Sep 21 2012 16:08:25 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

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<http://www.latimes.com/>

Deanna

(b) (6)

From: Spencer, Stephen [mailto:Stephen_Spencer@ios.doi.gov]
Sent: Friday, September 21, 2012 3:30 PM
To: Cummings, Deanna L SPA
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

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Classification: UNCLASSIFIED
Caveats: NONE

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Deanna

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 16:43:18 GMT-0600 (MDT)
To: Deanna.L.Cummings@usace.army.mil
Subject: Re: LTC Gant MOU signature page (UNCLASSIFIED)

Saw some on another site. Too bad they were as close as White Sands and didn't fly over ABQ.

Stephen R. Spencer, PhD
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From: Cummings, Deanna L SPA [mailto:Deanna.L.Cummings@usace.army.mil]
Sent: Friday, September 21, 2012 04:08 PM
To: Spencer, Stephen
Cc: Cummings, Deanna L SPA <Deanna.L.Cummings@usace.army.mil>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

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From: Spencer, Stephen [mailto:Stephen_Spencer@ios.doi.gov]
Sent: Friday, September 21, 2012 3:30 PM
To: Cummings, Deanna L SPA
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

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Denver, CO 80202-3050

mcalles@osmre.gov

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From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 15:17:12 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
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Please print this for the file until we get the original.

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From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 15:16:40 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

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Sent: Fri Sep 21 2012 15:19:06 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

You should follow up with Deanna about the mailing. The signed MOU from the Navajo Nation was mailed to you yesterday. Let me know when you receive.

Marcelo Calle

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Friday, September 21, 2012 3:13 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: FW: LTC Gant MOU signature page (UNCLASSIFIED)

Stephen,

Not sure if you were forwarded this information regarding ACOE signature and Cooperator MOU.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Cummings, Deanna L SPA [<mailto:Deanna.L.Cummings@usace.army.mil>]
Sent: Friday, September 21, 2012 2:53 PM
To: Calle, Marcelo
Cc: Cummings, Deanna L SPA
Subject: LTC Gant MOU signature page (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Marcello:

Please see attached and have a good weekend. Deanna

Deanna L. Cummings
US Army Corps of Engineers
Regulatory Division
4101 Jefferson Plaza NE
Albuquerque, NM 87109
505-342-3280 phone
505-342-3498 fax

<http://www.spa.usace.army.mil/reg/default.asp>

<ftp://ftp.usace.army.mil> Please use this ftp site (.../pub/spa) to upload attachments greater than 5 MB

Classification: UNCLASSIFIED
Caveats: NONE

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Sep 21 2012 15:24:27 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

I nat answers that question and I will follow up with ner.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Friday, September 21, 2012 3:19 PM
To: Spencer, Stephen
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

You should follow up with Deanna about the mailing. The signed MOU from the Navajo Nation was mailed to you yesterday. Let me know when you receive.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, September 21, 2012 3:17 PM
To: Calle, Marcelo
Subject: RE: LTC Gant MOU signature page (UNCLASSIFIED)

I wonder if she is sending the original to either of us. Did you send the signature page from the Navajo Nation. I haven't received it yet so just checking.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Friday, September 21, 2012 3:13 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: FW: LTC Gant MOU signature page (UNCLASSIFIED)

Stephen,

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Cummings, Deanna L SPA [<mailto:Deanna.L.Cummings@usace.army.mil>]
Sent: Friday, September 21, 2012 2:53 PM
To: Calle, Marcelo
Cc: Cummings, Deanna L SPA
Subject: LTC Gant MOU signature page (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Marcello:

Please see attached and have a good weekend. Deanna

Deanna L. Cummings
US Army Corps of Engineers
Regulatory Division
4101 Jefferson Plaza NE
Albuquerque, NM 87109
505-342-3280 phone
505-342-3498 fax

<http://www.spa.usace.army.mil/reg/default.asp>

<ftp://ftp.usace.army.mil> Please use this ftp site (.../pub/spa) to upload attachments greater than 5 MB

Classification: UNCLASSIFIED
Caveats: NONE

Conversation Contents

Weekly Activity Report, REO/ABQ, 9/9-22/12

Attachments:

/142. Weekly Activity Report, REO/ABQ, 9/9-22/12/1.1 abq922.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Sep 21 2012 11:31:15 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 9/9-22/12
Attachments: abq922.doc

Conversation Contents

FW: Cooperating Agency Mou

Attachments:

/143. FW: Cooperating Agency Mou/1.1 OSM_OEPC_MOU_NN_Letter.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Sep 18 2012 11:43:42 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: Cooperating Agency Mou
Attachments: OSM_OEPC_MOU_NN_Letter.pdf

Please print the attachment for my file.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Tuesday, September 18, 2012 11:36 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperating Agency Mou

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

Cooperating Agency Mou

/144. Cooperating Agency Mou/1.1 OSM_OEPC_MOU_NN_Letter.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Sep 18 2012 11:36:29 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Cooperating Agency Mou
Attachments: OSM_OEPC_MOU_NN_Letter.pdf

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: Spencer, Stephen <Stephen_Spencer@ios.doi.gov>
Sent: Tue Sep 18 2012 11:41:51 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperating Agency Mou

Great. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Tuesday, September 18, 2012 11:36 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperating Agency Mou

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, THE FOUR CORNERS & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

Regional Task Force - FCPP & Navajo Mine Energy Project

- /145. Regional Task Force - FCPP & Navajo Mine Energy Project/1.1 Letter to Secretary from Navajo President.pdf
- /145. Regional Task Force - FCPP & Navajo Mine Energy Project/1.2 Four Corners Power Plant signed letter 6 7 2012.pdf
- /145. Regional Task Force - FCPP & Navajo Mine Energy Project/1.3 Pinabete-FCPP Project Status Report 9-14-12.docx

"Klein, Al" <Aklein@osmre.gov>

From: "Klein, Al" <Aklein@osmre.gov>
Sent: Fri Sep 14 2012 14:43:03 GMT-0600 (MDT)
To: "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Juen, Jesse J" <jjuen@blm.gov>, Manzanilla.enrique@epa.gov, Allan.E.Steinle@usace.army.mil, "Tuggle, Benjamin" <benjamin_tuggle@fws.gov>, "Wessels, John" <John_Wessels@nps.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Regional Task Force - FCPP & Navajo Mine Energy Project
Attachments: Letter to Secretary from Navajo President.pdf Four Corners Power Plant signed letter 6 7 2012.pdf Pinabete-FCPP Project Status Report 9-14-12.docx

Good afternoon.

As you know your organization is actively participating as a cooperating agency with Office of Surface Mining Reclamation Enforcement (OSM), as the lead agency, in the development of an Environmental Impact Statement (EIS) to support pending decisions to be made on the project known as 'The Four Corners Power Plant and Navajo Mine Energy Project'. The EIS being prepared for this project will address, among other actions, proposed plant site lease and ROW power transmission line renewals for the Four Corners Power Plant (FCPP) located near Farmington, NM; as well as a proposed new mining permit area to extend the existing Navajo Mine (located adjacent to the FCPP) southward. I want to thank you for the willingness of your organization to participate in preparation of this EIS as a cooperating agency.

OSM's Rick Williamson (EIS Manager) and Marcelo Calle (EIS Coordinator) are the lead contacts from my staff working on this project. The Navajo Nation and the Hopi Tribe are also aiding OSM as non-federal cooperators in the development of the EIS. The following is a listing of the primary staff from your various agencies that have been working with OSM:

- BIA – Harrilene Yazzie, Amy Heuslein, Beau Goldstein
- NPS – John Reber, Cheryl Eckherdt

- FWS – Sharon Whitmore, David Campbell, Joel Lusk
- EPA – Karen Vitulano, John Tinger
- BLM – Shannon Hoefeler, Joe Galluzzi, Powell King
- ACOE – Deanna Cummings
- OEPC – Stephen Spencer

Attached to this email you will find copies of two letters: 1) A March 20, 2012, letter from Navajo Nation President Ben Shelley, to Interior Secretary Ken Salazar; and 2) A June 7, 2012, response letter from Secretary Salazar to President Shelley. In his letter, President Shelley emphasized to Secretary Salazar the economic importance to the tribe of the continued operation of the FCPP and Navajo Mine, and conveyed his view that timely progress would be needed to secure decisions from the action agencies for the benefit of the Navajo Nation. To assure continued operation of the FCPP and Navajo Mine President Shelley requested that a task force be created to expedite this approval process.

In his response, Secretary Salazar confirmed the Department of Interior's commitment that the agency actions related to this project would be coordinated in an efficient and timely manner. In response to the specific request for a task force to oversee the project, Secretary Salazar suggested a regional team approach and identified task force member from within the Department of Interior that would serve on the team. The Secretary also indicated to President Shelley that the Army Corps of Engineers and the EPA would be invited to serve on this regional task force. The Secretary indicated that this group would work together to resolve matters that might arise with potential to negatively affect the timely processing and completion of this project review. In closing Secretary Salazar stated the Director of OSM would have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and communicating that ongoing progress to Secretary and Deputy Secretary.

As you can see from the Secretary's letter, your organization is a member of this regional task force. It is my understanding that you are the individual from your organization that will serve on this task force, formally referred to as the Four Corners Power Plant and Navajo Mine Energy Project Executive Task Force. Thank you for agreeing to serve on the task force.

For the purpose of reporting to the Secretary, OSM's Director Joe Pizarchik has directed me to develop a status report on this project on a reoccurring basis. Two such reports have been developed and forwarded to Director Pizarchik (I have attached a copy of the most recent status report for your information). As you will see within this report, in addition to reporting on the status of the EIS development, progress on each agency action involved is also discussed and updated. The updates within these reports are largely derived from information provided during the scheduled monthly OSM-Cooperating Agency teleconferences held among the agency staff listed above. This report will be updated and forwarded to the OSM Director and to the Regional Task Force members on a regular basis.

From the regular updates I receive from my staff it is my understanding that development of the EIS, as well as development of all other related action documents for this project (such as the Biological Assessment for the Section 7 ESA consultation process), are proceeding as well as could reasonably be anticipated at this early stage of development. I would expect this progress to continue to proceed in this manner; and that the need for the Regional Task Force to become involved in day-to-day project work would be minimal.

To fulfill the responsibilities outlined in Secretary Salazar's letter it is my view that this task force would hold an initial conference call to further discuss our roles and responsibilities and answer any questions you may have. Following that initial conference call I would recommend that we hold conference call on an as needed basis to monitor this anticipated multi-year EIS development process. If conditions change and there becomes a need to conduct these communications on a more regular basis I will notify you and provide you with information I have received that would necessitate the need for additional communication.

I hope this email provides you some perspective on the purpose and anticipated function of this task force. In the near future I will send out an appointment for our initial conference call. Again, we appreciate your organization's participation as a cooperating agency in the development of the pending EIS for this important project.

Regards,

Allen D. Klein

Director, Western Region

"Juen, Jesse J" <jjuen@blm.gov>

From: "Juen, Jesse J" <jjuen@blm.gov>
Sent: Fri Sep 14 2012 15:21:31 GMT-0600 (MDT)
"Klein, Al" <Aklein@osmre.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, Manzanilla.enrique@epa.gov, Allan.E.Steinle@usace.army.mil, "Tuggle, Benjamin" <benjamin_tuggle@fws.gov>, "Wessels, John" <John_Wessels@nps.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
To:
Subject: RE: Regional Task Force - FCPP & Navajo Mine Energy Project

Al, thank you for the information and the proposed outline. The process you outlined will work for BLM. Please keep the emails coming and we will tie in with feedback on the proposed schedule for the introductory meeting when you forward that to us. Tell Joe hi for me.

Jesse

From: Klein, Al
Sent: Friday, September 14, 2012 2:43 PM
To: Pinto, Sharon; Juen, Jesse J; Manzanilla.enrique@Epa.gov; Allan.E.Steinle@usace.army.mil; Tuggle, Benjamin; Wessels, John; Spencer, Stephen
Cc: Postle, Bob; Williamson, Rick L.
Subject: Regional Task Force - FCPP & Navajo Mine Energy Project

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Regards,

Allen D. Klein

Director, Western Region

Conversation Contents

Cooperating Agency Teleconference

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Sep 10 2012 12:39:48 GMT-0600 (MDT)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <Joel_Lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, Micah Loma'omvaya <MLomaomvaya@hopi.nsn.us>, Michele Morris <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, leroysingoi@yahoo.com
To:
Subject: Cooperating Agency Teleconference

Good Afternoon,

In response to several requests from the public, OSM is extending the scoping comment period for the Four Corners Power Plant and Navajo Mine Project until Thursday, November 1, 2012. As you may recall, the initial scoping comment deadline was Monday, September 17, 2012.

All comments received before November 1, 2012 will be considered during the development of the Four Corners Power Plant and Navajo Mine Project Draft Environmental Impact Statement (DEIS).

If you have any questions or comments please contact me.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

Weekly Activity Report, REO/ABQ, 8/19-9/8/12

Attachments:

/147. Weekly Activity Report, REO/ABQ, 8/19-9/8/12/1.1 abq908.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Sep 07 2012 12:22:16 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 8/19-9/8/12
Attachments: abq908.doc

Conversation Contents

FW: Hayes Check In Spreadsheet

Attachments:

/148. FW: Hayes Check In Spreadsheet/1.1 ASPMB Major Projects with Regs 71312.docx
/148. FW: Hayes Check In Spreadsheet/2.1 ASPMB Major Projects with Regs 71312 srs
revision.docx

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Thu Sep 06 2012 12:36:54 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Sutton, Loretta B" <Loretta_Sutton@ios.doi.gov>, "Bartholomew, Kathleen" <Kathleen_Bartholomew@ios.doi.gov>, "Behler, David D" <David_Behler@ios.doi.gov>, "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Lodder, William B" <William_Lodder@ios.doi.gov>, "Randolph, Lajuan" <Lajuan_Randolph@ios.doi.gov>, "Sire, David E" <David_Sire@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>, "Williams, Freida B" <Freida_Williams@ios.doi.gov>
Subject: FW: Hayes Check In Spreadsheet
Attachments: ASPMB Major Projects with Regs 71312.docx

All,

Please review and update your sections in track changes NLT Noon on September 7th.

Thank you,

Willie

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: OSUA2
Sent: Thursday, September 06, 2012 1:33 PM
To: Taylor, Willie R; Clement, Joel P; Downes, David R; Pitkin, Barbara A; Kaloi, Kaiini J; Glomb, Steve J
Subject: Fw: Hayes Check In Spreadsheet

All,

Can you please make any edits/additions, etc to the attached spreadsheet and get it back to me by noon on Monday, September 10.

As a reminder, only very high-level issues.

Thanks,

Lori
Lori Faeth
Deputy Assistant Secretary for Policy and International Affairs.

From: Holley, Amy
Sent: Thursday, September 06, 2012 01:29 PM
To: OS_PMB_Senior_Staff
Subject: FW: Hayes Check In Spreadsheet

All:

Our next Hayes/ASPMB Check In meeting is scheduled for next Thursday, September 13 at 1:00 pm. I've attached the last spreadsheet we used—please update and return to me by NOON Tuesday, September 11, and I will compile the new version for review. Thank you!

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Sep 06 2012 13:25:31 GMT-0600 (MDT)
To: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: RE: Hayes Check In Spreadsheet
Attachments: ASPMB Major Projects with Regs 71312 srs revision.docx

Attached is my revision. Looks like it is on page 13 of the redline/strikeout version.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior

1001 Indian School Road NW, Suite 340

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen.Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Taylor, Willie R

Sent: Thursday, September 06, 2012 12:37 PM

To: Spencer, Stephen; Sutton, Loretta B; Bartholomew, Kathleen; Behler, David D; Blanchard, Mary Josie; Lodder, William B; Randolph, Lajuan; Sire, David E; Taylor, Willie R; Williams, Freida B

Subject: FW: Hayes Check In Spreadsheet

Importance: High

All,

Please review and update your sections in track changes NLT Noon on September 7th.

Thank you,

Willie

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: OSUA2

Sent: Thursday, September 06, 2012 1:33 PM

To: Taylor, Willie R; Clement, Joel P; Downes, David R; Pitkin, Barbara A; Kaloi, Kaiini J; Glomb, Steve J

Subject: Fw: Hayes Check In Spreadsheet

All,

Can you please make any edits/additions, etc to the attached spreadsheet and get it back to me by noon on Monday, September 10.

As a reminder, only very high-level issues.

Thanks,

Lori
Lori Faeth
Deputy Assistant Secretary for Policy and International Affairs.

From: Holley, Amy
Sent: Thursday, September 06, 2012 01:29 PM
To: OS_PMB_Senior_Staff
Subject: FW: Hayes Check In Spreadsheet

All:

Our next Hayes/ASPMB Check In meeting is scheduled for next Thursday, September 13 at 1:00 pm. I've attached the last spreadsheet we used—please update and return to me by NOON Tuesday, September 11, and I will compile the new version for review. Thank you!

Conversation Contents

FW: Signed MOU for Interagency Agency Agreement

Attachments:

/149. FW: Signed MOU for Interagency Agency Agreement/1.1 MOU OSM.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Sep 06 2012 09:52:47 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: Signed MOU for Interagency Agency Agreement
Attachments: MOU OSM.pdf

Please print out the attachment.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Michele L. Morris [mailto:mlmorris@navajo-nsn.gov]

Sent: Thursday, September 06, 2012 9:26 AM

To: Spencer, Stephen; Calle, Marcelo

Cc: Postle, Bob; Gloria Tom; Stephen B. Etsitty; Sherrick Roanhorse; Sam Woods; alaughing

Subject: Signed MOU for Interagency Agency Agreement

Stephen.

Fyi, here is the final signed copy by NN. Thx.

mich

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:46 PM

Conversation Contents

Re: Signed MOU for Interagency Agency Agreement

"Michele L. Morris" <mlmorris@navajo-nsn.gov>

From: "Michele L. Morris" <mlmorris@navajo-nsn.gov>
Sent: Thu Sep 06 2012 09:37:49 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Re: Signed MOU for Interagency Agency Agreement

Ok yea will send the original package document to you. Thx.
michele

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Thu, 6 Sep 2012 09:43:09 -0600
To: Michele Morris <mlmorris@navajo-nsn.gov>
Subject: RE: Signed MOU for Interagency Agency Agreement

I need the original signature page for the administrative record file. Could you please mail the hard copy to me at my address below? Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Michele L. Morris [<mailto:mlmorris@navajo-nsn.gov>]
Sent: Thursday, September 06, 2012 9:26 AM
To: Spencer, Stephen; Calle, Marcelo
Cc: Postle, Bob; Gloria Tom; Stephen B. Etsitty; Sherrick Roanhorse; Sam Woods; alaughing
Subject: Signed MOU for Interagency Agency Agreement

Stephen:

Fyi, here is the final signed copy by NN. Thx.

mich

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Sep 06 2012 09:52:53 GMT-0600 (MDT)
To: "Michele L. Morris" <mlmorris@navajo-nsn.gov>
Subject: RE: Signed MOU for Interagency Agency Agreement

Thank you. Only two more to go.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Michele L. Morris [mailto:mlmorris@navajo-nsn.gov]
Sent: Thursday, September 06, 2012 9:38 AM
To: Spencer, Stephen
Subject: Re: Signed MOU for Interagency Agency Agreement

Ok yea will send the original package document to you. Thx.

michele

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Thu, 6 Sep 2012 09:43:09 -0600
To: Michele Morris <mlmorris@navajo-nsn.gov>
Subject: RE: Signed MOU for Interagency Agency Agreement

I need the original signature page for the administrative record file. Could you please mail the hard copy to me at my address below? Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Michele L. Morris [<mailto:mlmorris@navajo-nsn.gov>]

Sent: Thursday, September 06, 2012 9:26 AM

To: Spencer, Stephen; Calle, Marcelo

Cc: Postle, Bob; Gloria Tom; Stephen B. Etsitty; Sherrick Roanhorse; Sam Woods; alaughing

Subject: Signed MOU for Interagency Agency Agreement

Stephen:

Fyi, here is the final signed copy by NN. Thx.

mich

Conversation Contents

Signed MOU for Interagency Agency Agreement

/151. Signed MOU for Interagency Agency Agreement/1.1 MOU OSM.pdf

"Michele L. Morris" <mlmorris@navajo-nsn.gov>

From: "Michele L. Morris" <mlmorris@navajo-nsn.gov>
Sent: Thu Sep 06 2012 09:26:05 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Signed MOU for Interagency Agency Agreement
Attachments: MOU OSM.pdf

Stephen:
Fyi, here is the final signed copy by NN. Thx.
mich

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Sep 06 2012 09:43:09 GMT-0600 (MDT)
To: "Michele L. Morris" <mlmorris@navajo-nsn.gov>
Subject: RE: Signed MOU for Interagency Agency Agreement

I need the original signature page for the administrative record file. Could you please mail the hard copy to me at my address below? Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Michele L. Morris [mailto:mlmorris@navajo-nsn.gov]
Sent: Thursday, September 06, 2012 9:26 AM
To: Spencer, Stephen; Calle, Marcelo
Cc: Postle, Bob; Gloria Tom; Stephen B. Etsitty; Sherrick Roanhorse; Sam Woods; alaughing
Subject: Signed MOU for Interagency Agency Agreement

Stephen:

Fyi, here is the final signed copy by NN. Thx.

mich

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Sep 06 2012 14:07:35 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Signed MOU for Interagency Agency Agreement

She is sending the original by mail. I will eventually send you the originals for the administrative record file after I put the final document together with all the signatures. I will then send a copy to the agency contacts listed in the MOU.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen.Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Thursday, September 06, 2012 2:02 PM
To: Michele L. Morris
Cc: Spencer, Stephen
Subject: RE: Signed MOU for Interagency Agency Agreement

Stephen Spencer will mail you a copy of final document.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Michele L. Morris [<mailto:mlmorris@navajo-nsn.gov>]
Sent: Thursday, September 06, 2012 1:38 PM
To: Calle, Marcelo
Subject: Re: Signed MOU for Interagency Agency Agreement

yea n we may need a full set of the final copy with all signature sheets attached fpr our files. thx and good job

mich

Sent from my Iphone MMorris

On Sep 6, 2012, at 12:05 PM, "Calle, Marcelo" <mcalle@osmre.gov> wrote:

Thanks for getting that signed Michele.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Michele L. Morris [<mailto:mlmorris@navajo-nsn.gov>]
Sent: Thursday, September 06, 2012 9:26 AM
To: Spencer, Stephen; Calle, Marcelo
Cc: Postle, Bob; Gloria Tom; Stephen B. Etsitty; Sherrick Roanhorse; Sam Woods; alaughing
Subject: Signed MOU for Interagency Agency Agreement

Stephen:

Fyi, here is the final signed copy by NN. Thx.



Conversation Contents

RE: Status of Signature

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Sep 05 2012 12:52:11 GMT-0600 (MDT)
To: gtom@nndfw.org
Subject: RE: Status of Signature

Thank you Gloria. Please have the signed hard copy sent to Mr. Stephen Spencer. I am sure you have the instructions and contact but I have provided below as well. MC

"All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official's signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all."

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

From: Gloria Tom [mailto:gtom@nndfw.org]
Sent: Wednesday, September 05, 2012 12:04 PM
To: Calle, Marcelo
Subject: FW: Status of Signature

Marcelo,

Just heard from Michelle Morris that the MOU was signed. She will email a copy to you.

Gloria M. Tom, Director

Navajo Nation Department of Fish and Wildlife

P.O. Box 1480

Window Rock, Arizona 86515

(928) 871-6450, 6451 telephone

(928) 871-7069 fax

From: Gloria Tom [mailto:gtom@nndfw.org]
Sent: Wednesday, September 05, 2012 11:45 AM
To: 'Calle, Marcelo'
Subject: Status of Signature

Good morning. As follow up to the conference call this morning, Michelle Morris advises the MOU is awaiting the Navajo Nation President's signature. I will follow up again with Michelle at the end of the week.

Gloria M. Tom, Director

Navajo Nation Department of Fish and Wildlife

P.O. Box 1480

Window Rock, Arizona 86515

(928) 871-6450, 6451 telephone

(928) 871-7069 fax

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Sep 05 2012 13:00:22 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, gtom@nndfw.org
Subject: RE: Status of Signature

Great. One more down, three more to go.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Wednesday, September 05, 2012 12:52 PM

To: gtom@nndfw.org
Cc: Spencer, Stephen
Subject: RE: Status of Signature

Thank you Gloria. Please have the signed hard copy sent to Mr. Stephen Spencer. I am sure you have the instructions and contact but I have provided below as well. MC

“All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official’s signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all.”

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

From: Gloria Tom [<mailto:gtom@nndfw.org>]
Sent: Wednesday, September 05, 2012 12:04 PM
To: Calle, Marcelo
Subject: FW: Status of Signature

Marcelo,

Just heard from Michelle Morris that the MOU was signed. She will email a copy to you.

Gloria M. Tom, Director

Navajo Nation Department of Fish and Wildlife

P.O. Box 1480

Window Rock, Arizona 86515

(928) 871-6450, 6451 telephone

(928) 871-7069 fax

From: Gloria Tom [<mailto:gtom@nndfw.org>]
Sent: Wednesday, September 05, 2012 11:45 AM
To: 'Calle, Marcelo'
Subject: Status of Signature

Good morning. As follow up to the conference call this morning, Michelle Morris advises the MOU is awaiting the Navajo Nation President's signature. I will follow up again with Michelle at the end of the week.

Gloria M. Tom, Director

Navajo Nation Department of Fish and Wildlife

P.O. Box 1480

Window Rock, Arizona 86515

(928) 871-6450, 6451 telephone

(928) 871-7069 fax

Conversation Contents

Navavo Mine/FCPP Summary

Attachments:

/153. Navavo Mine/FCPP Summary/1.1 Pinabete-FCPP Project Status Report 8-21-12.docx

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Sep 05 2012 10:36:30 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: Navavo Mine/FCPP Summary
Attachments: Pinabete-FCPP Project Status Report 8-21-12.docx

Please print the attachment.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

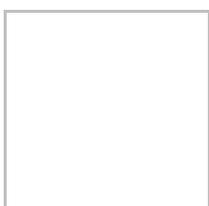
1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html





Conversation Contents

Cooperating Agency Teleconference

Attachments:

/154. Cooperating Agency Teleconference/1.1 Pinabete-FCPP Project Status Report 8-21-12.docx
/154. Cooperating Agency Teleconference/1.2 invite.ics

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Aug 30 2012 09:47:19 GMT-0600 (MDT)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <Joel_Lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, Micah Loma'omvaya <MLomaomvaya@hopi.nsn.us>, Michele Morris <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Jones, Simone" <Simone.Jones@bia.gov>, leroyshingoi@yahoo.com
To:
Subject: Cooperating Agency Teleconference
Attachments: Pinabete-FCPP Project Status Report 8-21-12.docx
invite.ics

When: Wednesday, September 05, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - San Juan Rm.

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MDT). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Attached for your information is the FCPP and Navajo Mine Energy Project, August status report. I will continue to provide the prior months status report in advance of these recurring monthly meetings.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

Agenda

New Pinabete Permit Application Submittal (OSM)

EIS Development Status (OSM)

Section 7 ESA Development Status (OSM)

Action Agencies Status (Respective Agencies)

BIA

Approval of the Four Corners Power Plant Lease Amendment #

3

Approval of Application Granting Right of Ways for the transmission corridors and associated substation rights-of-way for APS and PNM.

Approval of realignment of existing BIA road within the Navajo Mine lease area

BLM

Review and approval of Mine Plan

USEPA

Decision on Best Available Retrofit Technology (BART) and
Federal Implementation Plan (FIP)
Clean Air Act New Source Review Permitting
Decision on Section 402 of Clean Water Act (CWA) National
Pollution Discharge Elimination System (NPDES) Permit
USACE
Decision on Section 404 of CWA Individual Permit for
impacts to waters of the United States for the Pinabete Permit
Decision on Section 404 of CWA Individual Permit for
impacts to waters of the United States for the FCPP

If you have any question, comments or would like to add additional
discussion items to the Agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

Conversation Contents

FW: ASPMB weekly issues memo

Attachments:

/155. FW: ASPMB weekly issues memo/1.1 PMB Office Report
08232012_final.docx

/155. FW: ASPMB weekly issues memo/1.2 ASPMB weekly issues memo
082312_final.docx

/155. FW: ASPMB weekly issues memo/1.3 Department-wide Reports awaiting
management response as of August 24 2012.pdf

/155. FW: ASPMB weekly issues memo/1.4 Perf Goal Base - as of Aug 23,
2012.pdf

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Tue Aug 28 2012 04:42:39 GMT-0600 (MDT)
To: OS_PEP_Regions <OS_PEP_Regions@doi.net>,
OS_PEP_DC <OS_PEP_DC@ios.doi.gov>
Subject: FW: ASPMB weekly issues memo
PMB Office Report 08232012_final.docx ASPMB weekly
Attachments: issues memo 082312_final.docx Department-wide Reports
awaiting management response as of August 24 2012.pdf
Perf Goal Base - as of Aug 23, 2012.pdf

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Peavy, Angela D

Sent: Monday, August 27, 2012 5:07 PM

To: Clement, Joel P; Glomb, Steve J; Kaloi, Kaiini J; Taylor, Willie R; Downes, David R; Pitkin, Barbara A; Dawson, Richard H

Cc: Nelson, John V; Smith, Darlene A; Bassford, Tamera A; Faeth, Lori

Subject: FW: ASPMB weekly issues memo

See attachments

Angela Peavy

Office of the DAS-Policy and International Affairs

1849 C Street NW, Room 5129

Washington DC 20240

phone) 202-208-4852

fax) 202-513-0734

email) angela_peavy@ios.doi.gov

From: Peterson, Sarah E

Sent: Friday, August 24, 2012 10:51 AM

To: OS_PMB_Senior_Staff

Cc: Lewis, Shirley A; Callaway, Catherine; Parrish, Jean H; Barnett, Sandra L; Miller, Abigail D; Holly Gonzalez; Peavy, Angela D; Dozier, Angela L; Lang, Susan R; Woods-spahr, Maureen R

Subject: ASPMB weekly issues memo

All – Please see attached for this week’s submission.

Sarah Peterson

U.S. Department of the Interior

Senior Advisor to the Assistant Secretary for Policy, Management & Budget

desk: (307) 739-3635

cell: (202) 431-9645

Conversation Contents

RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Mon Aug 27 2012 12:44:15 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

Received original signature from John Wessels, Regional Director, NPS Intermountain Region.

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 8:29 AM
To: Calle, Marcelo; Williamson, Rick L.; Heuslein, Amy; Michele Morris; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Reber, John
Subject: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

All: I have yet to receive the signature pages for this MOU from your agencies' responsible officials and the Navajo Nation President. I currently only have them from the Hopi Tribal Chairman and for the BIA Navajo Regional Office Director. I would like to get this completed and in effect as soon as possible. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 27 2012 12:53:43 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: Re: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

Yay.
Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

From: martinez, shirley
Sent: Monday, August 27, 2012 12:44 PM
To: Spencer, Stephen
Subject: RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

Received original signature from John Wessels, Regional Director, NPS Intermountain Region.

From: Spencer, Stephen

Sent: Thursday, August 16, 2012 8:29 AM

To: Calle, Marcelo; Williamson, Rick L.; Heuslein, Amy; Michele Morris; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Reber, John

Subject: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

All: I have yet to receive the signature pages for this MOU from your agencies' responsible officials and the Navajo Nation President. I currently only have them from the Hopi Tribal Chairman and for the BIA Navajo Regional Office Director. I would like to get this completed and in effect as soon as possible. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



Conversation Contents

FW: NGS/KMC EIS

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Mon Aug 27 2012 11:20:53 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: NGS/KMC EIS

FYI

If you would prefer that I not send you this kind of stuff while you're dealing with personal matters, please tell me.

From: Stewart, Robert F.
Sent: Monday, August 27, 2012 11:19 AM
To: Blanchard, Mary Josie
Subject: NGS/KMC EIS

We need to have a conversation about this matter. During the meetings/conference calls last week, both BOR and OSM pointedly asked if I am the OEPC contact for the NGS/KCM EIS (probably since I've been the only one actively engaged so far). I replied that this question of OEPC "lead" has not yet been resolved.

BOR will soon be putting together a "management/oversight" team modeled on what has been done for Four Corners Power Plant/Navajo-Pinabete Mine EIS. See excerpt from OSM email, below.

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's

Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

Preparation of the NGS/KCM is projected to take 4-5 years. (b) (6)

(b) (6) At a minimum, the REO/SFN and the NRM Team need to be keeping a close eye on this, and actively participating in reviews of such things as the NOI, draft purpose/need, alternatives selected/scoped out, and preliminary drafts of EIS chapters.

While I am not unwilling to participate until such time as I retire (b) (6) this project is not (and has never been) in my Region and I should not be the OEPC representative (or at least sole representative) on the management/oversight team.

(b) (6), but am otherwise available to discuss.

From: Port, Patricia
Sent: Friday, August 24, 2012 10:15 AM
To: Stewart, Robert F.
Subject: RE: Reminder: NGS/KMC EIS Coordination Meeting August 23-24, 2012

Hola Bob,

You know I appreciate your work on these OSM/BOR/Navajo/Kayenta et al matters.

I recall WT asking me if I minded your taking them since you were so close to Denver. I owe you. You know it!

So, yes I will participate in this as much as I can. Was at MEXUS meeting in San Diego yesterday, blowing the

very last of my travel funds for this FY.

I have a p/t intern sitting in on these calls with me.

I am on the list for meetings/docs/ etc. so will be participating. I do thank you for carrying this load for so many years now, and if/when I am tagged to "take over" will do so.

Meantime, please continue participating and bringing you're historic/current insight/wisdom to the process with me.

Thanks much.

P2

From: Stewart, Robert F.
Sent: Tuesday, August 21, 2012 2:53 PM
To: Port, Patricia
Cc: Sire, David E; Blanchard, Mary Josie
Subject: FW: Reminder: NGS/KMC EIS Coordination Meeting August 23-24, 2012
Importance: High

Patricia -

As we have discussed on previous occasions, this project is entirely within your region (as is the "lead Bureau" office). The only reason for my past involvement in the Black Mesa and subsequently Kayenta Mine projects was that OSM/Denver was the lead for both projects, and WRT wanted someone local to attend meetings at their office.

In the past, the OEPC "lead office" for nondelegated EISs has been either someone on the NRM team or the REO in whose Region the project is located. Until such time as OEPC/HQ figures out whether you or someone from NRM is going to have the OEPC "lead", it seems to me that you (and perhaps Dave) need to be participating in these meetings. (I have asked Sandy Eto to add both of you to her email distribution list).

(b) (6) so will be calling in (vs. participating in person). Probably just as well, since seating is likely to be limited.

From: Eto, Sandra

Sent: Tuesday, August 21, 2012 3:06 PM

To: 'BBrown@PeabodyEnergy.com'; Dunfee, Brian P.; 'john.sullivan@srpnet.com'; Jim Pratt (Jim.Pratt@srpnet.com)

Cc: Klein, Al; Postle, Bob; Williamson, Rick L.; Yazzie, Harrilene; Pinto, Sharon; Stewart, Robert F.; Eto, Sandra; Chandler, Randy N; Hoeft, Cynthia A; Callejo, Russell D; McGregor, Amy L.; Cunningham, Catherine S (Cathy); Coykendall, Arthur C; Palumbo, David M; Smith, Rodney; Smith, Ron C; Smith, Alexander (PXA0); 'Bruce Ellis'; Verburg, Katherine; Nguyen, Chau B

Subject: Reminder: NGS/KMC EIS Coordination Meeting August 23-24, 2012

Attached is the agenda for our meeting; there were no changes from the version David sent to you. Please note there is a call-in number for those of you attending by phone. Please let me know if you will be attending by phone—I already know Bob Stewart will be participating that way.

Also, we just received a draft Purpose and Need statement and draft RFP from the project proponents, which we would like to share with the other agencies. Thanks to SRP and Peabody for working so diligently to get something out so soon.

As a reminder, we would like Peabody and SRP to join our discussions on Thursday (8/23) from 2:00 pm to 5:00 pm, and on Friday (8/24) from 8:30 am to 11:30 am.

Quarters will be a bit of a squeeze. We appreciate everyone's understanding. Please let me know if you have any questions, concerns or suggestions. Thanks so much; see you Thursday!

Sandy Eto

Sandra Eto

Environmental Resource Management Division

Phoenix Area Office, Reclamation

6150 W. Thunderbird Road

Glendale, AZ 85306-4001

623-773-6254 (office)

623-773-6486 (fax)

seto@usbr.gov

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 27 2012 11:33:23 GMT-0600 (MDT)
To: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Subject: Re: NGS/KMC EIS

It's fine.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
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Cc: Klein, Al; Postle, Bob; Williamson, Rick L.; Yazzie, Harrilene; Pinto, Sharon; Stewart, Robert F.; Eto, Sandra; Chandler, Randy N; Hoeft, Cynthia A; Callejo, Russell D; McGregor, Amy L.; Cunningham, Catherine S (Cathy); Coykendall, Arthur C; Palumbo, David M; Smith, Rodney; Smith, Ron C; Smith, Alexander (PXA0); 'Bruce Ellis'; Verburg, Katherine; Nguyen, Chau B

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Sandra Eto

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Glendale, AZ 85306-4001

623-773-6254 (office)

623-773-6486 (fax)

seto@usbr.gov

Conversation Contents

Fw: More RE: FCPP BART Rule

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Aug 24 2012 09:36:49 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: Fw: More RE: FCPP BART Rule

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

From: Stewart, Robert F.
Sent: Friday, August 24, 2012 06:53 AM
To: Spencer, Stephen
Cc: Kleven, Art; Williamson, Rick L.; Calle, Marcelo; Eto, Sandra; Yazzie, Harrilene; Port, Patricia; Sire, David E
Subject: More RE: FCPP BART Rule

See today's Federal Register:

Text: <http://www.gpo.gov/fdsys/pkg/FR-2012-08-24/html/2012-19793.htm>

PDF: <http://www.gpo.gov/fdsys/pkg/FR-2012-08-24/pdf/2012-19793.pdf>

From: Stewart, Robert F.
Sent: Wednesday, August 22, 2012 8:46 AM
To: Spencer, Stephen
Cc: Kleven, Art; Williamson, Rick L.; Calle, Marcelo; Eto, Sandra; Yazzie, Harrilene; Port, Patricia; Sire, David E
Subject: FCPP BART Rule

Steve –

I can't seem to find the notice in the Federal Register, but attached is the signed "pre-publication" version.

Also Navajo President Shelly's statement. Note last sentence (NGS BART proposal by 9/30).

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Aug 24 2012 09:46:40 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: More RE: FCPP BART Rule

Just printed it out (30 pages) before I got this message. In your basket.

From: Spencer, Stephen
Sent: Friday, August 24, 2012 9:37 AM
To: martinez, shirley
Subject: Fw: More RE: FCPP BART Rule

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
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1001 Indian School RD NW, Suite 348
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Sent: Friday, August 24, 2012 06:53 AM
To: Spencer, Stephen
Cc: Kleven, Art; Williamson, Rick L.; Calle, Marcelo; Eto, Sandra; Yazzie, Harrilene; Port, Patricia; Sire, David E
Subject: More RE: FCPP BART Rule

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"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Mon Aug 27 2012 10:45:21 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: More RE: FCPP BART Rule

Did you want me to send this out to anyone?

From: Spencer, Stephen
Sent: Friday, August 24, 2012 9:37 AM
To: martinez, shirley
Subject: Fw: More RE: FCPP BART Rule

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 27 2012 12:13:15 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: Re: More RE: FCPP BART Rule

Not necessary.
Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
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1001 Indian School RD NW, Suite 348

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Phone: (505) 563-3572
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From: martinez, shirley
Sent: Monday, August 27, 2012 10:45 AM
To: Spencer, Stephen
Subject: RE: More RE: FCPP BART Rule

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Stephen R. Spencer, PhD
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More RE: FCPP BART Rule

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Fri Aug 24 2012 06:53:38 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: More RE: FCPP BART Rule

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Conversation Contents

FW: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED

Attachments:

/160. FW: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED/1.1 Navajo Pinabete Mine.Four Corners Power Plant Transmittal Memo Signed_8.21.12.pdf
/160. FW: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED/1.2 Navajo Pinabete Mine.Four Corners Power Plant MOU_Signed 8.21.12.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Aug 22 2012 09:37:20 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED
Navajo Pinabete Mine.Four Corners Power Plant Transmittal Memo Signed_8.21.12.pdf Navajo Pinabete Mine.Four Corners Power Plant MOU_Signed 8.21.12.pdf
Attachments:

Please print the memo but only the signature page for the MOU.

Stephen R. Spencer, PhD
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-----Original Message-----

From: Crystal_Salas@nps.gov [mailto:Crystal_Salas@nps.gov]
Sent: Wednesday, August 22, 2012 8:54 AM
To: Spencer, Stephen
Cc: Whittington, Tamara; Joss, Laura; Malone, Patrick; Turk, Chris; Reber, John; George, Michael; McCoy, Carol; Steensen, Dave; Jim Von Haden; Eckhardt, Cheryl; IMRextrev@nps.gov

Subject: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED

Hi Stephen,

Attached is the signed transmittal memo and MOU for the Navajo Pinabete Mine/Four Corners Power Plant.

I will send the originals via mail to your address.

If you have any questions and/or concerns, please let me know.

Thank you!

(See attached file: Navajo Pinabete Mine.Four Corners Power Plant Transmittal Memo Signed_8.21.12.pdf)(See attached file: Navajo Pinabete Mine.Four Corners Power Plant MOU_Signed 8.21.12.pdf)

Crystal Salas
Environmental Protection Assistant
NPS - Intermountain Regional Office
12795 W. Alameda Pkwy.
Denver, Colorado 80225-0287
Tel: 303.987.6705
Fax: 303.969.2717
Email: crystal_salas@nps.gov

Conversation Contents

FW: FCPP BART Rule

Attachments:

/161. FW: FCPP BART Rule/1.1 four-corners-final-prepub-signed-version-08-06-2012.pdf

/161. FW: FCPP BART Rule/1.2 81012 PR Shelly FCPP.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Aug 22 2012 09:03:07 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: FCPP BART Rule
Attachments: four-corners-final-prepub-signed-version-08-06-2012.pdf
81012 PR Shelly FCPP.pdf

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Sent: Wednesday, August 22, 2012 8:47 AM
To: Spencer, Stephen
Cc: Kleven, Art; Williamson, Rick L.; Calle, Marcelo; Eto, Sandra; Yazzie, Harrilene; Port, Patricia; Sire, David E
Subject: FCPP BART Rule

Steve –

I can't seem to find the notice in the Federal Register, but attached is the signed "pre-publication" version.

Also Navajo President Shelly's statement. Note last sentence (NGS BART proposal by 9/30).

Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant - SIGNED

/162. Navajo Pinabete Mine/Four Corners Power Plant - SIGNED/1.1 Navajo Pinabete Mine.Four Corners Power Plant Transmittal Memo Signed_8.21.12.pdf
/162. Navajo Pinabete Mine/Four Corners Power Plant - SIGNED/1.2 Navajo Pinabete Mine.Four Corners Power Plant MOU_Signed 8.21.12.pdf

Crystal_Salas@nps.gov

From: Crystal_Salas@nps.gov
Sent: Wed Aug 22 2012 08:53:54 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED
Navajo Pinabete Mine.Four Corners Power Plant Transmittal
Attachments: Memo Signed_8.21.12.pdf Navajo Pinabete Mine.Four
Corners Power Plant MOU_Signed 8.21.12.pdf

Hi Stephen,

Attached is the signed transmittal memo and MOU for the Navajo Pinabete Mine/Four Corners Power Plant.

I will send the originals via mail to your address.

If you have any questions and/or concerns, please let me know.

Thank you!

(See attached file: Navajo Pinabete Mine.Four Corners Power Plant Transmittal Memo Signed_8.21.12.pdf)(See attached file: Navajo Pinabete Mine.Four Corners Power Plant MOU_Signed 8.21.12.pdf)

Crystal Salas
Environmental Protection Assistant
NPS - Intermountain Regional Office
12795 W. Alameda Pkwy.
Denver, Colorado 80225-0287
Tel: 303.987.6705
Fax: 303.969.2717
Email: crystal_salas@nps.gov

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Aug 22 2012 09:21:36 GMT-0600 (MDT)
To: Crystal Salas <Crystal_Salas@nps.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED

Thanks a bunch.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Crystal_Salas@nps.gov [mailto:Crystal_Salas@nps.gov]
Sent: Wednesday, August 22, 2012 8:54 AM
To: Spencer, Stephen
Cc: Whittington, Tamara; Joss, Laura; Malone, Patrick; Turk, Chris; Reber, John; George, Michael; McCoy, Carol; Steensen, Dave; Jim Von Haden; Eckhardt, Cheryl; IMRextrev@nps.gov
Subject: Navajo Pinabete Mine/Four Corners Power Plant - SIGNED

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Crystal Salas

Environmental Protection Assistant

Tel: 303.987.6705

Fax: 303.969.2717

Email: crystal_salas@nps.gov

Conversation Contents

FCPP BART Rule

Attachments:

/163. FCPP BART Rule/1.1 four-corners-final-prepub-signed-version-08-06-2012.pdf

/163. FCPP BART Rule/1.2 81012 PR Shelly FCPP.pdf

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Wed Aug 22 2012 08:46:31 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FCPP BART Rule
Attachments: four-corners-final-prepub-signed-version-08-06-2012.pdf
81012 PR Shelly FCPP.pdf

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Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

/164. Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/1.1 OSM_MOU-Signed_082012.pdf
/164. Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/2.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 8-21-2012.doc
/164. Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/3.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 8-21-2012.doc

Wally_Murphy@fws.gov

From: Wally_Murphy@fws.gov
Sent: Tue Aug 21 2012 15:22:51 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Baker, Denise" <Denise_Baker@fws.gov>, "Bair, Janet" <Janet_Bair@fws.gov>
Subject: Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: OSM_MOU-Signed_082012.pdf

Steve the FWS has determined that Regional Director Dr. Benjamin Tuggle will sign the MOU. Can you send a new signature page to us? wm

Wally "J" Murphy
US Fish and Wildlife Service
Supervisor
New Mexico Ecological Services Field Office
Albuquerque NM 87113
Off. 505/761-4781
CP 505/480-4821

Let's step up and discuss high stakes issues candidly and respectfully, encourage others to share ideas, work to establish mutual purpose and then act with unity and conviction.

----- Forwarded by Wally Murphy/RO/R2/FWS/DOI on 08/21/2012 02:58 PM -----

"Calle, Marcelo" <mcalle@osmre.gov>

08/20/2012 01:21 PM

To "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "chonyumtewa@hopi.nsn.us" <chonyumtewa@hopi.nsn.us>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D"

<shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Murphy, Wally" <wally_murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>
cc "Lupo, Frank R" <frank.lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>

Subject RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Stephen,

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Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

<[u>mcalle@osmre.gov](mailto:mcalle@osmre.gov)

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

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Steve

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

cid: _2_0827C2600827BCF80077B9A1892576F6

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Aug 21 2012 15:32:01 GMT-0600 (MDT)
To: "Murphy, Wally" <Wally_Murphy@fws.gov>, "Baker, Denise" <Denise_Baker@fws.gov>, "Bair, Janet" <Janet_Bair@fws.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 8-21-2012.doc

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From: Wally_Murphy@fws.gov [mailto:Wally_Murphy@fws.gov]
Sent: Tuesday, August 21, 2012 3:23 PM
To: Spencer, Stephen; Baker, Denise; Bair, Janet
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08/20/2012 01:21 PM

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cc "Lupo, Frank R" <frank_lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>

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mcalle@osmre.gov

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From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

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Stephen.Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



Wally_Murphy@fws.gov

From: Wally_Murphy@fws.gov
Sent: Tue Aug 21 2012 15:40:50 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 8-21-2012.doc

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"Spencer, Stephen"
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08/21/2012 03:32 PM

To "Murphy, Wally" <wally_murphy@fws.gov>, "Baker, Denise" <denise_baker@fws.gov>, "Bair, Janet" <janet_bair@fws.gov>

cc "Campbell, David" <David_Campbell@fws.gov>, "Dennis, George" <george_dennis@fws.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>

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Stephen R. Spencer, PhD
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mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris;
chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings,
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cid: _2_0827C2600827BCF80077B9A1892576F6

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From:

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

Sent: Tue Aug 21 2012 15:43:26 GMT-0600 (MDT)
To: "Murphy, Wally" <Wally_Murphy@fws.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

My pleasure sir.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
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From: Wally_Murphy@fws.gov [mailto:Wally_Murphy@fws.gov]
Sent: Tuesday, August 21, 2012 3:41 PM
To: Spencer, Stephen
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Wally "J" Murphy
US Fish and Wildlife Service
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(303) 293-5032 Fax

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna

L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official's signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

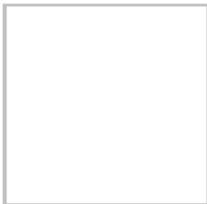
1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen.Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



Conversation Contents

Cooperators' MOU

Attachments:

/165. Cooperators' MOU/1.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 14:50:58 GMT-0600 (MDT)
To: "Evans, David D" <ddevans@blm.gov>
Subject: Cooperators' MOU
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

Here it is attached. Thanks for pushing it. I think I now have half of them. Page 15 is where Jesse's signature line is. I would like to have the original hard copy signature page mailed to me so I can collect all of them and give them to OSM for the Administrative Record file.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

**RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP -
Need Signatures for Agency/Tribal Officials (UNCLASSIFIED)**

"Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>

From: "Cummings, Deanna L SPA"
<Deanna.L.Cummings@usace.army.mil>

Sent: Mon Aug 20 2012 13:54:02 GMT-0600 (MDT)

To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, chonyumptewa@hopi.nsn.us, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Murphy, Wally" <Wally_Murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>

Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

I am working the signature through our internal process and will forward when signed. Thanks.

Deanna

(b) (6)

-----Original Message-----

From: Spencer, Stephen [mailto:Stephen_Spencer@ios.doi.gov]

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP -
Need Signatures for Agency/Tribal Officials

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

cid:_2_0827C2600827BCF80077B9A1892576F6

Classification: UNCLASSIFIED

Caveats: NONE

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 13:57:25 GMT-0600 (MDT)
To: "Cummings, Deanna L SPA"
<Deanna.L.Cummings@usace.army.mil>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four
Corners PP - Need Signatures for Agency/Tribal Officials
(UNCLASSIFIED)

Thanks for the update.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Cummings, Deanna L SPA [mailto:Deanna.L.Cummings@usace.army.mil]
Sent: Monday, August 20, 2012 1:54 PM
To: Spencer, Stephen; Calle, Marcelo; Williamson, Rick L.; Yazzie,
Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us;
Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Whitmore, Sharon;
Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia; Cummings, Deanna L SPA
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners
PP - Need Signatures for Agency/Tribal Officials (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

I am working the signature through our internal process and will forward
when signed. Thanks.

Deanna

(b) (6)

-----Original Message-----

From: Spencer, Stephen [mailto:Stephen_Spencer@ios.doi.gov]

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Steve

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Classification: UNCLASSIFIED
Caveats: NONE

Conversation Contents

FW: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Attachments:

/167. FW: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/1.1 OSM_MOU-Signed_082012.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 13:25:44 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: OSM_MOU-Signed_082012.pdf

I only need page 10 printed out, the one with Al Klein's signature. They will send me the original.

Stephen R. Spencer, PhD

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Albuquerque, NM 87104

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Monday, August 20, 2012 1:21 PM
To: Spencer, Stephen; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Stephen,

The OSM has signed the Final Cooperators MOU and will be mailing the signed MOU package today. Attached is a scanned copy of the signed MOU. Please confirm upon receipt. Thanks for getting this document finalized.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Conversation Contents

Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

/168. Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/1.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

/168. Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/3.1 OSM_MOU-Signed_082012.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 20 2012 13:49:58 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, chonyumptewa@hopi.nsn.us, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Murphy, Wally" <Wally_Murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 20 2012 15:20:16 GMT-0600 (MDT)
To: "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Thanks. Have a good weekend.

Stephen R. Spencer, PhD

Regional Environmental Officer

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U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Yazzie, Harrilene

Sent: Friday, July 20, 2012 3:20 PM

To: Spencer, Stephen

Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Good afternoon Steve,

I'll forward the hard copy to Ms. Pinto for signature. I'll keep you posted as soon I receive a copy back..

Thank you – Harrilene

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

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Web Site: www.doi.gov/oepec/albuquerque.html



"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Aug 20 2012 13:21:12 GMT-0600 (MDT)
"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>,
"Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie,

To: Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, chonyumptewa@hopi.nsn.us, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Murphy, Wally" <Wally_Murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>

Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Attachments: OSM_MOU-Signed_082012.pdf

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Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 13:26:06 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

BIA Phoenix (Western Region) sent me their signature page today and will follow up with the original by mail. We are gradually getting there. I will send all originals to you eventually so they can be in the Admin. Record file.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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From: Calle, Marcelo
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EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 20, 2012 1:50 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



Michele Morris <mmorris.opvp@gmail.com>

From: Michele Morris <mmorris.opvp@gmail.com>
Sent: Thu Aug 23 2012 10:24:40 GMT-0600 (MDT)
"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, chonyumtewa@hopi.nsn.us, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Murphy, Wally"

<Wally_Murphy@fws.gov>, "Reber, John"
<John_Reber@nps.gov>

Subject: Re: Final Cooperators MOU for Navajo Pinabete Mine/Four
Corners PP - Need Signatures for Agency/Tribal Officials

Ok we are processing for signature, as well. Thx.
Michele

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Fri, 20 Jul 2012 13:49:58 -0600
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "chonyumptewa@hopi.nsn.us" <chonyumptewa@hopi.nsn.us>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefe@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Murphy, Wally" <wally_murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>
Cc: "Lupo, Frank R" <frank.lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official's signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Aug 23 2012 10:43:22 GMT-0600 (MDT)
To: Michele Morris <mmorris.opvp@gmail.com>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Thanks. I think I have about 2/3 of the signatures now.

Stephen R. Spencer, PhD

Regional Environmental Officer

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Michele Morris [mailto:mmorris.opvp@gmail.com]

Sent: Thursday, August 23, 2012 10:25 AM

To: Spencer, Stephen; Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Re: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Ok we are processing for signature, as well. Thx.

Michele

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

Date: Fri, 20 Jul 2012 13:49:58 -0600

To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "chonyumptewa@hopi.nsn.us" <chonyumptewa@hopi.nsn.us>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "King, Powell F" <pkking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>, "Murphy, Wally" <wally_murphy@fws.gov>, "Reber, John" <John_Reber@nps.gov>

Cc: "Lupo, Frank R" <frank.lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



Conversation Contents

FW: MOU

Attachments:

/169. FW: MOU/1.1 MOU Navajo Mine, 4 Corners Plant Lease.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 12:01:48 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: FW: MOU
Attachments: MOU Navajo Mine, 4 Corners Plant Lease.pdf

I asked her if she could send the original so that OSM can have it for the Administrative Record file.

Stephen R. Spencer, PhD

Regional Environmental Officer

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy
Sent: Monday, August 20, 2012 11:58 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Honanie, Wendell; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; Yazzie, Harrilene
Subject: FW: MOU

Hi Stephen:

Please find attached the signature page for the MOU (by the BIA Western Regional Director) for the Navajo Mine, Four Corners Plant Site Project EIS. We also faxed a copy to your office.

Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

Amy.heuslein@bia.gov

From: Williams, Harriet
Sent: Monday, August 20, 2012 9:10 AM
To: Heuslein, Amy
Subject: MOU

Attached is the scanned MOU for the Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval.

Conversation Contents

FW: MOU

/170. FW: MOU/1.1 MOU Navajo Mine, 4 Corners Plant Lease.pdf

"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Mon Aug 20 2012 11:58:16 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: MOU
Attachments: MOU Navajo Mine, 4 Corners Plant Lease.pdf

Hi Stephen:

Please find attached the signature page for the MOU (by the BIA Western Regional Director) for the Navajo Mine, Four Corners Plant Site Project EIS. We also faxed a copy to your office.

Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

Amy.heuslein@bia.gov

From: Williams, Harriet
Sent: Monday, August 20, 2012 9:10 AM
To: Heuslein, Amy
Subject: MOU

Attached is the scanned MOU for the Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 11:59:30 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: MOU

Can you mail the original to me so I have it for the Admin Record file?? Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy
Sent: Monday, August 20, 2012 11:58 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Honanie, Wendell; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; Yazzie, Harrilene
Subject: FW: MOU

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Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

Amy.heuslein@bia.gov

From: Williams, Harriet
Sent: Monday, August 20, 2012 9:10 AM
To: Heuslein, Amy
Subject: MOU

Attached is the scanned MOU for the Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval.

"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Mon Aug 20 2012 12:25:27 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: MOU

Yes I can mail the original. Did you get the fax, too?

Amy Heuslein, BIA

From: Spencer, Stephen
Sent: Monday, August 20, 2012 11:00 AM
To: Heuslein, Amy
Subject: RE: MOU

Can you mail the original to me so I have it for the Admin Record file?? Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

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U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Heuslein, Amy
Sent: Monday, August 20, 2012 11:58 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Honanie, Wendell; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; Yazzie, Harrilene
Subject: FW: MOU

Hi Stephen:

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Amy Heuslein

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Phoenix, AZ

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Amy.heuslein@bia.gov

From: Williams, Harriet
Sent: Monday, August 20, 2012 9:10 AM
To: Heuslein, Amy
Subject: MOU

Attached is the scanned MOU for the Navajo Pinabete Mine Permit Application, the Four Corners Power Plant Lease Agreement Approval.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Aug 20 2012 12:26:04 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: MOU

Yup. Sure did. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

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Albuquerque, NM 87104

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepr/albuquerque.html



From: Heuslein, Amy
Sent: Monday, August 20, 2012 12:25 PM
To: Spencer, Stephen
Subject: RE: MOU

Yes I can mail the original. Did you get the fax, too?

Amy Heuslein, BIA

From: Spencer, Stephen
Sent: Monday, August 20, 2012 11:00 AM
To: Heuslein, Amy
Subject: RE: MOU

Can you mail the original to me so I have it for the Admin Record file?? Thanks.

Stephen R. Spencer, PhD

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Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy

Sent: Monday, August 20, 2012 11:58 AM

To: Spencer, Stephen

Cc: Cantley, Garry; Honanie, Wendell; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; Yazzie, Harrilene

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Amy.heuslein@bia.gov

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Conversation Contents

Weekly Activity Report, REO/ABQ, 7/22-8/11/12

Attachments:

/171. Weekly Activity Report, REO/ABQ, 7/22-8/11/12/1.1 abq818.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Aug 17 2012 10:57:14 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 7/22-8/11/12
Attachments: abq818.doc

Conversation Contents

FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

/172. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/1.1 Letter to Secretary from Navajo President.pdf

/172. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/1.2 Four Corners Power Plant signed letter 6 7 2012.pdf

/172. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/2.1 Letter to Secretary from Navajo President.pdf

/172. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/2.2 Four Corners Power Plant signed letter 6 7 2012.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Aug 16 2012 14:30:22 GMT-0600 (MDT)
To: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Attachments: Letter to Secretary from Navajo President.pdf Four Corners Power Plant signed letter 6 7 2012.pdf

As you can see from Rick's e-mail below (at the bottom) it is intended that members be from all cooperators (I am not sure why the two tribes are not represented - I am not sure if this was an oversight on his part).

This group has not yet met. There is a broader group that meets the first Wednesday of every month and it consists of staff from all the agencies and the two tribes. Does this help?

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Williamson, Rick L.

Sent: Tuesday, June 12, 2012 1:39 PM

To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David; Murphy, Wally; Whitmore, Sharon

Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA

Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.

Sent: Tuesday, June 05, 2012 9:46 AM

To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon

Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Aug 16 2012 14:42:26 GMT-0600 (MDT)
To: "Eto, Sandra" <SEto@usbr.gov>
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Attachments: Letter to Secretary from Navajo President.pdf Four Corners Power Plant signed letter 6 7 2012.pdf

Bob Stewart wanted me to answer your question about the FCPP Navajo Mine Task Force. I didn't realize until I sent the answer below to him that he wanted me to send it to you directly. The information below that I sent to Bob should help answer it. It is intended that all the cooperators have a representative. I am not sure if that is meant to include Tribal representatives since they aren't mentioned or whether that was an oversight. This group has not yet met but will soon.

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Spencer, Stephen

Sent: Thursday, August 16, 2012 2:30 PM

To: Stewart, Robert F.

Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

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Stephen_Spencer@ios.doi.gov Web Site: www.doi.gov/oepec/albuquerque.html

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To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David; Murphy, Wally; Whitmore, Sharon

Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA

Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

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Regards,
Rick W.

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Sent: Tuesday, June 05, 2012 9:46 AM

To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov;
'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D;
Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov';
Whitmore, Sharon

Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

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I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

Sent: Thu Aug 16 2012 17:32:44 GMT-0600 (MDT)

To: "Eto, Sandra" <SEto@usbr.gov>
Subject: Re: The Four Corners & Navajo Mine Energy Project EIS -
Regional Task Force Members

I don't have enough travel money to go but may go to the one here in Albuquerque.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

----- Original Message -----

From: Eto, Sandra
Sent: Thursday, August 16, 2012 04:11 PM
To: Spencer, Stephen
Cc: Stewart, Robert F.
Subject: RE: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

Thanks so much, and thanks, Bob for forwarding my question to Stephen. If you are at the FCPP public meetings, please let me know how they went after you get back in the office. Thanks!

-----Original Message-----

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 1:42 PM
To: Eto, Sandra
Cc: Stewart, Robert F.
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

Bob Stewart wanted me to answer your question about the FCPP Navajo Mine Task Force. I didn't realize until I sent the answer below to him that he wanted me to send it to you directly. The information below that I sent to Bob should help answer it. It is intended that all the cooperators have a representative. I am not sure if that is meant to include Tribal representatives since they aren't mentioned or whether that was an oversight. This group has not yet met but will soon.

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-----Original Message-----

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 2:30 PM
To: Stewart, Robert F.
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

As you can see from Rick's e-mail below (at the bottom) it is intended that members be from all cooperators (I am not sure why the two tribes are not represented - I am not sure if this was an oversight on his part). This group has not yet met. There is a broader group that meets the first Wednesday of every month and it consists of staff from all the agencies and the two tribes. Does this help?

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David; Murphy, Wally; Whitmore, Sharon
Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution

on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.

Sent: Tuesday, June 05, 2012 9:46 AM

To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon

Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

Conversation Contents

Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Aug 16 2012 08:29:25 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefe@blm.gov>, "King, Powell F" <pking@blm.gov>, "Cummings, Deanna L SPA" <Deanna.L.Cummings@usace.army.mil>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Reber, John" <John_Reber@nps.gov>
Subject: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

All: I have yet to receive the signature pages for this MOU from your agencies' responsible officials and the Navajo Nation President. I currently only have them from the Hopi Tribal Chairman and for the BIA Navajo Regional Office Director. I would like to get this completed and in effect as soon as possible. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html



"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Thu Aug 16 2012 10:09:11 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

Hi Stephen:

The MOU is with our Regional Director's Office for review and hopefully signature soon. When I get a signed copy I will send it to you. Sorry for the delay.

Regards,

Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

amy.heuslein@bia.gov

From: Spencer, Stephen

Sent: Thursday, August 16, 2012 7:29 AM

To: Calle, Marcelo; Williamson, Rick L.; Heuslein, Amy; Michele Morris; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Reber, John

Subject: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

Sent: Thu Aug 16 2012 10:13:58 GMT-0600 (MDT)

To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

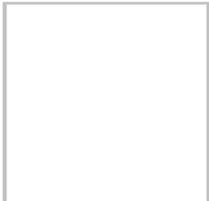
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Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy
Sent: Thursday, August 16, 2012 10:09 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Keller, Marvin
Subject: RE: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

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BIA Western Region/EQS

Phoenix, AZ

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amy.heuslein@bia.gov

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Stephen_Spencer@ios.doi.gov

Steve, I will follow-up with Al when I return to the office next Monday morning.

Rick

From: Spencer, Stephen

Sent: Thursday, August 16, 2012 8:29 AM

To: Calle, Marcelo; Williamson, Rick L.; Heuslein, Amy; Michele Morris; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Reber, John

Subject: Signatures on Navajo Pinabete Mine/Four Corners Power Plant Cooperators' MOU

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Conversation Contents

FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Thu Aug 16 2012 10:05:32 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

FYI.

Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

amy.heuslein@bia.gov

From: Becenti, Gilbert
Sent: Monday, August 13, 2012 11:38 AM
To: Heuslein, Amy
Cc: Honanie, Wendell; Webb, Stan; Becenti, Gilbert; Cantley, Garry
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

I attended the meeting at Hotevilla Village Meeting.

/

The public meeting was setup with approximately 10 different informational stations, with posters/photos, etc., and 2 video stations for Navajo & Hopi languages. There were a lot

of informational sharing at each stations, & the public were informed to submit written concern/issue at the middle section of tables and/or provide written comments later to email provided. While I was there, I would estimate 30-40 interested individuals.

/

There were a lot of questions and answers at each station. I wish, each station were recording, type of questions asked by each interested individual. The federal register provide tentative issues. I wish this public meeting explained these issue more detail and how they intended to mitigate/make it part of their project design.

/

There were a lot of general information;

1. The proposed action were very general in nature; you would have to go to various stations to gather – all the other proposed action; such as the anticipated closing of 1-3 plants & keep the 4 & 5 going under this proposal.
2. There were other connecting action/issues, which need to be addressed & made a part of the whole project design (storage of unburned coal, EPA standard, etc.).

/

Overall, I enjoyed the meeting and each station willing to provide information &/or finding the right person with up-to-date information. As I visited mostly all the stations, my main question was; are we providing the public with detail/proposed action or are we justifying our proposed action, when the proposed action is farther explained by cooperating agencies. I was expecting the Navajo Nation, Coal Company & NEPA contractor to conduct these public meetings. They may have been there, but no formal announcement they were there.

From: Heuslein, Amy

Sent: Tuesday, July 24, 2012 2:39 PM

To: Honanie, Wendell

Cc: Becenti, Gilbert; Talayumtewa, Velma; Webb, Stan; Dawes, Tamera; Overholser, Sonia; Cantley, Garry; Yazzie, Harrilene; Keller, Marvin; McVey, Rodney

Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Sounds good Wendell. Thanks Gilbert.

Amy Heuslein, BIA/WRO/EQS

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 2:34 PM
To: Heuslein, Amy
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Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Gilbert will be representing the Hopi Agency at the Scoping meeting in Hotevilla.

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To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Looks like, I'm available for August 9 – Hotevilla Public meeting

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 12:35 PM
To: Becenti, Gilbert
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Will you be able to attend the Scoping meeting in Hotevilla on Aug. 9, 2012. I will be on travel in Albuquerque, NM that day.

From: Heuslein, Amy
Sent: Tuesday, July 24, 2012 12:16 PM
To: Honanie, Wendell; Becenti, Gilbert
Cc: Cantley, Garry; Webb, Stan; Dawes, Tamera; McVey, Rodney; Keller, Marvin; Yazzie, Harrilene; Overholser, Sonia; Goldstein, Beau
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Hi Wendell and Gilbert:

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Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

amy.heuslein@bia.gov

From: Calle, Marcelo

Sent: Monday, July 23, 2012 12:40 PM

To: Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Eckhardt, Cheryl; tinger.john@epa.gov; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us)

Cc: 'Bartz, Kate L.'; 'Jallo, Carlos F.'; 'Benjamin Pogue'; 'Dan Tormey'; Williamson, Rick L.; Yazzie, Harrilene

Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

Just wanted to follow up with the request below. Please indicate (1) if your agency will have a dedicated resource specialist at the FCPP & Navajo Mine Energy Project EIS Scoping Meetings listed below, (2) if so, which locations and (3) who that resource specialist is to be. Attached is the NOI with the times of the meetings.

I look forward to your response.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Calle, Marcelo
Sent: Thursday, June 14, 2012 3:07 PM
To: Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; John Stucker (jstucker@frontiernet.net); Gloria Tom (gtom@nndfw.org)
Cc: Bartz, Kate L.; Jallo, Carlos F.; Benjamin Pogue; Dan Tormey; Williamson, Rick L.; Yazzie, Harrilene
Subject: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

In preparation for the FCPP and Navajo Mine Energy Project EIS (Project) Scoping Meetings to be held at various locations August 9 through August 18, OSM and consultant Cardno will be conducting Pre-Scoping Risk Communication Training and a "dry run" meeting scenario at the Denver OSM Office on Thursday July 26th. You are being notified of this important training opportunity because you are the Cooperating Agencies for this Project EIS, and OSM presumes your agency will have a dedicated resource specialist attending these meetings to answer technical questions the public may have regarding the associated actions and managed resources.

Please indicate if your agency will have a dedicated resource specialist at all the Scoping

Meetings and who that specialist is to be. It would be helpful and very useful to our efforts for your agency to send your identified specialist to the Risk Communication Training and “dry run” meeting to be held at the Denver OSM Office on Thursday July 26th.

OSM Western Region Office

1999 Broadway, Suite 3320
Denver, CO 80202-3050

Listed below are the Scoping Meeting locations and dates:

Scoping Meetings		
Meeting Date	Venue	Location
Thursday, August 9, 2012	Hotevilla Village	Hotevilla, Arizona
Friday, August 10, 2012	Montezuma–Cortez High School	Cortez, Colorado
Saturday, August 11, 2012	Tiis Tsoh Sikaad (Burnham) Chapter House	Burnham, New Mexico
Monday, August 13, 2012	Nenahnezad Chapter House	Fruitland, New Mexico
Tuesday, August 14, 2012	Farmington Civic Center	Farmington, New Mexico
Wednesday, August 15, 2012	Shiprock High School	Shiprock, New Mexico
Thursday, August 16, 2012	Durango Public Library	Durango, Colorado
Friday, August 17, 2012	Navajo Nation Museum	Window Rock, Arizona
Saturday, August 18, 2012	Indian Pueblo Cultural Center	Albuquerque, New Mexico

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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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mcalfe@osmre.gov

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Aug 17 2012 07:35:05 GMT-0600 (MDT)
To: "Eto, Sandra" <SEto@usbr.gov>
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

For your information regarding the Navajo Mine/FCPP Public Scoping Meetings, Gilbert Becenti of the Hopi Agency went to the meeting at Hotevilla Village on August 9 and provided some comments that appear below.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

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From: Heuslein, Amy
Sent: Thursday, August 16, 2012 10:06 AM
To: Spencer, Stephen
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

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Amy Heuslein

BIA Western Region/EQS

Phoenix, AZ

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Friday, August 10, 2012	Montezuma–Cortez High School	Cortez, Colorado
Saturday, August 11, 2012	Tiis Tsoh Sikaad (Burnham) Chapter House	Burnham, New Mexico
Monday, August 13, 2012	Nenahnezad Chapter House	Fruitland, New Mexico
Tuesday, August 14, 2012	Farmington Civic Center	Farmington, New Mexico
Wednesday, August 15, 2012	Shiprock High School	Shiprock, New Mexico
Thursday, August 16, 2012	Durango Public Library	Durango, Colorado
Friday, August 17, 2012	Navajo Nation Museum	Window Rock, Arizona
Saturday, August 18, 2012	Indian Pueblo Cultural Center	Albuquerque, New Mexico

I look forward to your response.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax



Conversation Contents

Weekly Activity Report, REO/ABQ, 7/22-8/11/12

Attachments:

/175. Weekly Activity Report, REO/ABQ, 7/22-8/11/12/1.1 abq811.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Mon Aug 13 2012 09:39:15 GMT-0600 (MDT)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 7/22-8/11/12
Attachments: abq811.doc

Conversation Contents

FCPP/N-P Mine and Navajo Project Purpose and Need Statements

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Tue Aug 07 2012 09:00:33 GMT-0600 (MDT)
"Eto, Sandra" <SEto@usbr.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Calle, Marcelo" <mcalle@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
To:
Subject: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

I recognize that CAP issues are unique to the Navajo Project, but it's essential that ^{(b) (5)}



To that end, it might be well for Reclamation to sit in on the FCPP/N-P Mine EIS Team's discussions of these matters.

"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Tue Aug 07 2012 12:05:22 GMT-0600 (MDT)
"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>, "Eto, Sandra" <SEto@usbr.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Calle, Marcelo" <mcalle@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
To:
Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

Bob, I agree in concept with your comment regarding (b) (5) [REDACTED]
[REDACTED] Shortly I am departing for the scoping meetings on the FCPP/Navajo Project. Perhaps we can discuss this further when I return to the office on August 20.

Rick

From: Stewart, Robert F.
Sent: Tuesday, August 07, 2012 9:01 AM
To: Eto, Sandra; Postle, Bob; Williamson, Rick L.; Calle, Marcelo; Yazzie, Harrilene
Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie
Subject: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

I recognize that CAP issues are unique to the Navajo Project, but it's essential that (b) (5)
[REDACTED]

To that end, it might be well for Reclamation to sit in on the FCPP/N-P Mine EIS Team's discussions of these matters.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Aug 07 2012 12:15:48 GMT-0600 (MDT)
To: "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Postle, Bob" <BPostle@osmre.gov>, "Calle, Marcelo" <mcalle@osmre.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

I have completed signature pages for the Cooperators' MOU from BIA Navajo Region and from the Hopi Tribe so far.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Williamson, Rick L.

Sent: Tuesday, August 07, 2012 12:05 PM

To: Stewart, Robert F.; Eto, Sandra; Postle, Bob; Calle, Marcelo; Yazzie, Harrilene

Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie

Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

Bob, I agree in concept with your comment regarding (b) (5)

Shortly I am departing for the scoping meetings on the FCPP/Navajo Project. Perhaps we can discuss this further when I return to the office on August 20.

Rick

From: Stewart, Robert F.

Sent: Tuesday, August 07, 2012 9:01 AM

To: Eto, Sandra; Postle, Bob; Williamson, Rick L.; Calle, Marcelo; Yazzie, Harrilene

Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie

Subject: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

I recognize that CAP issues are unique to the Navajo Project, but it's essential that (b) (5)



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Conversation Contents

Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Attachments:

/177. Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/1.1 BIA Signature S. Pinto Final Cooperators MOU.PDF

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Aug 03 2012 07:45:30 GMT-0600 (MDT)
To: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Subject: Fw: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: BIA Signature S. Pinto Final Cooperators MOU.PDF

Please print.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

From: Yazzie, Harrilene
Sent: Thursday, August 02, 2012 01:21 PM
To: Spencer, Stephen
Cc: Calle, Marcelo
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Good afternoon Steve,

Here is a digital version of the MOU signed by Ms. Pinto. I'll send the original via snail mail today.

Hope all is well - Harrilene

From: Spencer, Stephen
Sent: Friday, July 20, 2012 3:20 PM
To: Yazzie, Harrilene
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Thanks. Have a good weekend.

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html



From: Yazzie, Harrilene
Sent: Friday, July 20, 2012 3:20 PM
To: Spencer, Stephen
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Good afternoon Steve,

I'll forward the hard copy to Ms. Pinto for signature. I'll keep you posted as soon I receive a copy back..

Thank you – Harrilene

From: Spencer, Stephen
Sent: Friday, July 20, 2012 1:50 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Steve

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Conversation Contents

RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

/178. RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials/1.1 BIA Signature S. Pinto Final Cooperators MOU.PDF

"Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>

From: "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
Sent: Thu Aug 02 2012 13:21:32 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Attachments: BIA Signature S. Pinto Final Cooperators MOU.PDF

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From: Spencer, Stephen
Sent: Friday, July 20, 2012 3:20 PM
To: Yazzie, Harrilene
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Thanks. Have a good weekend.

Stephen R. Spencer, PhD

Regional Environmental Officer

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Yazzie, Harrilene

Sent: Friday, July 20, 2012 3:20 PM

To: Spencer, Stephen

Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Good afternoon Steve,

I'll forward the hard copy to Ms. Pinto for signature. I'll keep you posted as soon I receive a copy back..

Thank you – Harrilene

From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris;

chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Aug 02 2012 13:35:39 GMT-0600 (MDT)
To: "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
Subject: Re: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Thanks. Making my way from Atlanta to Albuquerque. Home late tonight.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
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Cell: (505) 249-2462

From: Yazzie, Harrilene
Sent: Thursday, August 02, 2012 01:21 PM
To: Spencer, Stephen
Cc: Calle, Marcelo
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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From: Yazzie, Harrilene

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Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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From: Spencer, Stephen

Sent: Friday, July 20, 2012 1:50 PM

To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John

Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Conversation Contents

Marcelo Calle, OSM-DEN, called . . .

Attachments:

/179. Marcelo Calle, OSM-DEN, called . . ./1.1 Preparation of EIS for the Four Corners PP and Navajo Mine Energy Project.pdf

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Mon Jul 30 2012 13:43:51 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Marcelo Calle, OSM-DEN, called . . .
Attachments: Preparation of EIS for the Four Corners PP and Navajo Mine Energy Project.pdf

Also, received attached from him today in regular mail.

Conversation Contents

FW: Weekly Report(s)

Attachments:

/180. FW: Weekly Report(s)/1.1 ASPMB weekly issues memo 072612.docx

/180. FW: Weekly Report(s)/1.2 PMB Office Report 07262012.docx

/180. FW: Weekly Report(s)/1.3 Department-wide Reports awaiting management response as of July 27 2012.pdf

/180. FW: Weekly Report(s)/1.4 Perf Goal Base - as of July 27 2012 (2).pdf

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Fri Jul 27 2012 07:03:25 GMT-0600 (MDT)
To: OS_PEP_Regions <OS_PEP_Regions@doi.net>, OS_PEP_DC <OS_PEP_DC@ios.doi.gov>
Subject: FW: Weekly Report(s)
ASPMB weekly issues memo 072612.docx PMB Office Report 07262012.docx Department-wide Reports awaiting management response as of July 27 2012.pdf Perf Goal Base - as of July 27 2012 (2).pdf

Attachments:

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Peavy, Angela D

Sent: Friday, July 27, 2012 8:52 AM

To: Clement, Joel P; Glomb, Steve J; Kaloi, Kaiini J; Sperling, Lawrence; Taylor, Willie R; Dawson, Richard H

Cc: Nelson, John V; Smith, Darlene A; Bassford, Tamera A
Subject: FW: Weekly Report(s)

FYI

Angela Peavy

Office of the DAS-Policy and International Affairs

1849 C Street NW, Room 5129

Washington DC 20240

phone) 202-208-4852

fax) 202-513-0734

email) angela_peavy@ios.doi.gov

From: Holley, Amy

Sent: Friday, July 27, 2012 8:50 AM

To: OS_PMB_Senior_Staff

Cc: Lewis, Shirley A; Callaway, Catherine; Parrish, Jean H; Barnett, Sandra L; Miller, Abigail D; Holly Gonzalez; Peavy, Angela D; Dozier, Angela L; Lang, Susan R

Subject: FW: Weekly Report(s)

All:

Please see attached for this week's submission!

Conversation Contents

**RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP -
Need Signatures for Agency/Tribal Officials**

"Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>

From: "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>
Sent: Tue Jul 24 2012 18:42:26 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four
Corners PP - Need Signatures for Agency/Tribal Officials

Stephen,

Thanks for providing the MOU.

Sonia Overholser

Phoenix Solicitor's Office

(602) 364-7888

From: Spencer, Stephen
Sent: Friday, July 20, 2012 12:50 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris;
chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna
L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for
Agency/Tribal Officials

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Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Jul 24 2012 21:46:54 GMT-0600 (MDT)
To: "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>
Subject: Re: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

You are welcome. Glad we got the Hopi Tribe on board.
Stephen R. Spencer, PhD

Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

From: Overholser, Sonia
Sent: Tuesday, July 24, 2012 06:42 PM
To: Spencer, Stephen
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

Stephen,

Thanks for providing the MOU.

Sonia Overholser

Phoenix Solicitor's Office

(602) 364-7888

From: Spencer, Stephen
Sent: Friday, July 20, 2012 12:50 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumptewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

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Conversation Contents

OSM Meeting with Peabody, SRP, et. al.

Attachments:

/182. OSM Meeting with Peabody, SRP, et. al./1.1 SRP Letter.pdf

/182. OSM Meeting with Peabody, SRP, et. al./2.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Tue Jul 24 2012 08:07:37 GMT-0600 (MDT)
To: "Blanchard, Mary Josie" <MaryJosie_Blanchard@ios.doi.gov>, "Sire, David E" <David_Sire@ios.doi.gov>, "Port, Patricia" <Patricia_Port@ios.doi.gov>
Subject: OSM Meeting with Peabody, SRP, et. al.
Attachments: SRP Letter.pdf

PREDECISIONAL COMMUNICATION – NOT SUBJECT TO FOIA

See attached SRP letter to the Secretary requesting immediate initiation of "Navajo Project" EIS. Also meeting signup sheet. (Those without email addresses phoned in, Everyone else in person.)

(b) (5)



(b) (5)

Among the practical issues raised by one or more DOI participants:

(b) (5)

I'm pretty much available for the rest of the week if y'all want to discuss further.

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Jul 24 2012 08:14:43 GMT-0600 (MDT)
To: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Subject: RE: OSM Meeting with Peabody, SRP, et. al.
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU Final 7-20-2012.doc

I see you used y'all below. Interesting. I just realized that I forgot to send you the final MOU among the Navajo Pinabete Mine/FCPP cooperators. I sent it out for signature Friday. I have attached it. There might be a page break glitch which I will fix after I get the signature pages back. It shows up and then when I go to correct it by clicking on close which allows you to edit, the problem disappears.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Stewart, Robert F.
Sent: Tuesday, July 24, 2012 8:08 AM
To: Blanchard, Mary Josie; Sire, David E; Port, Patricia
Cc: Spencer, Stephen
Subject: OSM Meeting with Peabody, SRP, et. al.
Importance: High

PREDECISIONAL COMMUNICATION – NOT SUBJECT TO FOIA

See attached SRP letter to the Secretary requesting immediate initiation of “Navajo Project” EIS. Also meeting signup sheet. (Those without email addresses phoned in, Everyone else in person.)

(b) (5)



Th (b) (5)

Among the practical issues raised by one or more DOI participants:

(b) (5)

I'm pretty much available for the rest of the week if y'all want to discuss further.

Conversation Contents

Weekly Activity Report, REO/ABQ, 7/15-21/12

Attachments:

/183. Weekly Activity Report, REO/ABQ, 7/15-21/12/1.1 abq721.doc

"martinez, shirley" <Shirley_Martinez@ios.doi.gov>

From: "martinez, shirley" <Shirley_Martinez@ios.doi.gov>
Sent: Fri Jul 20 2012 12:20:15 GMT-0600 (MDT)
To: "Blanchard, Mary Josie"
<MaryJosie_Blanchard@ios.doi.gov>, "Taylor, Willie R"
<Willie_Taylor@ios.doi.gov>
Subject: Weekly Activity Report, REO/ABQ, 7/15-21/12
Attachments: abq721.doc

Conversation Contents

FW: Weekly Report(s) from ASPMB

Attachments:

/184. FW: Weekly Report(s) from ASPMB/1.1 ASPMB weekly issues memo 071912.docx

/184. FW: Weekly Report(s) from ASPMB/1.2 PMB Office Report 07192012.docx

/184. FW: Weekly Report(s) from ASPMB/1.3 Department-wide Reports awaiting management response as of July 20 2012.pdf

/184. FW: Weekly Report(s) from ASPMB/1.4 Perf Goal Base - as of July 19 2012.pdf

"Taylor, Willie R" <Willie_Taylor@ios.doi.gov>

From: "Taylor, Willie R" <Willie_Taylor@ios.doi.gov>
Sent: Fri Jul 20 2012 07:55:22 GMT-0600 (MDT)
To: OS_PEP_DC <OS_PEP_DC@ios.doi.gov>, OS_PEP_Regions <OS_PEP_Regions@doi.net>
Subject: FW: Weekly Report(s) from ASPMB
ASPMB weekly issues memo 071912.docx PMB Office Report 07192012.docx Department-wide Reports awaiting management response as of July 20 2012.pdf Perf Goal Base - as of July 19 2012.pdf

Attachments:

Willie R. Taylor, Ph.D.

Director, Office of Environmental

Policy and Compliance

(V) 202/208-3891

(F) 202/219-1139

From: Peavy, Angela D
Sent: Friday, July 20, 2012 9:48 AM

To: Clement, Joel P; Glomb, Steve J; Kaloi, Kaiini J; Sperling, Lawrence; Taylor, Willie R; Dawson, Richard H
Cc: Nelson, John V; Smith, Darlene A; Bassford, Tamera A; Faeth, Lori
Subject: FW: Weekly Report(s) from ASPMB

See attachments

Angela Peavy

Office of the DAS-Policy and International Affairs

1849 C Street NW, Room 5129

Washington DC 20240

phone) 202-208-4852

fax) 202-513-0734

email) angela_peavy@ios.doi.gov

From: Holley, Amy

Sent: Thursday, July 19, 2012 7:00 PM

To: OS_PMB_Senior_Staff

Cc: Lewis, Shirley A; Callaway, Catherine; Parrish, Jean H; Barnett, Sandra L; Miller, Abigail D; Walters, Holly G; Dozier, Angela L; Peavy, Angela D

Subject: FW: Weekly Report(s) from ASPMB

All:

Please see attached for this week's submission. Thank you!

Conversation Contents

FW: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jul 19 2012 15:11:41 GMT-0600 (MDT)
To: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Subject: FW: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

See revised EIS schedule below.

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Wednesday, July 18, 2012 10:11 AM
To: Spencer, Stephen; Williamson, Rick L.
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Stephen,

See revised dates below:

ATTACHMENT B

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"Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>

From: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Sent: Thu Jul 19 2012 15:14:37 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners

Subject: PP

No attachment

From: Spencer, Stephen
Sent: Thursday, July 19, 2012 3:12 PM
To: Stewart, Robert F.
Subject: FW: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

See revised EIS schedule below.

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From: Calle, Marcelo
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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jul 19 2012 15:16:00 GMT-0600 (MDT)
To: "Stewart, Robert F." <Robert_F_Stewart@ios.doi.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Didn't mean to send it yet, only the revised schedule below. Sorry, that was a leftover subject line. This schedule is in the MOU.

Stephen R. Spencer, PhD

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Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

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From: Calle, Marcelo

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To: Spencer, Stephen; Williamson, Rick L.

Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

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Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jul 18 2012 08:37:07 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 18 2012 08:42:53 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Thanks Stephen,

I'll get to revised dates by mid day.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Wednesday, July 18, 2012 8:37 AM
To: Calle, Marcelo; Williamson, Rick L.
Subject: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

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From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 18 2012 10:11:22 GMT-0600 (MDT)
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Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners
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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jul 18 2012 10:41:23 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners
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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jul 18 2012 10:42:07 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners
PP

So I will change the date you gave for that to today's date.

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Sent: Wed Jul 18 2012 10:42:50 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
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Never mind, I will leave it as is.

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From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 18 2012 10:46:33 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners
PP

Stephen,

Please test the webpage link (bottom first column on page 42230) in the published. There was a problem earlier that appears to be fixed. Let me know of any issues. Also please open the NOI .pdf on the Document Library Page of the website.

Let me know how it works. Thanks

From: Spencer, Stephen
Sent: Wednesday, July 18, 2012 10:41 AM
To: Calle, Marcelo
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

The NOI is in the Federal Register today as you said it would be.

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OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
OSM/Cooperating Agency Review of PFEIS ends	July 2014
NOA for FEIS in Federal Register	August 2014

From: Spencer, Stephen
Sent: Wednesday, July 18, 2012 8:37 AM
To: Calle, Marcelo; Williamson, Rick L.
Subject: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

I am almost ready to send this out for signatures. Just need one more point of contact from Michele at the Navajo Nation. Thought I would have it yesterday. I will bother her again. Before I send it out I thought we might want to correct the Schedule below since it has already slipped. Would you like to give me changes?

ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	Early March 2012
NOI published in Federal Register	Late April 2012
Public scoping period begins	Late April 2012
Public scoping period ends	Early June 2012
PDEIS submitted to OSM for review/comment	February 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
NOA for DEIS in Federal Register	October 2013
Public comment period ends	December 2013
PFEIS submitted to OSM	February 2014
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NOA for FEIS in Federal Register	August 2014

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jul 18 2012 10:52:40 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners
PP

Works fine. Looks nice.

Stephen R. Spencer, PhD

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U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Wednesday, July 18, 2012 10:47 AM
To: Spencer, Stephen
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Stephen,

Please test the webpage link (bottom first column on page 42230) in the published. There was a problem earlier that appears to be fixed. Let me know of any issues. Also please open the NOI .pdf on the Document Library Page of the website.

Let me know how it works. Thanks

From: Spencer, Stephen
Sent: Wednesday, July 18, 2012 10:41 AM
To: Calle, Marcelo
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

The NOI is in the Federal Register today as you said it would be.

Stephen R. Spencer, PhD

Regional Environmental Officer

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Wednesday, July 18, 2012 10:11 AM
To: Spencer, Stephen; Williamson, Rick L.
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Stephen,

See revised dates below:

ATTACHMENT B

ESTIMATED SCHEDULE

<u>Milestone</u>	<u>Estimated Completion Date</u>
EIS contractor selected	March 2012
NOI published in Federal Register	July 2012
Public scoping period begins	July 2012
Public scoping period ends	September 2012
PDEIS submitted to OSM for review/comment	January 2013
OSM/Cooperating Agency Review of PDEIS ends	May 2013
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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 18 2012 10:53:34 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Phfew! Thanks

From: Spencer, Stephen
Sent: Wednesday, July 18, 2012 10:53 AM
To: Calle, Marcelo
Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Works fine. Looks nice.

Stephen R. Spencer, PhD

Regional Environmental Officer

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From: Calle, Marcelo

Sent: Wednesday, July 18, 2012 10:11 AM

To: Spencer, Stephen; Williamson, Rick L.

Subject: RE: Cooperators' MOU Navajo Pinabete Mine/Four Corners PP

Stephen,

See revised dates below:

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ESTIMATED SCHEDULE

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Conversation Contents

Scanned version of Letter from Hopi Tribe

Attachments:

/188. Scanned version of Letter from Hopi Tribe/1.1 Navajo Pinabete Mine DEIS ltr from Hopi Tribe.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 13 2012 13:28:37 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>, "Calle, Marcelo" <mcalle@osmre.gov>
Subject: Scanned version of Letter from Hopi Tribe
Attachments: Navajo Pinabete Mine DEIS ltr from Hopi Tribe.pdf

Here is an electronic version of the letter from the Hopi Tribal Chairman. I am guessing this will go in the Administrative Record for this effort.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Conversation Contents

Letter from Hopi Tribal Chairman

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 13 2012 11:50:48 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: Letter from Hopi Tribal Chairman

Amy: Received a letter today from Hopi Tribal Chairman Leroy Shingoitewa informing me that the Hopi Tribe will participate as a Cooperator in development of the Draft EIS for the Navajo Pinabete Mine Permit Application/Four Corners Power Plant etc. I can fax a copy to you if you want it. Just let me know.

Steve

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Fri Jul 13 2012 12:10:39 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Letter from Hopi Tribal Chairman

Steve, please fax a copy to me (303-293-5032).

Thanks,

Rick

From: Spencer, Stephen
Sent: Friday, July 13, 2012 11:51 AM
To: Heuslein, Amy
Cc: Calle, Marcelo; Williamson, Rick L.
Subject: Letter from Hopi Tribal Chairman

Amy: Received a letter today from Hopi Tribal Chairman Leroy Shingoitewa informing me that the Hopi Tribe will participate as a Cooperator in development of the Draft EIS for the Navajo Pinabete Mine Permit Application/Four Corners Power Plant etc. I can fax a copy to you if you want it. Just let me know.

Steve

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 13 2012 12:18:32 GMT-0600 (MDT)
To: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: RE: Letter from Hopi Tribal Chairman

OK. In a few minutes. I will add their information to the MOU version I kept which included the Hopi Tribe and their actions/responsibilities etc. Only waiting for the info Michele Morris said she would send me for the Navajo Nation AG POC.

Stephen R. Spencer, PhD

Regional Environmental Officer

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U.S. Department of the Interior

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Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html



From: Williamson, Rick L.
Sent: Friday, July 13, 2012 12:11 PM
To: Spencer, Stephen; Heuslein, Amy
Cc: Calle, Marcelo
Subject: RE: Letter from Hopi Tribal Chairman

Steve, please fax a copy to me (303-293-5032).

Thanks,

Rick

From: Spencer, Stephen
Sent: Friday, July 13, 2012 11:51 AM
To: Heuslein, Amy
Cc: Calle, Marcelo; Williamson, Rick L.
Subject: Letter from Hopi Tribal Chairman

Amy: Received a letter today from Hopi Tribal Chairman Leroy Shingoitewa informing me that the Hopi Tribe will participate as a Cooperator in development of the Draft EIS for the Navajo Pinabete Mine Permit Application/Four Corners Power Plant etc. I can fax a copy to you if you want it. Just let me know.

Steve

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Fri Jul 13 2012 13:05:54 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Letter from Hopi Tribal Chairman

Hi Steven:

Yes if you could please provide me a copy of the Hopi letter for my files that would be good. My fax number is (602) 379-3833 or if you know how to scan it and e-mail the document that would be fine, too. Thanks.

Amy Heuslein, BIA

Western Region, EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

amy.heuslein@bia.gov

From: Spencer, Stephen
Sent: Friday, July 13, 2012 10:51 AM
To: Heuslein, Amy
Cc: Calle, Marcelo; Williamson, Rick L.
Subject: Letter from Hopi Tribal Chairman

Amy: Received a letter today from Hopi Tribal Chairman Leroy Shingoitewa informing me that the Hopi Tribe will participate as a Cooperator in development of the Draft EIS for the Navajo Pinabete Mine Permit Application/Four Corners Power Plant etc. I can fax a copy to you if you want it. Just let me know.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

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U.S. Department of the Interior

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Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 13 2012 13:21:55 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Letter from Hopi Tribal Chairman

I will have Shirley scan it. Probably should have done it anyway but my machine is not connected to the scanner.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy
Sent: Friday, July 13, 2012 1:06 PM
To: Spencer, Stephen
Cc: Calle, Marcelo; Williamson, Rick L.; Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; McVey, Rodney; Keller, Marvin; Overholser, Sonia
Subject: RE: Letter from Hopi Tribal Chairman

Hi Steven:

Yes if you could please provide me a copy of the Hopi letter for my files that would be good. My fax number is (602) 379-3833 or if you know how to scan it and e-mail the document that would be fine, too. Thanks.

Amy Heuslein, BIA

Western Region, EQS

Phoenix, AZ

(602) 379-6750 Ext. 1257

amy.heuslein@bia.gov

From: Spencer, Stephen
Sent: Friday, July 13, 2012 10:51 AM
To: Heuslein, Amy
Cc: Calle, Marcelo; Williamson, Rick L.
Subject: Letter from Hopi Tribal Chairman

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Steve

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Conversation Contents

RE: Forthcoming Hopi Tribal Correspondence

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 11 2012 13:08:55 GMT-0600 (MDT)
To: Micah Lomaomvaya <MLomaomvaya@hopi.nsn.us>
Subject: RE: Forthcoming Hopi Tribal Correspondence

Micah,

Please coordinate this correspondence with Mr. Stephen Spencer with the DOI Office of Environmental Policy and Compliance.

Mr. Spencer's contact info is:

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Micah Lomaomvaya [mailto:MLomaomvaya@hopi.nsn.us]
Sent: Wednesday, July 11, 2012 1:02 PM
To: Calle, Marcelo
Subject: Forthcoming Hopi Tribal Correspondence

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch

The Hopi Tribe will be issuing official correspondence from the Office of the Tribal Chairman and the Chairman of the Water & Energy Team on the recent Hopi Tribal Council Resolution to engage as a Cooperating Agency for purposes of the FCPP & Navajo Mine Energy Project EIS.

Who should we address this correspondence to and copy as well?

Kwa'kwha,

Micah Loma'omvaya, Chief of Staff

The Hopi Tribe - Office of the Chairman

P.O. Box 123 Kykotsmovi, AZ 86039

(928) 734-3106 Desk (928) 221-7848 Mobile

Email: MLomaomvaya@hopi.nsn.us

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jul 11 2012 13:10:36 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Forthcoming Hopi Tribal Correspondence

Great. Thanks. Amy: See below.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Wednesday, July 11, 2012 1:09 PM
To: Micah Lomaomvaya
Cc: Williamson, Rick L.; Spencer, Stephen
Subject: RE: Forthcoming Hopi Tribal Correspondence

Micah,

Please coordinate this correspondence with Mr. Stephen Spencer with the DOI Office of Environmental Policy and Compliance.

Mr. Spencer's contact info is:

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Marcelo Calle

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Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Micah Lomaomvaya [<mailto:MLomaomvaya@hopi.nsn.us>]

Sent: Wednesday, July 11, 2012 1:02 PM

To: Calle, Marcelo

Subject: Forthcoming Hopi Tribal Correspondence

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
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(928) 734-3106 Desk (928) 221-7848 Mobile

Email: MLomaomvaya@hopi.nsn.us

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 11 2012 13:47:27 GMT-0600 (MDT)
To: Micah Lomaomvaya <MLomaomvaya@hopi.nsn.us>
Subject: RE: Forthcoming Hopi Tribal Correspondence

Micah,

As a follow up to your email below. Please also copy OSM on the correspondence letter. You can address it to:

Rick Williamson

Manager, Indian Program Branch (Permitting - Indian Lands)

Western Region, Program Support Division

Office of Surface Mining Reclamation & Enforcement (OSM)

1999 Broadway, Suite 3320

Denver, CO 80202

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Calle, Marcelo

Sent: Wednesday, July 11, 2012 1:09 PM

To: 'Micah Lomaomvaya'

Cc: Williamson, Rick L.; Spencer, Stephen

Subject: RE: Forthcoming Hopi Tribal Correspondence

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Mr. Spencer's contact info is:

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Sent: Wednesday, July 11, 2012 1:02 PM

To: Calle, Marcelo

Subject: Forthcoming Hopi Tribal Correspondence

Marcelo Calle

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Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

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Kwa'kwha,

Micah Loma'omvaya, Chief of Staff

The Hopi Tribe - Office of the Chairman

P.O. Box 123 Kykotsmovi, AZ 86039

(928) 734-3106 Desk (928) 221-7848 Mobile

Email: MLomaomvaya@hopi.nsn.us

Conversation Contents

Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Michele Morris <mmorris.opvp@gmail.com>

From: Michele Morris <mmorris.opvp@gmail.com>
Sent: Mon Jul 09 2012 12:17:59 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Stephen:

Here are a few corrections below. And I will be forwarding you another NN contact which is our Attorney General in a separate email when I receive the information. Thx.

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Thu, 28 Jun 2012 10:42:09 -0600
To: Michele Morris <mmorris.opvp@gmail.com>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Good Morning Michele: I am trying to get this MOU ready to route around for signature and I remember from the last meeting that you may have indicated that you want additional Navajo Nation points of contact added. This is what I have in the MOU right now:

The Navajo Nation

Office of the President and Vice President

Michele Morris, ~~Policy Director~~ **Executive Staff Assistant**

P.O. Box 7440

Window Rock, AZ 86515

Street: OPVP, Tribal Hill Blvd

Window Rock, Arizona 86515

928-871-6028(phone)

928-871-4125(fax)

mmorris.opvp@gmail.com mlmorri@navajo-nsn.gov

Navajo Nation Environmental Protection Agency

Stephen B. ~~Etsitty~~**Etsitty**, Executive Director

P.O. Box 339

Window Rock, AZ 86515

Street: NNEPA, Bldg. No 2695, WR Blvd

Window Rock, Arizona 86515

928-871-7692(phone)

928-871-7996(fax)

~~stephenbetsitty@navajo-nsn.gov~~ stephenbetsitty@navajo-nsn.gov

Navajo Nation, ~~Division of~~ Natural Resources ~~Division~~

Frederick H. White, Executive Director

P.O. Box 9000

Window Rock, Arizona 86515

Street: Executive Office Bldg. #W008-025

Window Rock Blvd.

Window Rock, Arizona 86515

928-871-6592 (Direct)

928-871-7040 (Fax)

frederickhwhite@frontiernet.net

If you would like to add one or two more could you provide the same contact information as I have for your other contacts? Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Jul 09 2012 12:29:47 GMT-0600 (MDT)
To: Michele Morris <mmorris.opvp@gmail.com>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Thanks. That should be the final piece of the puzzle other than whether the Hopi Tribe will participate in the MOU. Still waiting to hear on that.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Michele Morris [mailto:mmorris.opvp@gmail.com]
Sent: Monday, July 09, 2012 12:18 PM
To: Spencer, Stephen
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

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Conversation Contents

FW: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Mon Jul 09 2012 09:22:10 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen, the schedule and nature of the 'regional task force' communications have not yet been decided. I would speculate that these meetings will be via teleconference and occur only as may be needed, at most perhaps once per month; probably less often than that. You and other members of the regional task force will be hearing from Al Klein (OSM RD) in the near future regarding the schedule and nature of communications anticipated for this task force.

Rick

From: Calle, Marcelo
Sent: Monday, July 09, 2012 9:14 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

The recurring monthly Wednesday call is for all interested "Cooperators" and action agencies not the Task Force. These calls will serve to update participants on the status of the project and include action agencies reporting on the status of their agencies action so OSM can include in the report to the Task Force led by Al Klein. These Wednesday meetings are not the Task Force Meetings. I do not know the schedule of those meetings.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

I guess I am a little confused. Is this the Task Force that was referenced in the Secretary's letter to President Shelly (paragraph 3)? This seems like a different group. The Task Force the Secretary mentioned consisted of Regional Director-level representatives such as John Wessels of NPS (he and Sharon are the only RDs I see on the To: list below). And John Klein was supposed to lead it. I thought that was the group that is supposed to meet the first Wednesday of each month. Did I not understand this correctly? If I was wrong, how often and when will the regional leadership group meet? Thanks.

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (lstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

Cc: Benjamin Pogue; Calle, Marcelo; carlos.iallo@cardnotec.com; Dan Tormey; kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal

Subject: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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Call Number

(b) (5)

Participant Code: Non-Responsive

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If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Jul 09 2012 09:28:26 GMT-0600 (MDT)
To: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Thanks. I just got confused. Sorry.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Williamson, Rick L.
Sent: Monday, July 09, 2012 9:22 AM
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Cc: Calle, Marcelo
Subject: FW: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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mcalle@osmre.gov

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Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo

Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

Cc: Benjamin Pogue; Calle, Marcelo; carlos.iallo@cardnotec.com; Dan Tormey; kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal

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Participant Code:

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Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

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Conversation Contents

Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Thu Jul 05 2012 17:05:05 GMT-0600 (MDT)
"Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <Joel_Lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, Micah Loma'omvaya <MLomaomvaya@hopi.nsn.us>, Michele Morris <mlmorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
To:
Subject: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 06 2012 09:05:21 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>

Subject:

RE: Monthly FCPP & Navajo Mine Energy Project EIS
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To: Eckhardt, Cheryl; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jul 06 2012 09:16:08 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Whoops. I meant Allen Klein in my last note. Worked with a John Klein in USGS a while back.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

Cc: Benjamin Pogue; Calle, Marcelo; carlos.jallo@cardnotec.com; Dan Tormey; kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal

Subject: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Good afternoon all,

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If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jul 09 2012 09:13:45 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

The recurring monthly Wednesday call is for all interested "Cooperators" and action agencies not the Task Force. These calls will serve to update participants on the status of the project and include action agencies reporting on the status of their agencies action so OSM can include in the report to the Task Force led by Al Klein. These Wednesday meetings are not the Task Force Meetings. I do not know the schedule of those meetings.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

I guess I am a little confused. Is this the Task Force that was referenced in the Secretary's letter to President Shelly (paragraph 3)? This seems like a different group. The Task Force the Secretary mentioned consisted of Regional Director-level representatives such as John Wessels of NPS (he and Sharon are the only RDs I see on the To: list below). And John Klein was supposed to lead it. I thought that was the group that is supposed to meet the first Wednesday of each month. Did I not understand this correctly? If I was wrong, how often and when will the regional leadership group meet? Thanks.

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo

Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (lstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

Cc: Benjamin Pogue; Calle, Marcelo; carlos.jallo@cardnotec.com; Dan Tormey;

kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal

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If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Jul 09 2012 09:17:50 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

OK. I was confused. Sorry. I think I have everything that needs to be done to the MOU completed including review by Art and Frank. Just waiting on something from the Hopi Tribe. I have two versions of the MOU, one with them and one without.

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Monday, July 09, 2012 9:14 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

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mcalle@osmre.gov

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Sent: Friday, July 06, 2012 9:05 AM

To: Calle, Marcelo

Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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Sent: Thursday, July 05, 2012 5:05 PM

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mcalle@osmre.gov

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"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Wed Jul 11 2012 11:23:33 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, "Campbell, David" <David_Campbell@fws.gov>, "Deanna L. Cummings" <Deanna.L.Cummings@spa02.usace.army.mil>, "Frederick H. White" <frederickhwhite@frontiernet.net>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Lusk, Joel" <Joel_Lusk@fws.gov>, "Reber, John" <John_Reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, "Wessels, John" <John_Wessels@nps.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, "King, Powell F" <pking@blm.gov>, Micah Loma'omvaya <MLomaomvaya@hopi.nsn.us>, Michele Morris <mImorris@navajo-nsn.gov>, "Pinto, Sharon" <Sharon.Pinto@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, "Whitmore, Sharon" <Sharon_Whitmore@fws.gov>, "Yazzie, Harrilene" <Harrilene.Yazzie@bia.gov>
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Morning all,

Thank you again for your participation. As I mentioned during today's meeting Deanna Cummings with USACE was unable to make the meeting but did provide a brief summary regarding the USACE 404 permitting actions.

The current Corps status for the FCPP jurisdictional determination:

We are awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. APS/FCPP and AECOM are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval.

The current Corps status for the BHP Pinabete delineation:

We are awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination.

Best regards,

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Conversation Contents

RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

"Kleven, Art" <Art.Kleven@sol.doi.gov>

From: "Kleven, Art" <Art.Kleven@sol.doi.gov>
Sent: Thu Jul 05 2012 14:01:29 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Stephen: On page 6 there is a reference to scoping meetings in NM and Colo. Arizona should be referenced as well, as I understand meetings are to held there also. Thanks—
ARK

Arthur R. Kleven

Attorney-Advisor

U.S. Department of the Interior

Office of the Solicitor, Rocky Mtn. Region

TEL: 303.231.5353x334

FAX: 303.231.5363

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From: Spencer, Stephen
Sent: Thursday, June 28, 2012 12:55 PM
To: Lupo, Frank R; Kleven, Art; Overholser, Sonia

Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

All: I am close to getting this finalized for routing for signature but think I should have the three of you look at this one last time to see if you have any concerns. Since the Hopi Tribe has not yet been able to provide an indication regarding whether they wish to sign on as a cooperator, OSM suggested leaving them out. We can amend the MOU later if they wish to be added. I have left in the BIA Western Region because they will still have to grant a right-of-way approval on Hopi Tribal land. I have requested point of contact information and signatory information from the BIA Western Region, Navajo Nation, and the Corps of Engineers and I will fill in that information once I receive it. If I could get back any comments you might have by COB next Thursday (7/5) it would be very helpful. I don't believe this has changed much since you last saw it. Thanks.

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jul 05 2012 14:09:41 GMT-0600 (MDT)
To: "Kleven, Art" <Art.Kleven@sol.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Will update. Thanks.

Stephen R. Spencer, PhD

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From: Kleven, Art
Sent: Thursday, July 05, 2012 2:01 PM
To: Spencer, Stephen
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Stephen: On page 6 there is a reference to scoping meetings in NM and Colo. Arizona should be referenced as well, as I understand meetings are to held there also. Thanks--
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Conversation Contents

Four Corners & Navajo Mine Energy Project EIS NPS Regional Task Force Participant

John_Reber@nps.gov

From: John_Reber@nps.gov
Sent: Tue Jul 03 2012 16:58:28 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: Four Corners & Navajo Mine Energy Project EIS NPS Regional Task Force Participant

Marcelo and Rick

We look forward to participating as a Cooperating Agency for the Four Corners & Navajo Mine Energy Project EIS

NPS is designating John Wessels, Regional Director for the NPS Intermountain Region as the NPS Regional Task Force member.

John Reber, Physical Resources Program Lead and Regional Energy Coordinator will be our technical expertise contact. We believe that such assistance will be primarily air quality related and involve NPS Natural Resources Stewardship and Science air quality staff.

Cheryl Eckhardt, Environmental Compliance Specialist will be our NEPA compliance lead for the project.

Please address all correspondence to John Wessels and copy John Reber and Cheryl Eckhardt in all correspondence regarding the Regional Task Force or any subcommittees formed to assist in this EIS.

We understand that there may be an initial Task Force meeting on July 11th.

Please be sure to provide information to us in time for NPS to make plans for attendance personally or possibly by conference call.

John Wessels, Regional Director, john_wessels@nps.gov 303 969-2501

Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

----- Original Message -----

From: John_Reber@nps.gov [mailto:John_Reber@nps.gov]
Sent: Tuesday, July 03, 2012 04:58 PM
To: Calle, Marcelo; Williamson, Rick L.
Cc: Spencer, Stephen; Eckhardt, Cheryl; Salas, Crystal; Malone, Patrick;
Whittington, Tamara; Wessels, John; Michele M. Klossowsky; Turk, Chris;
George, Michael; McCoy, Carol
Subject: Four Corners & Navajo Mine Energy Project EIS NPS
Regional Task Force Participant

Marcelo and Rick

We look forward to participating as a Cooperating Agency for the Four Corners & Navajo Mine Energy Project EIS

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John Wessels, Regional Director, john_wessels@nps.gov 303 969-2501

John Reber, Physical Resources Program Lead, john_reber@nps.gov, 303 969-2418

Cheryl Eckhardt, Environmental Compliance Specialist,
cheryl_eckhardt@nps.gov, 303 969-2851

To: Calle, Marcelo; Williamson, Rick L.
Cc: Spencer, Stephen; Eckhardt, Cheryl; Salas, Crystal; Malone, Patrick;
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John Reber, Physical Resources Program Lead, john_reber@nps.gov, 303
969-2418

Cheryl Eckhardt, Environmental Compliance Specialist,
cheryl_eckhardt@nps.gov, 303 969-2851

Please forward the completed MOU at your convenience for NPS signatures.

Thank you

John



Conversation Contents

Cooperator's MOU

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Tue Jul 03 2012 08:59:05 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Cooperator's MOU

Thanks Steve. Let me know what the next step is and approximate timeline.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: Williamson, Rick L.
Sent: Monday, July 02, 2012 12:58 PM
To: Calle, Marcelo
Subject: FW: BIA Western Region on Regional Leadership Task Force

FYI – Frank good on the MOU.

From: Spencer, Stephen
Sent: Friday, June 29, 2012 3:43 PM
To: Williamson, Rick L.
Subject: RE: BIA Western Region on Regional Leadership Task Force

Ok. The more the merrier. I am pushing on all fronts to get this done. I am sure you aren't disappointed that you don't see all the back and forth between me and those I am pushing. Just had a call from Frank Lupo who said the MOU version I sent him looked fine to him.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Williamson, Rick L.
Sent: Friday, June 29, 2012 3:06 PM
To: Spencer, Stephen
Cc: Calle, Marcelo
Subject: RE: BIA Western Region on Regional Leadership Task Force

Steve, I think that the additional BIA participation would be welcomed.

Rick

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 12:14 PM
To: Calle, Marcelo; Williamson, Rick L.
Subject: BIA Western Region on Regional Leadership Task Force

I mentioned this task force to Amy Heuslein and we agreed that her RD should also be on it. When that letter was drafted for the Secretary (still don't know who prepared it) I don't think Hopi Tribe participation had been contemplated. What do you guys think??

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Tue Jul 03 2012 09:26:04 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperator's MOU

I finally have the corrected contact information from the ACOE with the new Commander of the Albuquerque District inserted since she takes command late next week. I also have all the contact information from the BIA Western Region. I have two versions, one with the Hopi Tribe included and one where they have been removed as a signatory. I am waiting for an additional one or two contacts that the Navajo Nation wanted to include. Michele Morris had been out of town but she said yesterday she will get them to me asap. I am also waiting for the BIA Hopi Agency to give one more try to get a determination of whether they will be a cooperator. I heard from Frank Lupo with SOL. Waiting on Art Kleven and Sonia Overholser. Continuing to move forward and not backward thank goodness. Just a couple more steps.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Tuesday, July 03, 2012 8:59 AM
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Cc: Williamson, Rick L.
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Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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Cc: Calle, Marcelo
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Conversation Contents

Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

"Michele L. Morris" <mlmorris@navajo-nsn.gov>

From: "Michele L. Morris" <mlmorris@navajo-nsn.gov>
Sent: Mon Jul 02 2012 16:17:53 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Stephen:

Thanks for reminder, sorry I was out of the office and will try to get the update information to you this week. Thanks.

michele

From: Michele Morris <mmorris.opvp@gmail.com>
Date: Mon, 2 Jul 2012 15:51:25 -0600
To: Michele Morris <mlmorris@navajo-nsn.gov>
Subject: FW: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Fyi,fwd
Mm

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Thu, 28 Jun 2012 10:42:09 -0600
To: Michele Morris <mmorris.opvp@gmail.com>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Good Morning Michele: I am trying to get this MOU ready to route around for signature and I remember from the last meeting that you may have indicated that you want additional Navajo Nation points of contact added. This is what I have in the MOU right now:

The Navajo Nation

Office of the President and Vice President

Michele Morris, Policy Director

P.O. Box 7440

Window Rock, AZ 86515

Street: OPVP, Tribal Hill Blvd

Window Rock,Arizona 86515

928-871-6028(phone)

928-871-4125(fax)

mmorris.opvp@gmail.com

Navajo Nation Environmental Protection Agency

Stephen B. Etcitty, Executive Director

P.O. Box 339

Window Rock,AZ 86515

Street: NNEPA, Bldg. No 2695, WR Blvd

Window Rock, Arizona 86515

928-871-7692(phone)

928-871-7996(fax)

stephenbetcitty@navajo-nsn.gov

Navajo Nation, Natural Resources Division

Frederick H. White, Executive Director

P.O. Box 9000

Window Rock, Arizona 86515

Street: Executive Office Bldg. #W008-025

Window Rock Blvd.

Window Rock, Arizona 86515

928-871-6592 (Direct)

928-871-7040 (Fax)

frederickhwhite@frontiernet.net

If you would like to add one or two more could you provide the same contact information as I have for your other contacts? Thanks.

Steve

Stephen R. Spencer, PhD

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Stephen_Spencer@ios.doi.gov

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Jul 02 2012 17:04:57 GMT-0600 (MDT)
To: mlmorris@navajo-nsn.gov
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Thanks. Just got the ACOE information I needed today.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

From: Michele L. Morris [mailto:mlmorris@navajo-nsn.gov]
Sent: Monday, July 02, 2012 04:17 PM
To: Spencer, Stephen
Cc: Michele Morris <mmorris.opvp@gmail.com>
Subject: Re: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Stephen:

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michele

From: Michele Morris <mmorris.opvp@gmail.com>
Date: Mon, 2 Jul 2012 15:51:25 -0600
To: Michele Morris <mlmorris@navajo-nsn.gov>
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Fyi,fwd
Mm

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Date: Thu, 28 Jun 2012 10:42:09 -0600
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Web Site: www.doi.gov/oepc/albuquerque.html



Conversation Contents

BIA Western Region on Regional Leadership Task Force

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 12:13:55 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>, "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: BIA Western Region on Regional Leadership Task Force

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"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Fri Jun 29 2012 15:05:36 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: BIA Western Region on Regional Leadership Task Force

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Rick

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 12:14 PM
To: Calle, Marcelo; Williamson, Rick L.
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Fri Jun 29 2012 15:42:31 GMT-0600 (MDT)
To: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Subject: RE: BIA Western Region on Regional Leadership Task Force

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Stephen_Spencer@ios.doi.gov

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From: Williamson, Rick L.
Sent: Friday, June 29, 2012 3:06 PM
To: Spencer, Stephen
Cc: Calle, Marcelo
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Conversation Contents

FW: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 14:56:05 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: FW: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

See the e-mail chain below. BIA will try to get something from the Hopi Tribe one more time. Right now I have a version with the Hopi Tribe language in it and a version without it. Still trying to get contact information from the Navajo Nation (they wanted to add a couple more contacts) and corrected information from the Corps.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:50 PM
To: Spencer, Stephen
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Will keep you posted on the Tribe's response.

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 1:39 PM
To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

It would be great if you could shake it loose, assuming they do want to do it. OSM would like to get this document finalized. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

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U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:32 PM
To: Heuslein, Amy; Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I will do a follow-up on the status of the letter for the Hopi Tribe as a Cooperating Agency.

From: Heuslein, Amy
Sent: Thursday, June 28, 2012 10:20 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Hi Steve:

We would really like to see the Hopi Tribe as a Cooperating Agency. Not sure why it is taking them awhile to make that determination (maybe our Hopi Agency can follow up with the Tribe about it). I would agree that if there is a ROW approval for the 500 kV transmission line going across the Hopi Reservation then the BIA would have an approval action.

I guess for the time being I will be the POC for this project. Here is my contact information:

Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and

Regional Environmental Protection Officer

Bureau of Indian Affairs

Western Region

Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

(602) 379-6750 Ext. 1257 (Direct)

(602) 379-3833 (Fax)

(480) 213-4386 (Cell)

amy.heuslein@bia.gov

As for the BIA Alternate(s) they will be:

Bureau of Indian Affairs, Western Region

Garry Cantley, Regional Archeologist

Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

(602) 379-6750 Ext. 1256 (Direct)

(602) 379-3833 (Fax)

(602) 418-8503 (Cell)

garry.cantley@bia.gov

and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist

P.O. Box 158

Keams Canyon, AZ 86034

(928)738-2228 (Main #)

(928) 738-3240 Ext. 233 (Direct)

gilbert.becenti@bia.gov

The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

Amy Heuslein, BIA

From: Spencer, Stephen

Sent: Thursday, June 28, 2012 9:37 AM

To: Heuslein, Amy

Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

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Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 10:36:58 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Sent: Thu Jun 28 2012 11:20:20 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS

Subject: Cooperators' MOU

Hi Steve:

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Amy Heuslein, Branch Chief and

Regional Environmental Protection Officer

Bureau of Indian Affairs

Western Region

Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

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(602) 379-3833 (Fax)

(480) 213-4386 (Cell)

amy.heuslein@bia.gov

As for the BIA Alternate(s) they will be:

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garry.cantley@bia.gov

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P.O. Box 158

Keams Canyon, AZ 86034

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Sent: Thursday, June 28, 2012 9:37 AM
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To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU
Attachments: Letter to Secretary from Navajo President.pdf Four Corners Power Plant signed letter 6 7 2012.pdf

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Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera

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Sent: Thu Jun 28 2012 11:57:24 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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From: Spencer, Stephen

Sent: Thursday, June 28, 2012 10:34 AM

To: Heuslein, Amy

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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 12:00:48 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I think that since Sharon is on it, it would be appropriate for your RD to also be on it. I assumed that Garry and Gilbert would be your alternates so they would go under you in the Contacts section. Right?? I will see what OSM thinks about your RD being on the Regional Leadership Task Force.

Stephen R. Spencer, PhD

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From: Heuslein, Amy
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To: Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; McVey, Rodney; Bowker, Bryan; Webb, Stan; Daves, Tamera; Keller, Marvin; Overholser, Sonia
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Sent: Thu Jun 28 2012 12:02:42 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I forgot to mention that in order to expedite signature, I will most likely send out individual signature pages so your signatory would be easy to change at the last minute.

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amy.heuslein@bia.gov

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Environmental Quality Services

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Amy Heuslein, BIA

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 9:37 AM
To: Heuslein, Amy
Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

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Need POC info

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Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Heuslein, Amy" <Amy.Heuslein@bia.gov>

From:

"Heuslein, Amy" <Amy.Heuslein@bia.gov>

Sent: Thu Jun 28 2012 12:09:00 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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Phoenix, AZ 85004
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(602) 379-3833 Fax
(480) 213-4386 Cell
amy.heuslein@bia.gov

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy

Sent: Thursday, June 28, 2012 11:57 AM

To: Spencer, Stephen

Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; McVey, Rodney; Bowker, Bryan; Webb, Stan; Dawes, Tamera; Keller, Marvin; Overholser, Sonia

Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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Western Region
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"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 12:10:49 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Will do.

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From: Heuslein, Amy
Sent: Thursday, June 28, 2012 12:09 PM
To: Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; McVey, Rodney; Bowker, Bryan; Webb, Stan; Dawes, Tamera; Overholser, Sonia; Keller, Marvin
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"Honanie, Wendell" <Wendell.Honanie@bia.gov>

From: "Honanie, Wendell" <Wendell.Honanie@bia.gov>
Sent: Thu Jun 28 2012 14:32:02 GMT-0600 (MDT)
To: "Heuslein, Amy" <Amy.Heuslein@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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Sent: Thu Jun 28 2012 14:36:44 GMT-0600 (MDT)
To: "Honanie, Wendell" <Wendell.Honanie@bia.gov>, "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
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Sent: Thursday, June 28, 2012 1:32 PM

To: Heuslein, Amy; Spencer, Stephen

Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 14:39:05 GMT-0600 (MDT)
To: "Honanie, Wendell" <Wendell.Honanie@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

It would be great if you could shake it loose, assuming they do want to do it. OSM would like to get this document finalized. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:32 PM
To: Heuslein, Amy; Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I will do a follow-up on the status of the letter for the Hopi Tribe as a Cooperating Agency.

From: Heuslein, Amy
Sent: Thursday, June 28, 2012 10:20 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Hi Steve:

We would really like to see the Hopi Tribe as a Cooperating Agency. Not sure why it is taking them awhile to make that determination (maybe our Hopi Agency can follow up with the Tribe about it). I would agree that if there is a ROW approval for the 500 kV transmission line going across the Hopi Reservation then the BIA would have an approval action.

I guess for the time being I will be the POC for this project. Here is my contact information:

Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and

Regional Environmental Protection Officer

Bureau of Indian Affairs
Western Region
Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

(602) 379-6750 Ext. 1257 (Direct)

(602) 379-3833 (Fax)

(480) 213-4386 (Cell)

amy.heuslein@bia.gov

As for the BIA Alternate(s) they will be:

Bureau of Indian Affairs, Western Region

Garry Cantley, Regional Archeologist

Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

(602) 379-6750 Ext. 1256 (Direct)

(602) 379-3833 (Fax)

(602) 418-8503 (Cell)

garry.cantley@bia.gov

and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist

P.O. Box 158

Keams Canyon, AZ 86034

(928)738-2228 (Main #)

(928) 738-3240 Ext. 233 (Direct)

gilbert.becenti@bia.gov

The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

Amy Heuslein, BIA

From: Spencer, Stephen

Sent: Thursday, June 28, 2012 9:37 AM

To: Heuslein, Amy

Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

"Honanie, Wendell" <Wendell.Honanie@bia.gov>

From: "Honanie, Wendell" <Wendell.Honanie@bia.gov>
Sent: Thu Jun 28 2012 14:50:18 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Will keep you posted on the Tribe's response.

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 1:39 PM
To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

It would be great if you could shake it loose, assuming they do want to do it. OSM would like to get this document finalized. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:32 PM
To: Heuslein, Amy; Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I will do a follow-up on the status of the letter for the Hopi Tribe as a Cooperating Agency.

From: Heuslein, Amy
Sent: Thursday, June 28, 2012 10:20 AM
To: Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Hi Steve:

We would really like to see the Hopi Tribe as a Cooperating Agency. Not sure why it is taking them awhile to make that determination (maybe our Hopi Agency can follow up with the Tribe about it). I would agree that if there is a ROW approval for the 500 kV transmission line going across the Hopi Reservation then the BIA would have an approval action.

I guess for the time being I will be the POC for this project. Here is my contact information:

Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and
Regional Environmental Protection Officer
Bureau of Indian Affairs
Western Region
Environmental Quality Services
2600 North Central Avenue
12th Floor, Suite 210
Phoenix, AZ 85004
(602) 379-6750 Ext. 1257 (Direct)
(602) 379-3833 (Fax)
(480) 213-4386 (Cell)
amy.heuslein@bia.gov

As for the BIA Alternate(s) they will be:

Bureau of Indian Affairs, Western Region

Garry Cantley, Regional Archeologist
Environmental Quality Services
2600 North Central Avenue
12th Floor, Suite 210
Phoenix, AZ 85004
(602) 379-6750 Ext. 1256 (Direct)
(602) 379-3833 (Fax)
(602) 418-8503 (Cell)
garry.cantley@bia.gov

and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist

P.O. Box 158

Keams Canyon, AZ 86034

(928)738-2228 (Main #)

(928) 738-3240 Ext. 233 (Direct)

gilbert.becenti@bia.gov

The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

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From: Spencer, Stephen
Sent: Thursday, June 28, 2012 9:37 AM
To: Heuslein, Amy
Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.nmi



"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 14:52:34 GMT-0600 (MDT)
To: "Honanie, Wendell" <Wendell.Honanie@bia.gov>
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I appreciate that. Thanks.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:50 PM
To: Spencer, Stephen
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Will keep you posted on the Tribe's response.

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 1:39 PM
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From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:32 PM
To: Heuslein, Amy; Spencer, Stephen
Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera
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From: Heuslein, Amy
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Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and

Regional Environmental Protection Officer

Bureau of Indian Affairs

Western Region

Environmental Quality Services

2600 North Central Avenue

12th Floor, Suite 210

Phoenix, AZ 85004

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(602) 379-3833 (Fax)

(480) 213-4386 (Cell)

amy.heuslein@bia.gov

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garry.cantley@bia.gov

and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist

P.O. Box 158

Keams Canyon, AZ 86034

(928)738-2228 (Main #)

(928) 738-3240 Ext. 233 (Direct)

gilbert.becenti@bia.gov

The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

Amy Heuslein, BIA

From: Spencer, Stephen

Sent: Thursday, June 28, 2012 9:37 AM

To: Heuslein, Amy

Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in for you the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

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Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Attachments:

/202. Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU/1.1 Navajo Pinabete Mine-Four Corners PP Cooperators MOU 6-28-2012.doc

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 10:54:59 GMT-0600 (MDT)
To: "Lupo, Frank R" <frank.lupo@sol.doi.gov>, "Kleven, Art" <Art.Kleven@sol.doi.gov>, "Overholser, Sonia" <Sonia.Overholser@sol.doi.gov>
Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU
Attachments: Navajo Pinabete Mine-Four Corners PP Cooperators MOU 6-28-2012.doc

All: I am close to getting this finalized for routing for signature but think I should have the three of you look at this one last time to see if you have any concerns. Since the Hopi Tribe has not yet been able to provide an indication regarding whether they wish to sign on as a cooperator, OSM suggested leaving them out. We can amend the MOU later if they wish to be added. I have left in the BIA Western Region because they will still have to grant a right-of-way approval on Hopi Tribal land. I have requested point of contact information and signatory information from the BIA Western Region, Navajo Nation, and the Corps of Engineers and I will fill in that information once I receive it. If I could get back any comments you might have by COB next Thursday (7/5) it would be very helpful. I don't believe this has changed much since you last saw it. Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

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Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 10:42:09 GMT-0600 (MDT)
To: Michele Morris <mmorris.opvp@gmail.com>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft EIS Cooperators' MOU

Good Morning Michele: I am trying to get this MOU ready to route around for signature and I remember from the last meeting that you may have indicated that you want additional Navajo Nation points of contact added. This is what I have in the MOU right now:

The Navajo Nation

Office of the President and Vice President

Michele Morris, Policy Director

P.O. Box 7440

Window Rock, AZ 86515

Street: OPVP, Tribal Hill Blvd

Window Rock, Arizona 86515

928-871-6028(phone)

928-871-4125(fax)

mmorris.opvp@gmail.com

Navajo Nation Environmental Protection Agency

Stephen B. Etcitty, Executive Director

P.O. BOX 339

Window Rock, AZ 86515

Street: NNEPA, Bldg. No 2695, WR Blvd

Window Rock, Arizona 86515

928-871-7692(phone)

928-871-7996(fax)

stephenbetcity@navajo-nsn.gov

Navajo Nation, Natural Resources Division

Frederick H. White, Executive Director

P.O. Box 9000

Window Rock, Arizona 86515

Street: Executive Office Bldg. #W008-025

Window Rock Blvd.

Window Rock, Arizona 86515

928-871-6592 (Direct)

928-871-7040 (Fax)

frederickhwhite@frontiernet.net

If you would like to add one or two more could you provide the same contact information as I have for your other contacts? Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html



Conversation Contents

Navajo Pinabete Mine/Four Corners Power Plant Draft Environmental Impact Statement Cooperators' MOU

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Thu Jun 28 2012 10:22:02 GMT-0600 (MDT)
To: "Cummings, Deanna L SPA"
<Deanna.L.Cummings@usace.army.mil>
Subject: Navajo Pinabete Mine/Four Corners Power Plant Draft Environmental Impact Statement Cooperators' MOU

Hi Deanna: I need to be sure I have the correct information inserted in the subject MOU before I send it around for signature. For the signature line for the Corps I now have this:

FOR US Army Corps of Engineers

Durango Colorado Regulatory
Branch

B.A. Esto

Date

Lieutenant Colonel, U.S. Army, District Commander

I am pretty sure that is not correct. Could you correct it for me?

Also for your information I have this:

U.S. Army Corps of Engineers

Deanna L. Cummings

Chief, Durango Regulatory Office

Albuquerque District

US Army Corps of Engineers

103 Sheppard Drive, Suite 116

Durango, CO 81303

970-375-9509

970-375-9531 fax

Deanna.L.Cummings@spa02.usace.army.mil

I am pretty sure this also is not correct. Could you please correct it for me? Thanks. We are trying to get this ready for entry into the signature process as soon as possible.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepc/albuquerque.html

Conversation Contents

FW: Cooperator MOU and Regional Task Force

Attachments:

/205. FW: Cooperator MOU and Regional Task Force/1.1 Four Corners Power Plant signed letter 6 7 2012.pdf

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Wed Jun 27 2012 14:55:59 GMT-0600 (MDT)
To: "Reber, John" <John_Reber@nps.gov>, "Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Hoefeler, Shannon D" <shoefe@blm.gov>
Subject: FW: Cooperator MOU and Regional Task Force
Attachments: Four Corners Power Plant signed letter 6 7 2012.pdf

All: I told OSM that I would follow up with you regarding who will be designated to be on the Regional Task Force to be formed to address the Navajo Pinabete Mine/Four Corners Power Plant Environmental Impact Statement. OSM has heard from all but NPS and BLM (and FWS but there is a meeting with them tomorrow and OSM will discuss with them at that time). At your earliest convenience, please let me know who will be assigned that responsibility ("representing Departmental regional leadership") referred to in the Secretary's letter to Navajo Nation President Ben Shelly (attached). Thanks.

Steve

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

1001 Indian School Road NW, Suite 348

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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Monday, June 25, 2012 3:14 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperator MOU and Regional Task Force

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.

I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well since there will not be significant edits. Your call though.

Please keep informed of the status of this document. Thanks for ushering this along.

Also as we discussed please see if you can help identify who is to serve on the Regional Task Force representing the NPS and the BLM. OSM will be meeting with the USFWS on Thursday and we can discuss who they will nominate at that time. These are the remaining agencies that have not designated a member for the Regional Task Force in response to Rick Williamson's June 5 email request.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Conversation Contents

Cooperator MOU and Regional Task Force

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jun 25 2012 15:14:01 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: Cooperator MOU and Regional Task Force

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.

I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well since there will not be significant edits. Your call though.

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Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

"Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>

From: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Sent: Mon Jun 25 2012 15:15:09 GMT-0600 (MDT)
To: "Calle, Marcelo" <mcalle@osmre.gov>
Subject: RE: Cooperator MOU and Regional Task Force

Will do asap.

Stephen R. Spencer, PhD

Regional Environmental Officer

Office of Environmental Policy and Compliance

U.S. Department of the Interior

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Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

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To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperator MOU and Regional Task Force

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.

I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well since there will not be significant edits. Your call though.

Please keep informed of the status of this document. Thanks for ushering this along.

Also as we discussed please see if you can help identify who is to serve on the Regional Task Force representing the NPS and the BLM. OSM will be meeting with the USFWS on Thursday and we can discuss who they will nominate at that time. These are the remaining agencies that have not designated a member for the Regional Task Force in response to Rick Williamson's June 5 email request.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Label: "Navajo Pinabete Mine"

Created by:stephen_spencer@ios.doi.gov

Total Messages in label:428 (208 conversations)

Created: 04-29-2014 at 15:51 PM

Conversation Contents

FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

Attachments:

/207. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/1.1 Letter to Secretary from Navajo President.pdf

/207. FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members/1.2 Four Corners Power Plant signed letter 6 7 2012.pdf

"Calle, Marcelo" <mcalle@osmre.gov>

From: "Calle, Marcelo" <mcalle@osmre.gov>
Sent: Mon Jun 25 2012 14:45:12 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Attachments: Letter to Secretary from Navajo President.pdf Four Corners Power Plant signed letter 6 7 2012.pdf

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:41 PM
To: Calle, Marcelo
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

FYI

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon
Cc: Spencer, Stephen; 'Cummings, Deanna L SPA'; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; 'Leavitt, Marcy L. SPA'
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.

Sent: Tuesday, June 05, 2012 9:46 AM

To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon

Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

[REDACTED]

OSM Manager, Indian Lands Permitting

Conversation Contents

FW: EPA contact - Four Corners & Navajo Mine Energy Project Regional Task Force

"Williamson, Rick L." <RLWilliamson@osmre.gov>

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
Sent: Mon Jun 25 2012 10:59:26 GMT-0600 (MDT)
To: "Spencer, Stephen" <Stephen_Spencer@ios.doi.gov>
Subject: FW: EPA contact - Four Corners & Navajo Mine Energy Project Regional Task Force

Steve – FYI – see email below.

Rick

From: Williamson, Rick L.
Sent: Friday, June 22, 2012 10:35 AM
To: 'Karen Vitulano'
Cc: Calle, Marcelo; Nate Lau; Angeles Herrera; Kathleen Goforth; Elaine Suriano
Subject: RE: EPA contact - Four Corners & Navajo Mine Energy Project Regional Task Force

Thanks for the response and information, Karen; I will pass this contact information on to the OSM Regional Director.

Thanks again,

Rick

From: Karen Vitulano [<mailto:Vitulano.Karen@epamail.epa.gov>]
Sent: Monday, June 18, 2012 12:47 PM
To: Williamson, Rick L.
Cc: Calle, Marcelo; Nate Lau; Angeles Herrera; Kathleen Goforth; Elaine Suriano
Subject: EPA contact - Four Corners & Navajo Mine Energy Project Regional Task Force

lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity.

Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

[attachment "Letter to Secretary from Navajo President.pdf" deleted by Karen Vitulano/R9/USEPA/US]

From: [Heuslein, Amy](#)
To: [Spencer, Stephen](#)
Cc: [Cantley, Garry](#); [Becenti, Gilbert](#); [Honanie, Wendell](#); [Overholser, Sonia](#); [Keller, Marvin](#); [McVey, Rodney](#); [Webb, Stan](#); [Dawes, Tamera](#)
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators" MOU
Date: Thursday, June 28, 2012 11:20:21 AM

Hi Steve:

We would really like to see the Hopi Tribe as a Cooperating Agency. Not sure why it is taking them awhile to make that determination (maybe our Hopi Agency can follow up with the Tribe about it). I would agree that if there is a ROW approval for the 500 kV transmission line going across the Hopi Reservation then the BIA would have an approval action.

I guess for the time being I will be the POC for this project. Here is my contact information:

Bureau of Indian Affairs, Western Region

Amy Heuslein, Branch Chief and
Regional Environmental Protection Officer
Bureau of Indian Affairs
Western Region
Environmental Quality Services
2600 North Central Avenue
12th Floor, Suite 210
Phoenix, AZ 85004
(602) 379-6750 Ext. 1257 (Direct)
(602) 379-3833 (Fax)
(480) 213-4386 (Cell)
amy.heuslein@bia.gov

As for the BIA Alternate(s) they will be:

Bureau of Indian Affairs, Western Region

Garry Cantley, Regional Archeologist
Environmental Quality Services
2600 North Central Avenue
12th Floor, Suite 210
Phoenix, AZ 85004
(602) 379-6750 Ext. 1256 (Direct)
(602) 379-3833 (Fax)
(602) 418-8503 (Cell)
garry.cantley@bia.gov

and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist

P.O. Box 158

Keams Canyon, AZ 86034

(928)738-2228 (Main #)

(928) 738-3240 Ext. 233 (Direct)

gilbert.becenti@bia.gov

The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

Amy Heuslein, BIA

From: Spencer, Stephen

Sent: Thursday, June 28, 2012 9:37 AM

To: Heuslein, Amy

Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Amy: I am trying to get this MOU ready to route around for signature. I need just a little contact information from you first. Could you fill in **for you** the same type of information and in the same format as I have for Harrilene below.

Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator

P.O. Box 1060

Gallup, New Mexico 87301

Street: 301 W. Hill Street

Gallup, New Mexico 87305

505-863-8287 (Direct)

505-863-8369 (Fax)

Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region

Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: FW: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU
Date: Thursday, June 28, 2012 2:56:06 PM

See the e-mail chain below. BIA will try to get something from the Hopi Tribe one more time. Right now I have a version with the Hopi Tribe language in it and a version without it. Still trying to get contact information from the Navajo Nation (they wanted to add a couple more contacts) and corrected information from the Corps.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Honanie, Wendell
Sent: Thursday, June 28, 2012 2:50 PM
To: Spencer, Stephen
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

[Will keep you posted on the Tribe's response.](#)

From: Spencer, Stephen
Sent: Thursday, June 28, 2012 1:39 PM
To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

It would be great if you could shake it loose, assuming they do want to do it. OSM would like to get this document finalized. Thanks.

Stephen R. Spencer, PhD
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U.S. Department of the Interior
1001 Indian School Road NW, Suite 348

Albuquerque, NM 87104

Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462

Stephen_Spencer@ios.doi.gov

Web Site: www.doi.gov/oepe/albuquerque.html



From: Honanie, Wendell

Sent: Thursday, June 28, 2012 2:32 PM

To: Heuslein, Amy; Spencer, Stephen

Cc: Cantley, Garry; Becenti, Gilbert; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera

Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

I will do a follow-up on the status of the letter for the Hopi Tribe as a Cooperating Agency.

From: Heuslein, Amy

Sent: Thursday, June 28, 2012 10:20 AM

To: Spencer, Stephen

Cc: Cantley, Garry; Becenti, Gilbert; Honanie, Wendell; Overholser, Sonia; Keller, Marvin; McVey, Rodney; Webb, Stan; Dawes, Tamera

Subject: RE: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

Hi Steve:

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Amy Heuslein, Branch Chief and

Regional Environmental Protection Officer

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and/or

Bureau of Indian Affairs, Hopi Agency

Gilbert Becenti, Natural Resource Specialist
P.O. Box 158
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The BIA Western Regional Director is Bryan Bowker. However, our Hopi Agency Superintendent (Wendell Honanie) might end up being the signer. It just depends on what has been delegated to our agencies concerning ROW's.

If you have any questions, please let me know.

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From: Spencer, Stephen
Sent: Thursday, June 28, 2012 9:37 AM
To: Heuslein, Amy
Subject: Navajo Pinabete Mine/Four Corners Power Plant DEIS Cooperators' MOU

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Bureau of Indian Affairs, Navajo Region

Harrilene Yazzie, Regional NEPA Coordinator
P.O. Box 1060
Gallup, New Mexico 87301
Street: 301 W. Hill Street
Gallup, New Mexico 87305
505-863-8287 (Direct)
505-863-8369 (Fax)
Harrilene.Yazzie@bia.gov

Bureau of Indian Affairs, Western Region
Need POC info

I also need the name of your Regional Director who will sign for the Western Region. Also, I have been asked by OSM to remove most of the references to the Hopi Tribe since they haven't been able to give them an indication that they will sign on as a Cooperator. We can amend this at a later date if they desire to be added. I assume, however, that since the Western Region will still have approvals to grant that it is still appropriate for your Region to be a Cooperator. Let me know if you think otherwise. Thanks.

Steve

Stephen R. Spencer, PhD
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U.S. Environmental Protection Agency, Region 9
Environmental Review Office
75 Hawthorne St. CED-2
San Francisco, CA 94105
PHONE 415-947-4178
FAX 415-947-8026

From: Calle, Marcelo [<mailto:mcalle@osmre.gov>]

Sent: Wednesday, March 06, 2013 2:28 PM

To: Amanda Nisula; Amy Heuslein; Cheryl Eckhardt; Clayton Honyumptewa; Dan Tormey; Deanna L SPA Cummings; Denise Begay; Foster Kirby; Frederick H. White; Garry Cantley; George Mase; Gilbert Becenti; Gloria Tom; Joe Lockerd; John Reber; John Stucker; John Wessels; Joseph Galluzzi; VITULANO, KAREN; Kate Bartz; Lara Rozzell; Marcella Martinez; Marvin Keller; Michele Morris; Postle, Bob; Powell King; R MALDONADO; Sam Yazzie; Scott Hall; Shannon Hoefeler; Simone Jones; Stan Webb; stephenbetsitty@navajo-nsn.gov; Tamera Dawes; Williamson, Rick L.; Yellowman, Mychal; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; kurt.schweigert@cardno.com; leroyshingoi@yahoo.com; MacFarlane, John; mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov

Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Afternoon all,

I have attached the corrected the March Project Status Report to include 45 days of public review and comment from the date the NOA is published. Let me know if you have any questions. Thanks again for your participation.

Regards,

I have attached the corrected the March Project Status Report to include 45 days of public review and comment from the date the NOA is published. Let me know if you have any questions. Thanks again for your participation.

Regards,

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: November 7, 2012

Purpose: Weekly status call

Location: Teleconference

Participants: Marcelo Calle (OSM); Mychal Yellowman (OSM); Harrilene Yazzie (BIA); Amy Heuslein (BIA); John Stucker (Navajo Nation); Alfreda Cornfield (Navajo Nation); Krishna Baskoda (Navajo Nation), Anoop Sukumaran (Navajo Nation); Clayton Honyumtewa (Hopi Tribe); Stephen Spencer (DOI/OEPC); Deanna Cummings (USACE); Joe Galluzi (BLM); Carlos Jallo (Cardno); John Reber (NPS)

Discussion:

EIS Development Status (OSM Report)

- The MOUs with the cooperating agencies and proponents have been executed.
- The EIS scoping comment period, which was extended about 45 days, ended on 11/1/12. So far comments have been received from about 70 different individuals and organizations. One comment submittal included about 330 individual form letters.
- The draft scoping summary report will be completed by Cardno at the end of November, at which time OSM will review.
- Baseline data collection by the proponents is ongoing.
- OSM and Cardno have been reviewing and providing comments to the proponents and AECOM on the scopes of work for the various studies AECOM is performing, including atmospheric modeling, habitat model/survey, ecological risk assessment (including soil sampling), etc.
- AECOM hosted a webinar on 10/23/12 to describe their methodologies for Class I and II modeling and ozone modeling. EPA, NPS, and Navajo Nation participated in the webinar.
- In addition, AECOM's atmospheric modeling methodology white paper was distributed and comments were provided by EPA, NPS, and Cardno.
- The OSM project website was updated with various scoping materials including posters, fact sheets, and videos, as well as the notice extending the scoping period.

Request for Review of Cumulative Project List

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.

Section 7 ESA Consultation and Coordination Status (OSM Report)

Four Corners Power Plant and Navajo Mine Energy Project

- USFWS provided informal concurrence on the preliminary list of T&E species to be addressed in the EIS and BA.
- A telecon was held to discuss the Population Viability Analysis (PVA) and its integration into the Section 7 process. Dr. Miller of the Conservation Breeding Specialist Group (CBSG) provided an overview of the PVA process with the members of the Section 7 working group. The proponents have agreed to move forward with the PVA.
- OSM, USFWS, BIA, and Cardno have provided feedback to AECOM on survey methodologies for the ecological risk assessment, habitat model, etc.

Section 106 NHPA Consultation and Coordination Status (OSM Status)

- A Section 106 letter was mailed on 9/12/12 to SHPOs, THPOs, and other tribal representatives. The letter was sent to approximately 50 recipients. Follow up calls are being made to letter recipients that have not yet replied to ensure they received the letter and determine whether they would like to participate in the 106 process.
- A Section 106 meeting has been tentatively scheduled for December in Farmington (per subsequent discussions, this meeting is now tentatively scheduled for January 2013. All parties interested in participating in the Section 106 process for this project will be invited.
- Marcelo to provide response as to whether cooperating agencies will be asked to participate in the Section 106 meeting.

Action Agency Status

- OSM – Mychal Yellowman stated that OSM review of the Pinabete Permit Application Package (PAP) is in process, with the first review anticipated to be completed about the end of November. Some deficiencies have been identified to date. However, OSM cannot approve the PAP until the NEPA process is complete, so OSM review will continue throughout EIS preparation.
- BIA – The only update is that BNCC will seek renewal of a ROW for an access road in Area 3. BIA has not yet received the ROW application, however.
- BLM – Review of the Pinabete Mine Plan is ongoing. BLM would like to review the scoping summary report to determine if the comments may result in a change to the mine plan.
- USACE – An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA, it is not anticipated that it will trigger Clean Water Act permitting because ACOE does not generally take jurisdiction over isolated wetlands. A Section 404/EIS coordination meeting was held in Denver on October 29. A follow up meeting with BNCC and Ecosphere is scheduled for later this month to address action items from the meeting.
- NPS – Reviewed the AECOM atmospheric modeling white paper last week and provided comments. They also provided scoping comments related to air quality and Section 7.

Other:

- The next cooperating agencies telecon is scheduled for December 5, 2012.

Four Corners Power Plant and Navajo Mine Energy Project

Action Items

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.
- Marcelo to provide response as to whether cooperating agencies will be asked to participate in the Section 106 meeting.

DRAFT



MEETING MINUTES

Date: April 2, 2014

Purpose: Cooperating Agencies Monthly Teleconference

Location: Teleconference

Participants:

OSMRE: Rick Williamson, Marcelo Calle, Mychal Yellowman

DOI - OEPC: Not represented

BIA: Harrilene Yazzie (Navajo Region), Wendell Honanie (BIA Hopi Agency)

Navajo Nation: Krishna Baskota, Lawrence Begay, Michelle Morris

Hopi Tribe: Not represented

NPS: Not represented

USEPA: Karen Vitulano (Region 9)

USFWS: Sharron Whitmore

USACE: Deanna Cummings

BLM: Tony Gallegos and Marcella Martinez (Farmington FO)

Cardno: Joe Lockerd

Purpose:

The goal of the monthly call is to report progress on the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Endangered Species Act, Section 7 and Historic Preservation Act, Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project. Additionally, Federal agencies with actions are provided the opportunity to report progress on their actions. *Note: there was no teleconference call held in March, as the PDEIS review meeting was held on February 20, 2014.*

EIS Development Status (OSMRE Report)

- The notice of availability (NOA) for the Draft Environmental Impact Statement (DEIS) was published on March 28, 2014. OSMRE mailed 26 printed copies of the DEIS to the public repositories listed in the NOA and mailed electronic copies on compact disk (CD) to Cooperating Agency contacts and other government agencies. OSMRE will provide printed copies of the DEIS or the executive summary with a CD of the entire DEIS for anyone who requests one.
- Postcards identifying availability of the DEIS and location and dates of the public meetings were sent to everyone on the stakeholder list.



- The OSMRE website has been updated with all information related to the DEIS, including the complete DEIS and the schedule of public meetings.
- Public meetings are scheduled for April 30 through May 9, 2014. The meetings will be held at the same nine locations where scoping meetings were held in 2012: Hotevilla, AZ; Cortez, CO; Burnham, NM; Nenahnezad, NM; Farmington, NM; Shiprock, NM; Durango, CO; Window Rock, AZ; and Albuquerque, NM. In addition to the postcard announcements, other forms of public notification include flyers posted in public places; public service radio announcements, in Navajo and Hopi, as applicable; and notices in regional newspapers. OSMRE has two videos in process related to the public meetings. Video 1 is an orientation to the public meeting, which will be shown at the meetings. Video 2 characterizes the public meeting content, serving as an executive summary of the DEIS. Video 2 will be sent to chapter houses and made available upon request to those unable to attend the public meetings. Both videos will be translated into Navajo and Hopi.
- A Cooperating Agency meeting was held in Denver on February 20, 2014 to discuss comments on the PDEIS. A conference line was provided for those who could not attend in person. Meeting participants clarified previously submitted comments and engaged in discussion on comments submitted by others.
- OSMRE is conducting Risk Management Training in Denver on April 17, 2014 from 1 to 5 PM. Cooperating Agencies, particularly those with an action under the EIS (e.g., USEPA, USACE, BLM, and BIA), were invited to attend the training. The Risk Communication Training is designed to prepare official participants for a public meeting environment, including recognizing cultural sensitivities. Anyone planning to attend the training and/or the public meetings should let OSMRE know.
- OSMRE will provide the PDEIS comment matrix to Cooperating Agency contacts to facilitate review of the DEIS. The matrix identifies how PDEIS comments were addressed in the DEIS.

Section 7 Consultation Coordination and Status

- OSMRE is currently reviewing the Draft Biological Assessment (BA). The draft BA is anticipated to be submitted to USFWS in mid April 2014 and finalized in June 2014. *This schedule was subsequently revised and OSMRE anticipates forwarding the draft BA and final BA to USFWS in late May and mid-July respectively.*
- Cooperating Agencies with a Federal action will be provided a copy of the Draft BA to review during the time it is being reviewed by the USFWS. *This schedule was subsequently revised and the cooperating agencies will receive the draft BA for review and comment on May 2, 2014, before the draft BA is forwarded to the USFWS.*
- The population viability analysis (PVA) is in progress for the Colorado pikeminnow. The PVA may be used to determine if certain conservation measures could be implemented to counter potential impacts to the species. The PVA will assist USFWS in development of the Biological Opinion (anticipated to be issued on December 19, 2014).



- OSMRE is planning a Section 7 Working Group meeting in Albuquerque on May 15, 2014 in conjunction with the May 14 and 15, 2014 PVA working group meetings. The meeting will provide updates on the project and provide a forum for questions and discussion.

Section 106 Consultation Coordination and Status

- OSMRE provided Draft 2 of the Four Corners Power Plant and Transmission Line (FCPP&TL) Programmatic Agreement (PA) to the Section 106 Working Group on March 6 and sent the Navajo Mine and Proposed Pinabete Permit Area PA to the signatory parties on March 16, 2014. The 30-day comment periods follow those dates.
- The Section 106 Working Group held a coordination meeting in Farmington on March 20, 2014 to discuss both PAs. The meeting provided preliminary comments and an opportunity to discuss the PAs. Additional comments are expected by the comment due dates.
- The draft PAs were included with publication of the DEIS for public review.
- OSMRE will send out a new compilation of determinations of eligibility and effects. The preliminary mailing was done in 2013. OSMRE wants to get the determinations of eligibility and effects completed before finalizing the PAs.

Report on Specific Agency or Tribe Actions

- **OSMRE:** There is no change in status for the two OSMRE actions. Technical review of the Pinabete permit application is ongoing. Revisions have been made and have been added to the review. The application is available on the OSMRE website for the public to see. OSMRE is anticipating the Area IV North renewal application in May 2014.
- **BIA:** There is no new information from BIA Navajo Region.
- **BLM:** BLM Farmington Office asked if OSMRE had discussions with BLM Rio Puerco Office regarding the transmission lines. OSMRE responded that discussions occurred with the Rio Puerco Office, and they were included in the DEIS distribution. It was pointed out that the transmission line was transferred to the NN. OSMRE will follow up on whether or not the transfer was addressed in the DEIS and have a call if needed.
- **USEPA:** In March, USEPA received additional information from APS that revised certain portions of their PSD application.
- **NPS:** Not represented on the call.
- **USFWS:** Nothing additional to report.
- **USACE:** USACE published the public notice for the Draft Decision Document associated with 404(b)(1) permitting. BHP will send a copy of the Federal Register notice by certified mail to the list of people who received the previous notice. USACE will include evidence of delivery in the administrative record.
- **Navajo Nation:** NN will provide the hard copy DEIS to appropriate NN personnel to review and provide comments. NN requests that interpreted versions of the Public Meeting videos be



provided as soon as possible. OSMRE will provide translated versions to NN when available. Michelle offered to help with NN meeting logistics.

- **Hopi Tribe:** Not represented on the call.

Potential Actions

- Cooperating Agencies let OSMRE know who is planning to attend the Risk Communication Training and/or Public Meetings.
- OSMRE provide the PDEIS comment matrix to Cooperating Agency contacts.
- OSMRE follow up on whether or not the transmission line transfer to the NN was addressed in the DEIS.

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: December 5, 2012

Purpose: Cooperating Agencies Telecon

Location: Teleconference

Participants: Bob Postle (BIA); Rick Williamson (BIA); Marcelo Calle (OSM); Mychal Yellowman (OSM); Amy Heuslein (BIA); Terry McClung (BIA); Gary Cantley (BIA); Mark Keller (BIA); Wendell Honanie (BIA); Gilbert Bicenti (BIA); Lawrence Begay (Navajo Nation); John Stucker (Navajo Nation); Krishna Baskoda (Navajo Nation); Deanna Cummings (USACE); Joe Galluzi (BLM); John Reber (NPS); Karen Vitulano (USEPA); John Tinger (USEPA); Sharon Whitmore (USFWS); Carlos Jallo (Cardno)

Discussion:

EIS Development Status (OSM Report)

- Marcelo provided an overview of the EIS status.
- Comments received during the scoping period are currently being reviewed. Several comments were related to project alternatives. Although the scoping period was extended 45 days (to 11/1/12), this will not affect the project schedule. The scoping summary report is being completed by Cardno, and will be sent to OSM this week, and is anticipated to be sent to cooperating agencies before Christmas. Any comments from cooperating agencies should be sent to OSM (Marcelo Calle)
- OSM and Cardno are working with the proponents to obtain data needed to prepare the proposed action, no action alternative, other alternatives considered, and the affected environment.
- OSM, other agencies (NNEPA, USEPA, NPS), and Cardno are also working with the proponents and AECOM in reviewing and commenting on technical memos/methodology for atmospheric modeling.
- The draft scoping summary report will be completed by Cardno at the end of November, at which time OSM will review.
- Baseline data collection by the proponents is ongoing.

Request for Review of Cumulative Project List

- OSM is still seeking input from cooperating agencies on the draft cumulative projects memo. To date, only one project has been received from cooperating agencies – this is the San Juan Basin Energy Connect EIS (provided by BLM). Several cooperating agencies POCs have not had the chance to review the memo yet, or may have lost the email with the document due to the switch in email systems, so Marcelo will resend it.

Four Corners Power Plant and Navajo Mine Energy Project

Section 7 ESA Consultation and Coordination Status (OSM Report)

- The proponents have agreed to include the Population Viability Analysis (PVA) in the Section 7 process. They are currently working with the Conservation Breeding Specialist Group (CBSG) to develop a scope of work.
- OSM, USFWS, BIA, and Cardno continue to work with APS's consultant AECOM to provide feedback on survey methodologies for the ecological risk assessment, habitat model, soil sampling, etc. The draft ecological risk assessment is scheduled to be completed in April 2013.

Section 106 NHPA Consultation and Coordination Status (OSM Status)

- Follow up calls on the Section 106 letter sent to tribal representatives continue.
- The Section 106 meeting has been scheduled for January 9, 2013, 9Am to 4 PM at the Farmington Civic Center. A letter with the details on this meeting is being mailed out this week.

Action Agency Status

- OSM –OSM review of the Pinabete Permit Application Package (PAP) is in process. The document has been determined to be administratively complete, and the technical adequacy review is now underway. OSM cannot approve the PAP until the NEPA process is complete, so OSM review will continue throughout EIS preparation.
- BIA – No update was provided. Assume lease amendment #3 and ROW for access road in Area 3 are in process.
- BLM – Review of the Pinabete Mine Plan is ongoing. BLM would like to review the scoping summary report to determine if the comments may result in a change to the mine plan.
- USEPA – No update on air quality related issues. It has been determined that BNCC will need to obtain a new source NPDES permit under the Clean Water Act. USEPA will prepare a public notice and will send to OSM.
- USACE – A meeting to discuss Section 404 and EIS coordination details was held on October 29th at the OSM Western Region Office in Denver. The USACE anticipates providing a “straw man” of the 404(b)(1) to OSM in January. The USACE will be meeting with BNCC and Ecosphere in December to discuss public review factors, scope of analysis and alternatives that may be considered. The USACE and USEPA have reviewed information provided by APS regarding jurisdictional water identified at the FCPP. The review will require additional information be provided.

Other:

- The scoping summary report is anticipated to be sent to cooperating agencies before Christmas.
- The next cooperating agencies telecon is scheduled for Wednesday, 1/3/12. Since many participants will likely be out that day, the call may be rescheduled for the following week.

Four Corners Power Plant and Navajo Mine Energy Project

Action Items

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.
- The scoping summary report is anticipated to be sent to cooperating agencies before Christmas.
- The next cooperating agencies telecon is scheduled for Wednesday, 1/3/12. Since many participants will likely be out that day, the call may be rescheduled for the following week.



MEETING MINUTES

Date: September 4, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Gary Cantley (Phoenix)

Navajo Nation: Not Represented

Hopi Tribe: Not Represented

NPS: Mike George

USEPA: Karen Vitulano, Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Not Represented

BLM: Powell King (NM State Office), Connie Maestas

Cardno: Dan Tormey, Kate Bartz, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- Schedule and major milestone completion dates remain the same, with the exception of the USFWS request for additional time to prepare the Biological Opinion (BO). OSM worked with Cardno to accommodate the request to add two months for finalization of the BO. OSM will advance the BA in June 2014 rather than August 2014. Cooperating Agencies can refer to a table of major milestones and completion dates in the monthly status report for any schedule changes.
- OSM continues to review resource sections of the EIS provided by Cardno. OSM is currently reviewing Indian Trust Assets, Social and Economic Values, and Air Quality. Climate Change and Environmental Justice sections will be delivered for OSM/BIA review in September. OSM will forward the complete PDEIS to the Cooperating Agencies in early December 2013, and will ask that Cooperating Agencies comment by the end of January 2014. The Notice of Availability



of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.

- APS's consultant, AECOM, completed a number of air resource documents, which OSM provided to USEPA, NNEPA, and NPS for review and comment. USEPA provided comments on both the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment and has identified that their comments have been responded to adequately. NPS has commented on the Draft NAAQS Modeling Study and are continuing their review of the Draft Plume Visibility Assessment. NPS raised a question concerning the parameters used in the NAAQS modeling study, and OSM scheduled a September 11, 2013 conference call with NPS, USEPA, and others to discuss the issue. AECOM provided the Draft Ozone Modeling Report, which OSM distributed to USEPA and NPS for review on August 19, 2013 asking for comment response by September 16, 2013.

Section 7 ESA Consultation

- The ESA Section 7 Working Group met in Albuquerque on August 8, 2013 at the USFWS office. Meeting notes were provided to the working group on August 22, 2013. Electric Power Research Institute (EPRI) presented updates on their modeling efforts and provided an opportunity for comment and suggestion. EPRI is conducting atmospheric deposition and watershed transport modeling for constituents of concern for the CO pikeminnow and provided preliminary study results. EPRI expects to provide the interim draft report in September. AECOM provided preliminary ERA reports in mid-July 2013 (one covering the FCPP deposition area and one covering the San Juan River Basin). AECOM provided an overview of methodologies and preliminary results. OSM continues to work with AECOM to resolve questions and comments so work can continue on the BA.

Section 106

- OSM conducted a Section 106 consultation meeting on August 1, 2013 in Farmington, NM to continue discussion of the Programmatic Agreements (PAs). Meeting notes were provided to the working group on August 22, 2013. OSM and Cardno are revising the FCPP and Transmission Line PA based on comments received at the meeting and comments provided after the meeting. Reviewers were able to provide comments through August 23, 2013. A second version of the FCPP and Transmission Line PA is expected in late October, and participants will be given another opportunity to comment. Discussions are ongoing regarding BIA taking over the lead on the FCPP and Transmission Line PA after OSM initiates it.
- OSM is preparing a second PA for the renewal of the Navajo Mine permit and issuance of the Pinabete mine permit. The Navajo Mine PA has history and different signatories; therefore is separate from the FCPP and Transmission Line PA.
- Scopes of work are being reviewed for additional cultural resource surveys, including compilation of existing ethnographic surveys for the Navajo Mine and historic structures evaluations at the Power Plant. OSM will contact Hopi Tribe to clarify additional ethnographic



surveys related to the expanded APE and comments Hopi Tribe provided on the draft FCPP and Transmission Line PA.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application was determined to be administratively complete on May 10, 2013, and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2013.
- **BIA:** No additional information at this time.
- **BLM:** No additional information at this time.
- **USEPA:** USEPA has not received the PSD permit application, which was expected in mid-August. Karen sent an email to Marcelo regarding alternative energy, which OSM is reviewing in relation to descriptions of project alternatives and the purpose and need statement in the EIS. There is no new information at this time on the NPDES application. USEPA is arranging time to provide review of the Ozone Study.
- **NPS:** No additional information at this time.
- **Navajo Nation:** Did not participate on the call.
- **Hopi Tribe:** Did not participate on the call.
- **USFWS:** No additional information at this time.
- **USACE:** Did not participate on the call.

Potential Actions

- OSM distribute September status report, final notes from the August Cooperating Agency call, and draft notes from the September call.



MEETING MINUTES

Date: September 4, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Gary Cantley (Phoenix)

Navajo Nation: Not Represented

Hopi Tribe: Not Represented

NPS: Mike George

USEPA: Karen Vitulano, Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Not Represented

BLM: Powell King (NM State Office), Connie Maestas

Cardno: Dan Tormey, Kate Bartz, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- Schedule and major milestone completion dates remain the same, with the exception of the USFWS request for additional time to prepare the Biological Opinion (BO). OSM worked with Cardno to accommodate the request to add two months for finalization of the BO. OSM will advance the BA in June 2014 rather than August 2014. Cooperating Agencies can refer to a table of major milestones and completion dates in the monthly status report for any schedule changes.
- OSM continues to review resource sections of the EIS provided by Cardno. OSM is currently reviewing Indian Trust Assets, Social and Economic Values, and Air Quality. Climate Change and Environmental Justice sections will be delivered for OSM/BIA review in September. OSM will forward the complete PDEIS to the Cooperating Agencies in early December 2013, and will ask that Cooperating Agencies comment by the end of January 2014. The Notice of Availability



of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.

- APS's consultant, AECOM, completed a number of air resource documents, which OSM provided to USEPA, NNEPA, and NPS for review and comment. USEPA provided comments on both the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment and has identified that their comments have been responded to adequately. NPS has commented on the Draft NAAQS Modeling Study and are continuing their review of the Draft Plume Visibility Assessment. NPS raised a question concerning the parameters used in the NAAQS modeling study, and OSM scheduled a September 11, 2013 conference call with NPS, USEPA, and others to discuss the issue. AECOM provided the Draft Ozone Modeling Report, which OSM distributed to USEPA and NPS for review on August 19, 2013 asking for comment response by September 16, 2013.

Section 7 ESA Consultation

- The ESA Section 7 Working Group met in Albuquerque on August 8, 2013 at the USFWS office. Meeting notes were provided to the working group on August 22, 2013. Electric Power Research Institute (EPRI) presented updates on their modeling efforts and provided an opportunity for comment and suggestion. EPRI is conducting atmospheric deposition and watershed transport modeling for constituents of concern for the CO pikeminnow and provided preliminary study results. EPRI expects to provide the interim draft report in September. AECOM provided preliminary ERA reports in mid-July 2013 (one covering the FCPP deposition area and one covering the San Juan River Basin). AECOM provided an overview of methodologies and preliminary results. OSM continues to work with AECOM to resolve questions and comments so work can continue on the BA.

Section 106

- OSM conducted a Section 106 consultation meeting on August 1, 2013 in Farmington, NM to continue discussion of the Programmatic Agreements (PAs). Meeting notes were provided to the working group on August 22, 2013. OSM and Cardno are revising the FCPP and Transmission Line PA based on comments received at the meeting and comments provided after the meeting. Reviewers were able to provide comments through August 23, 2013. A second version of the FCPP and Transmission Line PA is expected in late October, and participants will be given another opportunity to comment. Discussions are ongoing regarding BIA taking over the lead on the FCPP and Transmission Line PA after OSM initiates it.
- OSM is preparing a second PA for the renewal of the Navajo Mine permit and issuance of the Pinabete mine permit. The Navajo Mine PA has history and different signatories; therefore is separate from the FCPP and Transmission Line PA.
- Scopes of work are being reviewed for additional cultural resource surveys, including compilation of existing ethnographic surveys for the Navajo Mine and historic structures evaluations at the Power Plant. OSM will contact Hopi Tribe to clarify additional ethnographic



surveys related to the expanded APE and comments Hopi Tribe provided on the draft FCPP and Transmission Line PA.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application was determined to be administratively complete on May 10, 2013, and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2013.
- **BIA:** No additional information at this time.
- **BLM:** No additional information at this time.
- **USEPA:** USEPA has not received the PSD permit application, which was expected in mid-August. Karen sent an email to Marcelo regarding alternative energy, which OSM is reviewing in relation to descriptions of project alternatives and the purpose and need statement in the EIS. There is no new information at this time on the NPDES application. USEPA is arranging time to provide review of the Ozone Study.
- **NPS:** No additional information at this time.
- **Navajo Nation:** Did not participate on the call.
- **Hopi Tribe:** Did not participate on the call.
- **USFWS:** No additional information at this time.
- **USACE:** Did not participate on the call.

Potential Actions

- OSM distribute September status report, final notes from the August Cooperating Agency call, and draft notes from the September call.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: August 7, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Gary Cantley (Phoenix), Harrilene Yazzie

Navajo Nation: Krishna Baskoda (Navajo Minerals Department), Michelle Morris

Hopi Tribe: Not Represented

NPS: Not Represented

USEPA: Karen Vitulano, Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Not Represented

BLM: Joe Galluzzi (Farmington), Powell King (NM State Office), Marcella Martinez (Farmington Field Office) Shannon Hoefler, Anthony Gallegos, Chandler Joe, Shyra Valdez

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- The August status report will go out early in the week beginning August 12, 2013.
- Schedule and major milestone completion dates remain the same. OSM will forward the complete PDEIS to the Cooperating Agencies in early December 2013, and ask for Cooperating Agency comments by the end of January 2014. The Notice of Availability of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015. The milestone schedule is included in the monthly status report. OSM updates the schedule as changes occur.
- OSM continues to review draft resource sections of the PDEIS provided by Cardno.

Four Corners Power Plant and Navajo Mine Energy Project

- OSM requested input on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment from USEPA, NNEPA, and NPS. Each agency has now responded and OSM will work with APS and AECOM to resolve the comments received.

Section 7 ESA Consultation

- OSM received two preliminary ERA reports in mid-July 2013: one covering the FCPP deposition area and one covering the San Juan River basin. Those documents are currently being reviewed. The ESA Section 7 Working Group will meet in Albuquerque on August 8, 2013 at the USFWS office. AECOM and EPRI will be at the meeting, and will present on their work methodologies and results. Participants will contribute to determination of the path forward.
- The Conservation Breeding Specialist Group and USFWS have defined a technical team (core team) comprised of experts in Colorado pikeminnow lifecycle and demographics. The core team is meeting in Albuquerque on August 6 and 7, 2013 to discuss the Population Viability Analysis. OSM and Cardno are participating as observers to the core team proceedings.

Section 106

- OSM conducted a Section 106 consultation meeting on August 1, 2013 in Farmington, NM to continue discussion of the Programmatic Agreements (PAs). Nineteen participants attended in person and nine others participated by phone, including John Eddins of the Advisory Council on Historic Preservation. OSM will distribute detailed meeting notes, as phone participants may not have been able to hear everything because of technical difficulties with the conference phone system. The meeting was focused on the July 18, 2013 draft Four Corners Power Plant and Transmission Line PA. Participants identified deficiencies and provided suggestions on how to change the PA to make it more useful. OSM will continue to work with the participating parties in the PA and a second draft PA is anticipated for the end of August or early September 2013. Participants are requested to provide comments on the current draft PA by August 23.
- OSM plans to meet with Ron Maldonado (NN THPO) at the end of August to discuss the scope of work for the power plant historic structures evaluation.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application was determined to be administratively complete on May 10, 2013, and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2013.
- **BIA:** BIA received information from BHP saying they would not make a request for temporary easement on the Burnham road until 2022.
- **BLM:** BNCC is providing the mine modeling data on August 9, 2013. Modeling can start once that is received.

Four Corners Power Plant and Navajo Mine Energy Project

- **USEPA:** EPA is reviewing the FCPP NPDES application. It is deemed complete, but there is nothing else to report at this time. There is nothing new to report on the air permitting action.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** Comments related to the Pinabete mine permit have been submitted. Michelle Morris will try and attend the August 8, 2013 Section 7 meeting in Albuquerque.
- **Hopi Tribe:** Did not participate on the call.
- **USFWS:** Did not participate on the call.
- **USACE:** Did not participate on the call; however, OSM reported that OSM, USACE, Cardno, and Ecosphere will meet on August 13, 2013 to discuss coordination of the EIS and the 404(b)(1) decision document.

Potential Actions

- OSM send Michelle Morris information on the August 8, 2013 Section 7 meeting.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: September 4, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Gary Cantley (Phoenix)

Navajo Nation: Not Represented

Hopi Tribe: Not Represented

NPS: Mike George

USEPA: Karen Vitulano, Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Not Represented

BLM: Powell King (NM State Office), Connie Maestas

Cardno: Dan Tormey, Kate Bartz, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- Schedule and major milestone completion dates remain the same, with the exception of the USFWS request for additional time to prepare the Biological Opinion (BO). OSM worked with Cardno to accommodate the request to add two months for finalization of the BO. OSM will advance the BA in June 2014 rather than August 2014. Cooperating Agencies can refer to a table of major milestones and completion dates in the monthly status report for any schedule changes.
- OSM continues to review resource sections of the EIS provided by Cardno. OSM is currently reviewing Indian Trust Assets, Social and Economic Values, and Air Quality. Climate Change and Environmental Justice sections will be delivered for OSM/BIA review in September. OSM will forward the complete PDEIS to the Cooperating Agencies in early December 2013, and will ask that Cooperating Agencies comment by the end of January 2014. The Notice of Availability

Four Corners Power Plant and Navajo Mine Energy Project

of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.

- APS's consultant, AECOM, completed a number of air resource documents, which OSM provided to USEPA, NNEPA, and NPS for review and comment. USEPA provided comments on both the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment and has identified that their comments have been responded to adequately. NPS has commented on the Draft NAAQS Modeling Study and are continuing their review of the Draft Plume Visibility Assessment. NPS raised a question concerning the parameters used in the NAAQS modeling study, and OSM scheduled a September 11, 2013 conference call with NPS, USEPA, and others to discuss the issue. AECOM provided the Draft Ozone Modeling Report, which OSM distributed to USEPA and NPS for review on August 19, 2013 asking for comment response by September 16, 2013.

Section 7 ESA Consultation

- The ESA Section 7 Working Group met in Albuquerque on August 8, 2013 at the USFWS office. Meeting notes were provided to the working group on August 22, 2013. Electric Power Research Institute (EPRI) presented updates on their modeling efforts and provided an opportunity for comment and suggestion. EPRI is conducting atmospheric deposition and watershed transport modeling for constituents of concern for the CO pikeminnow and provided preliminary study results. EPRI expects to provide the interim draft report in September. AECOM provided preliminary ERA reports in mid-July 2013 (one covering the FCPP deposition area and one covering the San Juan River Basin). AECOM provided an overview of methodologies and preliminary results. OSM continues to work with AECOM to resolve questions and comments so work can continue on the BA.

Section 106

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- OSM is preparing a second PA for the renewal of the Navajo Mine permit and issuance of the Pinabete mine permit. The Navajo Mine PA has history and different signatories; therefore is separate from the FCPP and Transmission Line PA.
- Scopes of work are being reviewed for additional cultural resource surveys, including compilation of existing ethnographic surveys for the Navajo Mine and historic structures evaluations at the Power Plant. OSM will contact Hopi Tribe to clarify additional ethnographic

Four Corners Power Plant and Navajo Mine Energy Project

surveys related to the expanded APE and comments Hopi Tribe provided on the draft FCPP and Transmission Line PA.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application was determined to be administratively complete on May 10, 2013, and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2013.
- **BIA:** No additional information at this time.
- **BLM:** No additional information at this time.
- **USEPA:** USEPA has not received the PSD permit application, which was expected in mid-August. Karen sent an email to Marcelo regarding alternative energy, which OSM is reviewing in relation to descriptions of project alternatives and the purpose and need statement in the EIS. There is no new information at this time on the NPDES application. USEPA is arranging time to provide review of the Ozone Study.
- **NPS:** No additional information at this time.
- **Navajo Nation:** Did not participate on the call.
- **Hopi Tribe:** Did not participate on the call.
- **USFWS:** No additional information at this time.
- **USACE:** Did not participate on the call.

Potential Actions

- OSM distribute September status report, final notes from the August Cooperating Agency call, and draft notes from the September call.

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: November 7, 2012

Purpose: Weekly status call

Location: Teleconference

Participants: Marcelo Calle (OSM); Mychal Yellowman (OSM); Harrilene Yazzie (BIA); Amy Heuslein (BIA); John Stucker (Navajo Nation); Alfreda Cornfield (Navajo Nation); Krishna Baskoda (Navajo Nation), Anoop Sukumaran (Navajo Nation); Clayton Honyumtewa (Hopi Tribe); Stephen Spencer (DOI/OEPC); Deanna Cummings (USACE); Joe Galluzi (BLM); Carlos Jallo (Cardno); John Reber (NPS)

Discussion:

EIS Development Status (OSM Report)

- The MOUs with the cooperating agencies and proponents have been executed.
- The EIS scoping comment period, which was extended about 45 days, ended on 11/1/12. So far comments have been received from about 70 different individuals and organizations. One comment submittal included about 330 individual form letters.
- The draft scoping summary report will be completed by Cardno at the end of November, at which time OSM will review.
- Baseline data collection by the proponents is ongoing.
- OSM and Cardno have been reviewing and providing comments to the proponents and AECOM on the scopes of work for the various studies AECOM is performing, including atmospheric modeling, habitat model/survey, ecological risk assessment (including soil sampling), etc.
- AECOM hosted a webinar on 10/23/12 to describe their methodologies for Class I and II modeling and ozone modeling. EPA, NPS, and Navajo Nation participated in the webinar.
- In addition, AECOM's atmospheric modeling methodology white paper was distributed and comments were provided by EPA, NPS, and Cardno.
- The OSM project website was updated with various scoping materials including posters, fact sheets, and videos, as well as the notice extending the scoping period.

Request for Review of Cumulative Project List

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.

Section 7 ESA Consultation and Coordination Status (OSM Report)

Four Corners Power Plant and Navajo Mine Energy Project

- USFWS provided informal concurrence on the preliminary list of T&E species to be addressed in the EIS and BA.
- A telecon was held to discuss the Population Viability Analysis (PVA) and its integration into the Section 7 process. Dr. Miller of the Conservation Breeding Specialist Group (CBSG) provided an overview of the PVA process with the members of the Section 7 working group. The proponents have agreed to move forward with the PVA.
- OSM, USFWS, BIA, and Cardno have provided feedback to AECOM on survey methodologies for the ecological risk assessment, habitat model, etc.

Section 106 NHPA Consultation and Coordination Status (OSM Status)

- A Section 106 letter was mailed on 9/12/12 to SHPOs, THPOs, and other tribal representatives. The letter was sent to approximately 50 recipients. Follow up calls are being made to letter recipients that have not yet replied to ensure they received the letter and determine whether they would like to participate in the 106 process.
- A Section 106 meeting has been tentatively scheduled for December in Farmington (per subsequent discussions, this meeting is now tentatively scheduled for January 2013. All parties interested in participating in the Section 106 process for this project will be invited.
- Marcelo to provide response as to whether cooperating agencies will be asked to participate in the Section 106 meeting.

Action Agency Status

- OSM - Mychal Yellowman stated that OSM review of the Pinabete Permit Application Package (PAP) is in process, with the first review anticipated to be completed about the end of November. Some deficiencies have been identified to date. However, OSM cannot approve the PAP until the NEPA process is complete, so OSM review will continue throughout EIS preparation.
- BIA - The only update is that BNCC will seek renewal of a ROW for an access road in Area 3. BIA has not yet received the ROW application, however.
- BLM - Review of the Pinabete Mine Plan is ongoing. BLM would like to review the scoping summary report to determine if the comments may result in a change to the mine plan.
- USACE - An isolated wetland within the FCPP lease area is being evaluated in coordination with EPA, it is not anticipated that it will trigger Clean Water Act permitting because ACOE does not generally take jurisdiction over isolated wetlands. A Section 404/EIS coordination meeting was held in Denver on October 29. A follow up meeting with BNCC and Ecosphere is scheduled for later this month to address action items from the meeting.
- NPS - Reviewed the AECOM atmospheric modeling white paper last week and provided comments. They also provided scoping comments related to air quality and Section 7.

Other:

- The next cooperating agencies telecon is scheduled for December 5, 2012.

Four Corners Power Plant and Navajo Mine Energy Project

Action Items

- A draft cumulative projects memo was included in the invitation to this telecon. Marcelo will redistribute to the appropriate cooperating agency POCs. It is requested that each agency respond within the next two weeks with input as to the completeness of this list.
- Marcelo to provide response as to whether cooperating agencies will be asked to participate in the Section 106 meeting.



MEETING MINUTES

Date: January 15, 2014

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle, Rick Williamson, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie and Terry McClung (Navajo Region); Wendell Honanie (Hopi Agency)

Navajo Nation: Krishna Baskota (NNOSM)

Hopi Tribe: Clayton Honyumptewa

NPS: Not Represented

USEPA: Karen Vitulano and Gary Sheth (Region 9)

USFWS: Not Represented

USACE: Deanna Cummings

BLM: Tony Gallegos and Marcella Martinez (Farmington FO); Powell King (NM State Office)

Cardno: Dan Tormey and Joe Lockerd

Purpose:

The goal of the monthly call is to report on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Endangered Species Act, Section 7 and Historic Preservation Act, Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project. Additionally, Federal agencies with actions are provided the opportunity to report progress on their actions. This call was delayed due to OSM travel to a project meeting; subsequent meetings will continue to be the first Wednesday of each month.

EIS Development Status (OSM Report)

- The PDEIS was distributed to OSM's Cooperating Agency Points of Contact on December 19, 2013. OSM requested that all Cooperating Agencies provide comments by February 7, 2014. OSM is planning a meeting in Denver on February 20, 2014 to discuss comments received. OSM may be prepared to respond to comments that have been addressed before the meeting, and will ask meeting participants to provide clarification on comments not yet addressed. The goal is finalization of the Draft EIS, scheduled to be published in April, 2014.
- Public meetings will be scheduled in early May 2014 at the same nine locations where scoping meetings were held in 2012: Hotevilla, AZ; Cortez, CO; Burnham, NM; Nenahnezad, NM; Farmington, NM; Shiprock, AZ; Durango, CO; Window Rock, AZ; and Albuquerque, NM.



- The Draft Ozone Modeling Report is being finalized based on NPS' confirmation that the response to a question has been satisfactorily resolved by APS.

Section 7 ESA Consultation

- OSM received USFWS concurrence on the species list in December 2013. Cardno continues development of the Draft Biological Assessment, which is anticipated in June 2014. Gary Sheth requested a copy of the confirmation letter. OSM is requesting a formal letter from USFWS and will forward to USEPA once it is obtained.

Section 106

- OSM's focus has been on completing two Programmatic Agreements (PAs) for the project; the Navajo Mine and Proposed Pinabete Permit Area PA and the Four Corners Power Plant and Transmission Line (FCPP&TL) PA. The later has been a complicated process due to plant operations and two transmission lines. The Mine PA has been less challenging, as it builds on an existing PA.
- OSM met with the Hopi Tribe (January 9, 2014) and conducted a webinar with Navajo Nation Historic Preservation Department (January 13, 2014) to clarify processes and details in the FCPP&TL PA. OSM will keep the Cooperating Agencies informed on the schedule for providing the FCPP&TL PA. OSM is planning to conduct a Section 106 Working Group meeting on January 29, 2014 in Farmington, NM. If there are any changes to the date, the participants will be notified. A revised draft of the FCPP&TL PA will be distributed in advance of the meeting.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting. The Pinabete permit application package has been determined to be administratively complete. BHP Mine Management Company (MMCo), previously BHP Navajo Coal Company (BNCC), is addressing comments based on OSM's technical review. A decision on permit approval and renewal will follow completion of the EIS process.
- **BIA:** There is no new information from BIA Navajo Region. The Hopi Agency received the application for the ROW, which is being reviewed.
- **BLM:** There are no changes from the NM State Office or the Farmington Field Office.
- **USEPA:** There are no changes to air or water permitting actions.
- **NPS:** Not represented on the call.
- **USFWS:** Not represented on the call.
- **USACE:** USACE and Ecosphere completed the Regulatory Draft Decision Document associated with 404(b)(1) permitting. The draft is available for review for any of the Cooperating Agencies that want to review it. USEPA requested the draft for review.
- **Navajo Nation:** Nothing new to report.



- **Hopi Tribe:** Clayton indicated that the January 9, 2014 Section 106 meeting in Kykotsmovi was a good meeting. Hopi and APS personnel are working on the Hopi portion of the PA, which they will finalize by January 17, 2014. Ethnographic studies on the expanded APE are complete and the report will be finished by March 2014. OSM is continuing to work on the Hopi comments to finalize the PA.

Additional Discussion

- Navajo Nation asked if FCPP units 1, 2, and 3 are currently operational. No, they are not; they were shut down on December 31, 2013.
- USEPA understands that the PDEIS indicates that the permit area is fixed, but mining would be slower due to less demand from the downsized plant. USEPA requested clarification on how that affects the mining operation. OSM responded that with closure of Units 1, 2, and 3, the mining and disturbance is indeed slowed down but the mine permit area and disturbance area remains the same. NTEC would have to get OSM approval to go beyond the approved disturbance area within the permit boundaries. USEPA's follow-on question addressed whether or not Navajo Nation could provide coal to entities other than the FCPP. From OSM's perspective, the permit does not restrict where the coal goes.
- Hopi Tribe wanted to know what the impact to jobs was due to the shutdown of Units 1, 2, and 3. OSM's understanding is that any job loss will be handled through attrition.

Potential Actions

- OSM is requesting a formal species confirmation letter from USFWS and will forward to USEPA once obtained.
- USACE provide Draft Regulatory Decision Document to USEPA review.



MEETING MINUTES

Date: December 4, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle

DOI - OEPC: Stephen Spencer

BIA: Harrilene Yazzie (Navajo Region); Amy Heuslein and Gary Cantley (Phoenix)

Navajo Nation: Krishna Baskota (NNOSM), Ron Maldonado (NNHPD)

Hopi Tribe: Not Represented

NPS: Not Represented

USEPA: Karen Vitulano and Gary Sheth (Region 9)

USFWS: Sharon Whitmore

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BLM: Shannon Hoefeler, Tony Gallegos, Marcella Martinez, Shyra Valdez (Farmington FO)

Cardno: Dan Tormey, Kate Bartz, Ben Pogue, Joe Lockerd

Purpose:

The goal of the monthly call is to report on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project. Additionally, Federal agencies with actions are provided the opportunity to report progress on their actions.

EIS Development Status (OSM Report)

- Not much has changed since the November monthly call. OSM received the comprehensive Preliminary Draft EIS (PDEIS) from Cardno on November 22, 2013. OSM will provide comments to Cardno by December 6, 2013. Cardno will respond to all comments, and OSM will advance the PDEIS to the Cooperating Agencies for review in Mid-December. Review will be due by the First week of February. OSM is planning a February face-to-face meeting for all Cooperating Agencies to discuss and resolve comments provided.
- Additional milestones include publishing the Draft EIS around April 2014, conducting public meetings around June 2014, publishing the Final EIS in February 2015, and signing the ROD in March 2015.
- OSM will provide a comment tracking matrix to be used to provide PDEIS comments. The matrix will have columns to identify each comment by section, page number, and line number.



OSM will respond to each comment, providing a “comment resolution” statement on the matrix indicating how comments were addressed.

- OSM discussed the previous request to include supporting documents as appendices to the PDEIS, for example the ERAs, HHRA, and air resource documents. OSM decided that due to length, the documents will not be included as appendices, but will be made available to any Cooperating Agency that requests them during the review period. OSM is working on the mechanism for making the documents available. USEPA expressed that posting documents on an FTP site works well.
- OSM previously responded to a question on how air toxics are included in the EIS. OSM conveyed by email that Cardno used the following sources:
 - publicly-available data (MATS regulatory limits and AP-42 emission factors),
 - 77 FR 32 Tables 3 & 5,
 - 40 CFR 63 Subpart UUUUU Table 2, and
 - AP-42 Tables 1.1-13, -14, -15, -18 (EPA 2011).
- All comments from reviewers of the Draft NAAQS Modeling Study, Draft Plume Visibility Assessment, and Draft Ozone Modeling Report have been resolved, with one exception. NPS pointed out how one scenario in the Ozone report looked at cumulative impacts going forward, including regional oil and gas operations and their inherent uncertainties. OSM provided a response to the NPS comment, and is waiting for NPS confirmation that the response is satisfactory. The issue should be resolved by December 6, 2013.

Section 7 ESA Consultation

- OSM is working with Cardno to finalize review of the ecological risk assessments (ERA) completed by AECOM and the modeling report completed for the project area by EPRI. A technical working group has met several times to resolve comments on the EPRI modeling. At this point no issues remain that create a concern for the EIS schedule.
- OSM submitted the Species Request Letter to USFWS on November 13, 2013 requesting confirmation of the list of species of concern for the Biological Assessment (BA). Cardno is on track with the BA and comfortable that the BA will be delivered in June 2014, initiating the formal consultation process. USEPA asked if OSM had heard anything from USFWS on the species concurrence letter. USFWS responded that it typically takes 30 days for a response.

Section 106

- OSM’s focus has been on completing two Programmatic Agreements (PAs) for the project; the Navajo Mine and Proposed Pinabete Permit Area PA and the Four Corners Power Plant and Transmission Line (FCPP&TL) PA. After OSM establishes the FCPP&TL PA in conjunction with the EIS process, the lead agency role will be transferred to BIA for PA implementation. A second draft is being developed for distribution to the consulting parties in December 2013. The consulting parties will have 30 days to comment.



- OSM is planning a PA working group meeting in Farmington, NM on or around Wednesday January 8, 2014. The consulting parties will have an opportunity to discuss comments they may have on the PAs in advance of the formal comment deadline.
- OSM conducted a teleconference with Lisa Beckham (USEPA Air Quality Engineer) on December 3, 2013 to discuss the Section 106 consultation process. There was apparent miscommunication with the permit applicants on what is being addressed in the Section 106 associated with the OSM process. Lisa conveyed their original plan was to proceed with individual consultations, but the meeting with APS created confusion. OSM understands that EPA will conduct an independent Section 106 process for the FCPP PSD permit action.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting. The Pinabete permit application package has been determined to be administratively complete. BNCC is addressing comments based on OSM's technical review. A decision on permit approval and renewal will follow completion of the EIS process.
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Additional Discussion on the Mine Transfer

- OSM completed the NEPA process related to permit transfer from BNCC to NTEC. Some information is outstanding, but the transfer has been conditionally approved. OSM is not responsible for providing notification related to existing permits. Agencies with current permits should expect to receive notification from the permit holders if there is a proposed name change for the permit. Proponents should be responsible to send out information to the appropriate agencies regarding the name change.
- BIA determined that BIA did not have an action relative to the permit transfer, but was a cooperating agency in preparation of the EA. OSM will provide the Cooperating Agencies a link to the Permit Transfer EA and FONSI, which is on the OSM web site at:
http://www.wrcc.osmre.gov/current_initiatives/navajo_mine/Permit_Transfer.shtm.



- Marcelo will send out the status report during the week beginning December 9, 2013. The status report includes milestones with respect to the schedule.

Potential Actions

- USFWS confirm that the species letter has been received and is being addressed, and let USEPA know the status.
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- USACE provide Draft Regulatory Decision Document to USEPA review.

FOUR CORNERS POWER PLANT AND NAVAJO MINE ENERGY PROJECT
COOPERATING AGENCY
RECURRING MONTHLY CALL NOTES
October 3, 2012

Attendees:

Marcelo Calle (OSM – EIS Coordinator), Rick Williamson (OSM-EIS Manager), Harrilene Yazzie (BIA, Navajo Region), Wendell Honanie (BIA/Western Region, Hopi Agency), Gary Cantley (BIA, Western Region), Joe Galluzzi (BLM Farmington), Powell King (BLM NM state office), Karen Vitulano (USEPA), John Tinger (USEPA, NPDES), Sharon Whitmore (USFWS), Amy Heuslein (BIA/Western Region), Deanna Cummings (USACE), Clayton Honyumptewa (Hopi Tribe), Micah Loma'omvaya (Hopi Tribe), Lilian Davis (Hopi), Steve Spencer (USOEP), Lara Rozzell (NPS), John Stucker (Navajo Nation)

AGENCY STATUS ON ACTIONS (respective agencies report)

OSM:

- The Pinabete PAP was deemed 'administratively complete' on May 10, 2012. Two informal conference meetings were held on the Navajo Nation at the Burnham Chapter House and the Nenahnezad Chapter House on August 11 and 13, 2012, respectively. These informal conferences were held concurrent with the FCPP & Navajo Mine Energy Project EIS Scoping Meetings. Decision will not be made until completion of the EIS.
- The PAP is currently undergoing a technical review by OSM permitting analysts.

BIA:

- Lease amendment #3 is currently under review by BIA and Solicitor's Office. The BIA cannot approve Lease #3 until the NEPA process is completed.
- Per Harrilene, there is nothing new to report.

BLM:

- In late April 2012, BLM received the Pinabete Permit Mine Plan discussing associated coal reserves. The BLM anticipates initiating a review of the Mine Plan and consultation with the Navajo Nation, OSM and the BIA after the close of the EIS scoping comment period on November 1, 2012 approval of the mine plan – nothing happening on this until next month.

USEPA:

- On August 6, 2012 the EPA issued the FIP for BART at the Four Corners Power Plant.
- On 9/25 – they were notified that they are being sued on alleged Section 7 deficiencies related to the FIP

USFWS:

- USFWS has received OSM's letter requesting informal concurrence with a preliminary listing of species of potential concern. The USFWS is currently reviewing the request. A response from the USFWS is pending.

- The Agency MOU has been signed. They understand a PVA technical discussion meeting is scheduled for October 19th.

USACE:

- USACE is awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. The Proponents and consultant are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval.
- Planning to hold a meeting with OSM, and contractors at the end of October to discuss coordination/consistency between the 404 decision document (appendix to EIS) and the EIS.

EIS Development Status (OSM report)

- An MOU between OSM-BIA and the Project Proponents (BNCC, APS,) was executed on August 8th and the Amendment was finalized on September 2nd.
- An MOU between the Lead Agency OSM and the Cooperating Agencies has been prepared. Currently, all Cooperating Agencies have signed the MOU except for the BLM. Powell King indicated that the MOU is “on its way”.
- The original deadline for providing comments related to the EIS scoping period was September 17, 2012. OSM has reopened and extended the scoping comment period deadline until November 1, 2012. In accordance with extending the scoping comment period, OSM has informed the public and stakeholders through a comprehensive public announcement effort including mailing of notice postcards to approximately 800 persons, public service announcements on over 30 radio stations including translations to Navajo and Hopi, advertisement in four regional newspapers, and notice announcement on the OSM project webpage. OSM expects the notice to reopen and extend the scoping comment period will be published in the Federal Register in early October.
- OSM, BIA and Cardno are currently working to complete an initial draft project purpose and need, project description, and draft alternatives. Due to the extension of the scoping comment period to November 1, 2012, the completion of this task will be delayed until after November 1, 2012. Additionally, the completion of the Scoping Summary Report will likewise be delayed. OSM currently anticipates these tasks will be completed in late November. OSM anticipates scheduling a future Cooperators Meeting to discuss preliminary drafts of purpose and need, project description, and draft alternatives.
- OSM has launched the FCPP and Navajo Mine Energy Project website on the Western Region Current Initiative webpage. The address is available in the published NOI and is the following [<http://www.wrcc.osmre.gov/FCPPEIS.shtm>]. Additionally, the Navajo Nation has included a link to the Project webpage on the Official Website of the Navajo Nation. OSM is currently working on updating the webpage to include materials provided during scoping such as the informational posters, project fact sheet and the project video.

Submittal of scoping comments by Cooperating Agencies

OSM asked each agency about their intention to submit scoping comments:

- BIA – will reserve the right to submit comments
- BIA/Western Region – will submit comments thru the working group (WG)
- BLM – will submit comments thru the WG
- USEPA – Karen will send in formal comments during the scoping comment period
- USFWS – Sharon believes that USFWS will submit thru the WG, but will double-check
- USACE – Via correspondence with OSM, USACE has indicated their comments will be addressed through WG
- NPS – cannot answer at this time.
- NN – anticipates submitting through the WG
- Hopi – will likely submit formal comments

Section 7 ESA coordination status (OSM report)

- On September 7, 2102, OSM sent a letter to USFWS requesting concurrence on preliminary species lists. USFWS is reviewing that letter/request.
- Call scheduled for 10/19 to discuss the possibility of conducting a Population Viability Analysis Dr. Phil Miller will participate and will be able to talk to the PVA and any questions about it.
- Amy Heuslein (BIA/Western Region) asked if she could receive the species list sent to USFWS. NPS asked that it be distributed to all cooperating agencies. Rick said they would distribute it to anyone who asks for it. BIA, NPS, USEPA and Hopi all requested it.

Section 106 NHPA consultation and coordination status (OSM report)

- Letters have been distributed to THPOs, SHPOs, and tribes initiating Section 106 consultation.
- OSM has also been having a dialog with BLM about BLM-ROWs.

Project Q&A

- Question regarding BLM's contacts participating in TL ROW discussions. Marcelo indicated that they have been working with Scott Hall and Amanda Nisula of the BLM Farmington office to discuss the TLs and ROWs administered by the BLM. They may want to be included on the monthly calls. Powell King of the BLM will discuss coordinate including their participation.



MEETING MINUTES

Date: November 6, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Marcelo Calle, Mychal Yellowman, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Amy Heuslein and Gary Cantley (Western Regional); Terry McClung (Navajo Regional); Wendell Honanie (BIA Hopi Agency)

Navajo Nation: Raju Bisht (NNEPA); Ron Maldonado (NNDHP)

Hopi Tribe: Clayton Honyumtewa and George Mase

NPS: Not represented

USEPA: Karen Vitulano (Region 9)

USFWS: Sharon Whitmore

USACE: Not Represented

BLM: Powell King (NM State Office), Connie Maestas (Albuquerque Office)

Cardno: Kate Bartz, Joe Lockerd

Purpose:

Note: no monthly call was held in October due to the Government shut down.

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- OSM will advance the November status report by November 8, 2013.
- On November 1, 2013 OSM provided conditional approval for the proposed transfer of the Navajo Mine SMCRA permit from BNCC to the Navajo Transitional Energy Company (NTEC). OSM finalized the mine transfer EA and signed a FONSI on November 1, 2013 OSM. Conditional approval letters were sent out on November 1, 2013. Approval letters, the EA, and the FONSI are on the OSM Western Region Web Site. OSM approved the transfer with conditions, most of which are administrative; for example reporting requirements, tax identification numbers, and assumption of the reclamation bond. NNHPD asked if the mine transfer action requires Section 106 consultation. Because the action does not involve any physical change to the operation, no specific consultation is needed. The ownership and



operational change will be discussed in the programmatic agreements. Additionally, the EA focused on socioeconomics and environmental justice associated with change in ownership, with no analysis of cultural resource issues.

- The next major milestone is distribution of the Preliminary Draft EIS (PDEIS) to the Cooperating Agencies for review. OSM's review of individual sections is nearly complete. OSM will receive a complete PDEIS from Cardno on November 22, 2013 and conduct a 2-week internal review. The previous schedule for advancing the PDEIS to the Cooperating Agencies was "early" December 2013, but is now anticipated to be "mid" December 2013. OSM will request review to be complete by January 31, 2014, but may add one extra week. OSM intends to distribute the PDEIS electronically through ftp access and will also mail a DVD. A face-to-face meeting of the Cooperating Agencies is being planned for some time after OSM receives comments. The meeting will likely be in mid-February 2014.
- Additional milestones include publishing the Draft EIS around April 2014, conducting public meetings around June 2014, publishing the Final EIS in February 2015, and signing the ROD in March 2015.
- OSM received and reviewed three air resources reports to support the EIS: Draft National Ambient Air Quality Standards (NAAQS) Modeling Study, Draft Plume Visibility Assessment Report, and Draft Ozone Impact Assessment Report. Reviews were requested from USEPA, NNEPA, and NPS air resource experts. OSM received comments from these agencies and is comfortable that all comments have been resolved, with one exception. OSM is working on resolution of one outstanding NPS comment on the Draft Ozone Impact Assessment Report through a planned call with APS and AECOM. Once resolved, all three of the reports will be approved and conclusions will be incorporated in the EIS. George Mase with the Hopi Tribe requested a copy of the Plume Visibility Assessment Report. USEPA asked if other data sources are being used in the air resource analysis. OSM clarified that the Ecological Risk Assessment (ERA) and the Human Health Risk Assessment (HHRA) are also new reports with air components that provided source information for the EIS.

Section 7 ESA Consultation

- Currently OSM is working to finalize review of the ERAs completed by AECOM and the supporting modeling completed by the Electric Power Research Institute (EPRI) for the project area. Two ERAs have been developed: one for the immediate FCPP air shed and one for the larger regional air shed. EPRI modeling takes into account emissions, deposition and fate and transport of certain chemical constituents through the watershed. The ERAs were completed to assist OSM and Cardno in development of the Biological Assessment (BA) that will be advanced to USFWS for review and use in development of the Biological Opinion. OSM is anticipating delivery of the BA in late April 2014. USEPA requested that the ERA and HHRA be attached to the PDEIS to facilitate Cooperating Agency review. OSM will consider the request.
- OSM will be forwarding Biological Evaluations (BEs) for the proposed Pinabete permit area and the ROWs for transmission lines to the Navajo Nation Department of Fish Wildlife in



November 2014. OSM agreed to provide copies of the BEs to the Hopi Tribe, BIA Phoenix Office, and BIA Hopi Agency.

Section 106

- OSM is pursuing two Programmatic Agreements (PAs) for the project under Section 106 consultation addressing the management and protection of cultural resources. The Navajo Mine PA is being developed from the existing PA for the Navajo Mine to address the areas in the proposed Pinabete permit area. Also a new PA is being developed to address the protection of cultural resources associated with activities at the FCPP and along associated transmission lines. The first draft of the FCPP and Transmission Line PA was distributed to the Section 106 Working Group and was discussed at an August 2013 meeting in Farmington. Comments have been received and have been incorporated into the revised working draft. OSM will be meeting with NN next week to further revise the two PAs. New drafts will be developed based on those meetings, which will be distributed to the Working Group for review soon after.
- OSM has been trying to arrange a meeting with the Hopi Tribe to address comments received on the FCPP and Transmission Line PA. George Mase is working on prospective dates.
- Work will commence soon on the additional cultural resource surveys, including compilation of existing ethnographic surveys for the Navajo Mine, historic structures evaluations at the Power Plant, and ethnographic surveys related to the expanded APE on Hopi land.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status for the two OSM actions since the last meeting.
- **BIA:** Negotiations are ongoing for transmission line ROWs, and BIA continues working on the lease.
- **BLM:** No additional information at this time. USEPA asked BLM if anything changes regarding BLM's review now that the mine is transferred. Because no change in conditions on the ground result from the permit transfer and nothing is changing procedurally, there is no change to BLM's procedure.
- **USEPA:** USEPA received the FCPP PSD application for the addition of SCR on Units 4 and 5 on October 29, 2013. No update on the NPDES permit at this time.
- **NPS:** Not represented on the call.
- **USFWS:** No information beyond what was covered regarding Section 7 consultation.
- **USACE:** Not represented on the call.
- **Navajo Nation:** Nothing new to report.
- **Hopi Tribe:** Hopi Tribe is ready to meet with OSM and finalize any concerns. Due to personnel changes, Hopi Tribe is looking for someone to get more involved on the FCPP&NM project.



Potential Actions

- OSM advance the November status report by November 8, 2013.
- OSM send copy of the Plume Visibility Assessment Report to George Mase with Hopi Tribe.
- OSM check on how air toxics are addressed in the EIS and what data sources were used.
- OSM consider the request for the ERA and HHRA to be attached to the PDEIS.
- OSM provide copies of the BEs to the Hopi Tribe, BIA Phoenix Office, and BIA Hopi Agency.
- George Mase with Hopi Tribe respond with dates for meeting with OSM to address Hopi comments.
- Marcelo will ensure that John MacFarlane (USEPA Region 6) is included on all future Cooperating Agency coordination calls.

martinez, shirley

From: Spencer, Stephen
Sent: Monday, May 21, 2012 11:01 AM
To: martinez, shirley
Subject: FW: Four Corners and Navajo Mine Energy Project May Meetings & Scoping Schedule
Attachments: Agenda USFWS Kick Off 051812.docx; Agenda EIS Kick Off 051812.docx

Did I ask you to print the attachments??

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepe/albuquerque.html



From: Calle, Marcelo
Sent: Friday, May 18, 2012 4:26 PM
To: Calle, Marcelo; Bill Johnson (bjohnson@nndoj.org); Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Salas, Crystal; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Reber, John; John Stucker (jstucker@frontiernet.net); Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Nida Shaheen (Nida_Shaheen@nps.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etcitty (stephenbetcitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene; 'Musslewhite, Brent'; 'Applegate, Kent KC'; 'Richard.Grimes@aps.com'; 'Neal.Brown@aps.com'; Norman Honie, Jr
Cc: 'Dan Tormey'; 'Bartz, Kate L.'; 'Jallo, Carlos F.'; Benjamin Pogue; Yellowman, Mychal; Williamson, Rick L.; Birchfield, Alex; 'Craig Kling (craig.kling@cardno.com)'; 'Kurt.Schweigert@cardnotec.com'; Kirby, Foster
Subject: RE: Four Corners and Navajo Mine Energy Project May Meetings & Scoping Schedule

Afternoon,

Please see the attached Agendas for the May 22 and May 23 meetings. Presentation material will be forwarded to individuals participating via teleconference Monday morning.

Regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

From: Calle, Marcelo
Sent: Tuesday, May 15, 2012 2:18 PM
To: Bill Johnson (bjohnson@nndoj.org); Cheryl Eckhardt (cheryl_eckhardt@nps.gov); Clayton Honyumptewa (chonyumptewa@hopi.nsn.us); Crystal Salas (Crystal_Salas@nps.gov); Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickwhite@frontiernet.net); Galluzzi, Joseph (jgalluzz@blm.gov); George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy (Amy.Heuslein@bia.gov); Hoefeler, Shannon D (shoefeled@blm.gov); Honanie, Wendell (Wendell.Honanie@bia.gov); John Reber (john_reber@nps.gov); John Stucker (jstucker@frontiernet.net); Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F (pkings@blm.gov); Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mimorris@navajo-nsn.gov); Nida Shaheen (Nida_Shaheen@nps.gov); Pinto, Sharon (Sharon.Pinto@bia.gov); Spencer, Stephen (Stephen_Spencer@ios.doi.gov); Stephen B. Etcitty (stephenetcitty@navajo-nsn.gov); Whitmore, Sharon (Sharon_Whitmore@fws.gov); Yazzie, Harrilene (Harrilene.Yazzie@bia.gov); Musslewhite, Brent; Applegate, Kent KC; Richard.Grimes@aps.com; Neal.Brown@aps.com; Norman Honie, Jr
Cc: Dan Tormey; Bartz, Kate L.; Jallo, Carlos F.; Benjamin Pogue; Yellowman, Mychal; Williamson, Rick L. (RLWilliamson@osmre.gov); Birchfield, Alex; Craig Kling (craig.kling@cardno.com); Kurt.Schweigert@cardnotec.com
Subject: Four Corners and Navajo Mine Energy Project May Meetings & Scoping Schedule

Good Afternoon,

As you are aware, there will be a need to prepare an EIS in support of decisions to be made in association with BHP Navajo Coal Company's (BNCC's) recently submitted Navajo Mine Pinabete Permit Application and Arizona Power Service's (APS's) pending site and transmission line lease renewals for the Four Corners Power Plant and the Public Service Company of New Mexico (PNM) associated transmission line rights-of-way renewal on the Navajo Reservation.

OSM has been designated as the lead agency for developing the pending EIS, with very close coordination with the BIA anticipated. It is currently understood that the following entities are to be the cooperating agencies for the EIS: BIA, US/ACOE, BLM, USFWS, NPS, US/EPA, the Navajo Nation, and perhaps the Hopi Tribe.

FOUR CORNERS AND NAVAJO MINE ENERGY PROJECT MAY MEETINGS

As discussed in OSM's email dated 4/26/2012, this process will be initiated with two meetings that will be held the week of May 21 at the New Mexico Ecological Services Field Office, United States Fish and Wildlife Service at 2105 Osuna Road NE in Albuquerque, New Mexico.

- On Tuesday, May 22, 2012 the Four Corners and Navajo Mine Energy Project EIS Kick-Off meeting will be held starting at 8:30 for full day.
- On Wednesday, May 23, 2012 the Four Corners and Navajo Mine Energy Project Section 7 Informal Consultation Technical Meeting will be held starting at 8:30 for full day.

Attached are Draft Agendas for both meetings. Please review, comment and send along any agenda items you wish to be added by COB May 17. The Final Agendas will be distributed May 18, 2012.

Space is limited so please limit attendance to essential representatives.

Cooperators who cannot attend in person can participate via the USFWS conferencing service using the phone number: **Non-Responsive** and passcode: **Non-Responsive**#. If you will not attend in person please respond to this email indicating so. OSM will distribute any presentation material that may be discussed prior to the meeting.

FOUR CORNERS AND NAVAJO MINE ENERGY PROJECT SCOPING SCHEDULE

OSM is planning to conduct open house Public Scoping events at the following locations and times.

Date	Location	Venue	Time
Thursday, Aug. 9	Hotevilla, AZ	Hotevilla Village	5-9pm
Friday, Aug. 10	Cortez, CO	Montezuma - Cortez High	5-9pm

		School	
Saturday, Aug. 11	Burnham, NM	Burnham Chapter House	9am-1pm
Monday, Aug. 13	Nenahnezad, NM	Nenahnezad Chapter House	2-6pm
Tuesday, Aug. 14	Farmington, NM	Farmington Civic Center	5-9pm
Wednesday, Aug. 15	Shiprock, NM	Ship Rock High School	5-9pm
Thursday, Aug. 16	Durango, CO	Durango Public Library	5-9pm
Friday, Aug. 17	Window Rock, AZ	Navajo Nation Museum	5-9pm
Saturday, Aug. 18	Albuquerque, NM	Indian Pueblo Cultural Center	11am – 3pm

For planning purposes the following accommodations are suggested in proximity to the Public Scoping locations.

Hotel Name	Scoping Locations	Address	Phone
Moenkopi Legacy Inn and Suites	Hotevilla	Junction 160 & 264, Tuba City, AZ	928.283.4500
Marriott Town Place Suites	Cortez, Burnham, Nenahnezad, Shiprock and Farmington	4200 Sierra Vista Drive, Farmington, NM	505.327.2442
La Quinta Inn & Suites	Window Rock	3880 East. Hwy. 66 Gallup, NM	505.722.2233
Residence Inn North	Albuquerque	4331 The Lane at 25 N.E.	505.761.0200

If you have any questions regarding the meetings or Public Scoping information please feel free to contact me.

Regards,
 Marcelo Calle
 EIS Coordinator, The Four Corners & Navajo Mine Energy Project
 Office of Surface Mining Reclamation and Enforcement
 Program Support Division, Indian Programs Branch
 1999 Broadway, Suite 3320
 Denver, CO 80202-3050

mcalle@osmre.gov
 (303) 293-5035 Office
 (303) 293-5032 Fax

From: [Juen, Jesse J](#)
To: [Klein, Al](#); [Pinto, Sharon](#); Manzanilla.enrique@Epa.gov; Allan.E.Steinle@usace.army.mil; [Tuggle, Benjamin](#); [Wessels, John](#); [Spencer, Stephen](#)
Cc: [Postle, Bob](#); [Williamson, Rick L.](#)
Subject: RE: Regional Task Force - FCPP & Navajo Mine Energy Project
Date: Friday, September 14, 2012 3:21:32 PM

Al, thank you for the information and the proposed outline. The process you outlined will work for BLM. Please keep the emails coming and we will tie in with feedback on the proposed schedule for the introductory meeting when you forward that to us. Tell Joe hi for me.

Jesse

From: Klein, Al
Sent: Friday, September 14, 2012 2:43 PM
To: Pinto, Sharon; Juen, Jesse J; Manzanilla.enrique@Epa.gov; Allan.E.Steinle@usace.army.mil; Tuggle, Benjamin; Wessels, John; Spencer, Stephen
Cc: Postle, Bob; Williamson, Rick L.
Subject: Regional Task Force - FCPP & Navajo Mine Energy Project

Good afternoon.

As you know your organization is actively participating as a cooperating agency with Office of Surface Mining Reclamation Enforcement (OSM), as the lead agency, in the development of an Environmental Impact Statement (EIS) to support pending decisions to be made on the project known as 'The Four Corners Power Plant and Navajo Mine Energy Project'. The EIS being prepared for this project will address, among other actions, proposed plant site lease and ROW power transmission line renewals for the Four Corners Power Plant (FCPP) located near Farmington, NM; as well as a proposed new mining permit area to extend the existing Navajo Mine (located adjacent to the FCPP) southward. I want to thank you for the willingness of your organization to participate in preparation of this EIS as a cooperating agency.

OSM's Rick Williamson (EIS Manager) and Marcelo Calle (EIS Coordinator) are the lead contacts from my staff working on this project. The Navajo Nation and the Hopi Tribe are also aiding OSM as non-federal cooperators in the development of the EIS. The following is a listing of the primary staff from your various agencies that have been working with OSM:

- BIA – Harrilene Yazzie, Amy Heuslein, Beau Goldstein
- NPS – John Reber, Cheryl Eckherdt
- FWS – Sharon Whitmore, David Campbell, Joel Lusk
- EPA – Karen Vitulano, John Tinger
- BLM – Shannon Hoefeler, Joe Galluzzi, Powell King
- ACOE – Deanna Cummings
- OEPC – Stephen Spencer

Attached to this email you will find copies of two letters: 1) A March 20, 2012, letter from Navajo Nation President Ben Shelley, to Interior Secretary Ken Salazar; and 2) A June 7, 2012, response letter from Secretary Salazar to President Shelley. In his letter, President Shelley emphasized to Secretary Salazar the economic importance to the tribe of the continued operation of the FCPP and Navajo Mine, and conveyed his view that timely progress would be needed to secure decisions from the action agencies for the benefit of the Navajo Nation. To assure continued operation of the FCPP and Navajo Mine President Shelley requested that a task force be created to expedite this approval process.

In his response, Secretary Salazar confirmed the Department of Interior's commitment that the agency actions related to this project would be coordinated in an efficient and timely manner. In response to the specific request for a task force to oversee the project, Secretary Salazar suggested a regional team approach and identified task force member from within the Department of Interior that would serve on the team. The Secretary also indicated to President Shelley that the Army Corps of Engineers and the EPA would be invited to serve on this regional task force. The Secretary indicated that this group would work together to resolve matters that might arise with potential to negatively affect the timely processing and completion of this project review. In closing Secretary Salazar stated the Director of OSM would have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and communicating that ongoing progress to Secretary and Deputy Secretary.

As you can see from the Secretary's letter, your organization is a member of this regional task force. It is my understanding that you are the individual from your organization that will serve on this task force, formally referred to as the Four Corners Power Plant and Navajo Mine Energy Project Executive Task Force. Thank you for agreeing to serve on the task force.

For the purpose of reporting to the Secretary, OSM's Director Joe Pizarchik has directed me to develop a status report on this project on a reoccurring basis. Two such reports have been developed and forwarded to Director Pizarchik (I have attached a copy of the most recent status report for your information). As you will see within this report, in addition to reporting on the status of the EIS development, progress on each agency action involved is also discussed and updated. The updates within these reports are largely derived from information provided during the scheduled monthly OSM-Cooperating Agency teleconferences held among the agency staff listed above. This report will be updated and forwarded to the OSM Director and to the Regional Task Force members on a regular basis.

From the regular updates I receive from my staff it is my understanding that development of the EIS, as well as development of all other related action documents for this project (such

as the Biological Assessment for the Section 7 ESA consultation process), are proceeding as well as could reasonably be anticipated at this early stage of development. I would expect this progress to continue to proceed in this manner; and that the need for the Regional Task Force to become involved in day-to-day project work would be minimal.

To fulfill the responsibilities outlined in Secretary Salazar's letter it is my view that this task force would hold an initial conference call to further discuss our roles and responsibilities and answer any questions you may have. Following that initial conference call I would recommend that we hold conference call on an as needed basis to monitor this anticipated multi-year EIS development process. If conditions change and there becomes a need to conduct these communications on a more regular basis I will notify you and provide you with information I have received that would necessitate the need for additional communication.

I hope this email provides you some perspective on the purpose and anticipated function of this task force. In the near future I will send out an appointment for our initial conference call. Again, we appreciate your organization's participation as a cooperating agency in the development of the pending EIS for this important project.

Regards,

Allen D. Klein
Director, Western Region

From: [Stephen Spencer](mailto:Stephen.Spencer)
To: aklein@osmre.gov
Subject: Re: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report
Date: Tuesday, January 15, 2013 5:57:46 PM

Thanks.

From: Klein, Al [mailto:aklein@osmre.gov]
Sent: Tuesday, January 15, 2013 04:27 PM
To: Sharon Pinto <sharon.pinto@bia.gov>; Jesse Juen <jjuen@blm.gov>; Benjamin Tuggle <benjamin_tuggle@fws.gov>; John Wessels <john_wessels@nps.gov>; Stephen Spencer <stephen_spencer@ios.doi.gov>; manzanilla.enrique@epa.gov <manzanilla.enrique@epa.gov>; allan.e.steinle@usace.army.mil <allan.e.steinle@usace.army.mil>
Cc: Bob Postle <bpostle@osmre.gov>; Rick Williamson <rwilliamson@osmre.gov>
Subject: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report

Regional Task Force Members:

Happy New Year to all. Find attached the most recent status report for the Four Corners Power Plant and Navajo Mine Energy Project. These reports will be coming to you on a monthly basis. We are available at any time to address any questions you may have on this report or other matters associated with this project.

From: [Spencer, Stephen](#)
To: [Eto, Sandra](#)
Subject: Re: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Date: Thursday, August 16, 2012 5:32:45 PM

I don't have enough travel money to go but may go to the one here in Albuquerque.

Stephen R. Spencer, PhD
Regional Environmental Officer
U.S. Department of the Interior
Office of Environmental Policy and Compliance
1001 Indian School RD NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572
Fax: (505) 563-3066
Cell: (505) 249-2462

----- Original Message -----

From: Eto, Sandra
Sent: Thursday, August 16, 2012 04:11 PM
To: Spencer, Stephen
Cc: Stewart, Robert F.
Subject: RE: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

Thanks so much, and thanks, Bob for forwarding my question to Stephen. If you are at the FCPP public meetings, please let me know how they went after you get back in the office. Thanks!

-----Original Message-----

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 1:42 PM
To: Eto, Sandra
Cc: Stewart, Robert F.
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

Bob Stewart wanted me to answer your question about the FCPP Navajo Mine Task Force. I didn't realize until I sent the answer below to him that he wanted me to send it to you directly. The information below that I sent to Bob should help answer it. It is intended that all the cooperators have a representative. I am not sure if that is meant to include Tribal representatives since they aren't mentioned or whether that was an oversight. This group has not yet met but will soon.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance U.S. Department of the Interior
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 2:30 PM
To: Stewart, Robert F.
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

As you can see from Rick's e-mail below (at the bottom) it is intended that members be from all cooperators (I am not sure why the two tribes are not represented - I am not sure if this was an oversight on his part). This group has not yet met. There is a broader group that meets the first Wednesday of every month and it consists of staff from all the agencies and the two tribes. Does this help?

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David; Murphy, Wally; Whitmore, Sharon
Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 05, 2012 9:46 AM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon
Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

From: [Klein, Al](#)
To: [Pinto, Sharon](#); [Juen, Jesse J](#); Manzanilla.enrique@Epa.gov; Allan.E.Steinle@usace.army.mil; [Tuggle, Benjamin](#); [Wessels, John](#); [Spencer, Stephen](#)
Cc: [Postle, Bob](#); [Williamson, Rick L.](#)
Subject: Regional Task Force - FCPP & Navajo Mine Energy Project
Date: Friday, September 14, 2012 2:43:04 PM
Attachments: [Letter to Secretary from Navajo President.pdf](#)
[Four Corners Power Plant signed letter 6 7 2012.pdf](#)
[Pinabete-FCPP Project Status Report 9-14-12.docx](#)

Good afternoon.

As you know your organization is actively participating as a cooperating agency with Office of Surface Mining Reclamation Enforcement (OSM), as the lead agency, in the development of an Environmental Impact Statement (EIS) to support pending decisions to be made on the project known as 'The Four Corners Power Plant and Navajo Mine Energy Project'. The EIS being prepared for this project will address, among other actions, proposed plant site lease and ROW power transmission line renewals for the Four Corners Power Plant (FCPP) located near Farmington, NM; as well as a proposed new mining permit area to extend the existing Navajo Mine (located adjacent to the FCPP) southward. I want to thank you for the willingness of your organization to participate in preparation of this EIS as a cooperating agency.

OSM's Rick Williamson (EIS Manager) and Marcelo Calle (EIS Coordinator) are the lead contacts from my staff working on this project. The Navajo Nation and the Hopi Tribe are also aiding OSM as non-federal cooperators in the development of the EIS. The following is a listing of the primary staff from your various agencies that have been working with OSM:

- BIA – Harrilene Yazzie, Amy Heuslein, Beau Goldstein
- NPS – John Reber, Cheryl Eckherdt
- FWS – Sharon Whitmore, David Campbell, Joel Lusk
- EPA – Karen Vitulano, John Tinger
- BLM – Shannon Hoefeler, Joe Galluzzi, Powell King
- ACOE – Deanna Cummings
- OEPC – Stephen Spencer

Attached to this email you will find copies of two letters: 1) A March 20, 2012, letter from Navajo Nation President Ben Shelley, to Interior Secretary Ken Salazar; and 2) A June 7, 2012, response letter from Secretary Salazar to President Shelley. In his letter, President Shelley emphasized to Secretary Salazar the economic importance to the tribe of the continued operation of the FCPP and Navajo Mine, and conveyed his view that timely progress would be needed to secure decisions from the action agencies for the benefit of the Navajo Nation. To assure continued operation of the FCPP and Navajo Mine President Shelley requested that a task force be created to expedite this approval process.

In his response, Secretary Salazar confirmed the Department of Interior's commitment that the agency actions related to this project would be coordinated in an efficient and timely manner. In response to the specific request for a task force to oversee the project, Secretary Salazar suggested a regional team approach and identified task force member from within the Department of Interior that would serve on the team. The Secretary also indicated to President Shelley that the Army Corps of Engineers and the EPA would be invited to serve on this regional task force. The Secretary indicated that this group would work together to resolve matters that might arise with potential to negatively affect the timely processing and completion of this project review. In closing Secretary Salazar stated the Director of OSM would have overall responsibility for ensuring timely project completion, including monitoring the progress of the task force and communicating that ongoing progress to Secretary and Deputy Secretary.

As you can see from the Secretary's letter, your organization is a member of this regional task force. It is my understanding that you are the individual from your organization that will serve on this task force, formally referred to as the Four Corners Power Plant and Navajo Mine Energy Project Executive Task Force. Thank you for agreeing to serve on the task force.

For the purpose of reporting to the Secretary, OSM's Director Joe Pizarchik has directed me to develop a status report on this project on a reoccurring basis. Two such reports have been developed and forwarded to Director Pizarchik (I have attached a copy of the most recent status report for your information). As you will see within this report, in addition to reporting on the status of the EIS development, progress on each agency action involved is also discussed and updated. The updates within these reports are largely derived from information provided during the scheduled monthly OSM-Cooperating Agency teleconferences held among the agency staff listed above. This report will be updated and forwarded to the OSM Director and to the Regional Task Force members on a regular basis.

From the regular updates I receive from my staff it is my understanding that development of the EIS, as well as development of all other related action documents for this project (such as the Biological Assessment for the Section 7 ESA consultation process), are proceeding as well as could reasonably be anticipated at this early stage of development. I would expect this progress to continue to proceed in this manner; and that the need for the Regional Task Force to become involved in day-to-day project work would be minimal.

To fulfill the responsibilities outlined in Secretary Salazar's letter it is my view that this task force would hold an initial conference call to further discuss our roles and responsibilities and answer any questions you may have. Following that initial conference call I would recommend that we hold conference call on an as needed basis to monitor this anticipated

multi-year EIS development process. If conditions change and there becomes a need to conduct these communications on a more regular basis I will notify you and provide you with information I have received that would necessitate the need for additional communication.

I hope this email provides you some perspective on the purpose and anticipated function of this task force. In the near future I will send out an appointment for our initial conference call. Again, we appreciate your organization's participation as a cooperating agency in the development of the pending EIS for this important project.

Regards,

Allen D. Klein
Director, Western Region

From: [Klein, Al](#)
To: [Sharon Pinto](#); [Jesse Juen](#); [Benjamin Tuggle](#); [John Wessels](#); [Stephen Spencer](#); manzanilla.enrique@epa.gov; allan_e.steinle@usace.army.mil
Cc: [Bob Postle](#); [Rick Williamson](#)
Subject: Regional Task Force-Pinabete Mine-Four Corners Power Plant Status Report
Date: Tuesday, January 15, 2013 4:27:05 PM
Attachments: [Pinabete-FCPP Project Status Report 1-07-13 \(2\).docx](#)

Regional Task Force Members:

Happy New Year to all. Find attached the most recent status report for the Four Corners Power Plant and Navajo Mine Energy Project. These reports will be coming to you on a monthly basis. We are available at any time to address any questions you may have on this report or other matters associated with this project.

From: Google Calendar on behalf of Marcelo Calle
To: stephen_spencer@ios.dol.gov; sharon_whitmore@fws.gov; gtom@nndfw.org; deanna.l.cummings@spa02.usace.army.mil; stephenbetsitty@navajo-nsn.gov; jgalluzz@blm.gov; Mychal Yellowman; mlomaomvaya@hopi.nsn.us; Rick Williamson; cheryl_eckhardt@nps.gov; pking@blm.gov; kate.bartz@cardnotec.com; lara_r_rozen@nps.gov; carlos.jallo@cardnotec.com; john_wessels@nps.gov; frederickwhite@frontiernet.net; shoefele@blm.gov; gilbert.becenti@bia.gov; garry.cantley@bia.gov; sharon.pinto@bia.gov; marvin.keller@bia.gov; anisula@blm.gov; shall@blm.gov; harrilene.yazzie@bia.gov; jstucker@frontiernet.net; joel_lusk@fws.gov; denise_baker@fws.gov; tamera.daves@bia.gov; simone.jones@bia.gov; deanna.l.cummings@usace.army.mil; rpm_crsc@yahoo.com; Bob Postle; chonyumptewa@hopi.nsn.us; wendell.honanie@bia.gov; denise.bogay@bia.gov; terry.mcclung@bia.gov; sam.yazzie@bia.gov; mtmorrison@navajo-nsn.gov; amy.huslein@bia.gov; vitulano.karen@epamail.epa.gov; stan.webb@bia.gov; john_reber@nps.gov; gmasse@hopi.nsn.us; leroyshingol@yahoo.com; david_campbell@fws.gov
Subject: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Start: Wednesday, January 09, 2013 10:00:00 AM
End: Wednesday, January 09, 2013 11:00:00 AM
Location: Denver - Powder River Room; Conference call - **Non-Response**; Code **Non-Res**
Attachments: [invite.ics](#)

HYPERLINK "<https://www.google.com/calendar/event?action=VIEW&eid=ZGJyampmNDd0aThlMXVrY2ZuY3E4ZTNzNWcg3RlcGhibl9zcGVuY2VvQGlvY5kb2kuZ292&st=MTYjYjBWNhbGxjOG9zbXJlLmVkdjgyMwY3MzRkZDFhNmE1NzgzYmVlODJlZDl3M2JhYWRjZDEwZTkzYjA&ctz=America/Denver&hl=en>" more details >

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 K ck-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Response

Participant Code: **Non-Res**

general agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

HYPERLINK "<mailto:m.calle@osmre.gov>"
(303) 293-5035 Office
(303) 293-5032 Fax

When

Wed Jan 9 10am – 11am Mountain Time

Where

Denver - Powder River Room; Conference call - **Non-Response**; Code **Non-Res** (HYPERLINK "[http://maps.google.com/maps?q=Denver+-+Powder+River+Room:+Conference+call+\(b\)+\(5\)+Cod+Non-Res&hl=en](http://maps.google.com/maps?q=Denver+-+Powder+River+Room:+Conference+call+(b)+(5)+Cod+Non-Res&hl=en)")

Calendar

stephen_spencer@ios.dol.gov

Who

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- leroyshingol@yahoo.com
- david_campbell@fws.gov

Going? HYPERLINK "<https://www.google.com/calendar/event?action=RESPOND&eid=ZGJyampmNDd0aThlMXVrY2ZuY3E4ZTNzNWcg3RlcGhibl9zcGVuY2VvQGlvY5kb2kuZ292&st=1&tok=MTYjYjBWNhbGxjOG9zbXJlLmVkdjgyMwY3MzRkZDFhNmE1NzgzYmVlODJlZDl3M2JhYWRjZDEwZTkzYjA&ctz=America/Denver&hl=en>" Yes

- HYPERLINK "<https://www.google.com/calendar/event?action=RESPOND&eid=ZGJyampmNDd0aThlMXVrY2ZuY3E4ZTNzNWcg3RlcGhibl9zcGVuY2VvQGlvY5kb2kuZ292&st=3&tok=MTYjYjBWNhbGxjOG9zbXJlLmVkdjgyMwY3MzRkZDFhNmE1NzgzYmVlODJlZDl3M2JhYWRjZDEwZTkzYjA&ctz=America/Denver&hl=en>" Maybe

- HYPERLINK "<https://www.google.com/calendar/event?action=RESPOND&eid=ZGJyampmNDd0aThlMXVrY2ZuY3E4ZTNzNWcg3RlcGhibl9zcGVuY2VvQGlvY5kb2kuZ292&st=2&tok=MTYjYjBWNhbGxjOG9zbXJlLmVkdjgyMwY3MzRkZDFhNmE1NzgzYmVlODJlZDl3M2JhYWRjZDEwZTkzYjA&ctz=America/Denver&hl=en>" No

HYPERLINK "<https://www.google.com/calendar/event?action=VIEW&eid=ZGJyampmNDd0aThlMXVrY2ZuY3E4ZTNzNWcg3RlcGhibl9zcGVuY2VvQGlvY5kb2kuZ292&st=1&tok=MTYjYjBWNhbGxjOG9zbXJlLmVkdjgyMwY3MzRkZDFhNmE1NzgzYmVlODJlZDl3M2JhYWRjZDEwZTkzYjA&ctz=America/Denver&hl=en>" more options >

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From: [Google Calendar](#) on behalf of [Marcelo Calle](#)
To: stephen_spencer@ios.doi.gov
Subject: RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Attachments: [invite.ics](#)

This event has been canceled and removed from your calendar.

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

HYPERLINK "mailto:mcalle@osmre.gov"mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When

Wed Jan 9 10am – 11am Mountain Time

Where

Denver - Powder River Room; Conference call #**Non-Responsive**; Code **Non-Responsive** (HYPERLINK "http://maps.google.com/maps?q=Denver+-+Powder+River+Room;+Conference+call+%**Non-Responsive**;+Code+**Non-Responsive**&hl=en"map)

Calendar

stephen_spencer@ios.doi.gov

Who

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- sharon_whitmore@fws.gov
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- deanna.l.cummings@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jgalluzz@blm.gov
- Mychal Yellowman
- mlomaomvaya@hopi.nsn.us
- Rick Williamson
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- david_campbell@fws.gov

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From: [Google Calendar](#) on behalf of [Marcelo Calle](#)
To: stephen_spencer@ios.doi.gov; sharon_whitmore@fws.gov; gtom@nndfw.org; deanna.l.cummings@spa02.usace.army.mil; stephenbetsitty@navajo-nsn.gov; jgalluzz@blm.gov; Mychal.Yellowman@miomaomaya@hopi.nsn.us; Rick.Williamson@cheryl_eckhardt@nps.gov; pkings@blm.gov; kate.bartz@cardnotec.com; lara_r_ozzel@nps.gov; carlos.jallo@cardnotec.com; john_wessels@nps.gov; frederickwhite@frontiernet.net; shoefe@blm.gov; gibert.beccent@bia.gov; garry.cantley@bia.gov; sharon.pinto@bia.gov; marvin.keller@bia.gov; ansula@blm.gov; harrilene.yazzie@bia.gov; stucker@frontiernet.net; joel_lusk@fws.gov; denise_baker@fws.gov; tamera.dawes@bia.gov; simone.jones@bia.gov; deanna.l.cummings@usace.army.mil; rpm_crcs@yahoo.com; Bob.Postle@chonyumplewa@hopi.nsn.us; wendell.honanie@bia.gov; denise.bogay@bia.gov; terry.mcclung@bia.gov; sam.yazzie@bia.gov; mimorris@navajo-nsn.gov; amy.huslein@bia.gov; vitulano.karen@epamail.epa.gov; stan.webb@bia.gov; john_reber@nps.gov; gmase@hopi.nsn.us; leroyshingo@yahoo.com; david_campbell@fws.gov
Subject: RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Start: Wednesday, January 16, 2013 10:00:00 AM
End: Wednesday, January 16, 2013 11:00:00 AM
Location: Denver - Powder River Room: Conference call **Non-Responsive**; Code **Non-Res**
Attachments: [invite.cs](#)

HYPERLINK "https://www.google.com/calendar/event?action=VIEW&eid=dGhnZjMxc2liZm9laDkzY3Bsa2p2anA3Mzggc3RlcGhlb9zcGVuY2VyOGVicy5kb2kuZ292&st=1&tok=MTYjbnBhbGxOG9zbXJlLmdvdmU0NDg4M2ExM2JkOTRlNGM5ODZlYTIjMjg4ODdlNWFiOWYyZWE1YTU&ctz=Amer%2Fca%2FDenver&hl=en"more details >

RESCHEDULED TO JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Afternoon,

In my haste to reschedule this meeting I overlooked OSM's scheduled Section 106 coordination meeting to be held on Wednesday January 9, 2013. The recurring monthly Cooperating Agencies coordination meeting is re-scheduled to be held on Wednesday, January 16, 2013 from 10am to 11am MST. We will resume to the original schedule (first Wednesday of every month) in February. Apologies for the confusion.

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

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Call Number
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Participant Code: **Non-Res**

general Agenda

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If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

HYPERLINK "mailto:mcalles@osmre.gov"mcalles@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When

Wed Jan 16 10am - 11am Mountain Time

Where

Denver - Powder River Room: Conference call **Non-Responsive**; Code **Non-Res**(HYPERLINK "http://maps.google.com/maps?q=Denver+-+Powder+River+Room:+Conference+call+**Non-Responsive**+Code+**Non-Res**&hl=en"map)

Calendar

stephen_spencer@ios.doi.gov

Who

- mcalles@osmre.gov - organizer
- sharon_whitmore@fws.gov
- gtom@nndfw.org
- deanna.l.cummings@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jgalluzz@blm.gov
- Mychal Yellowman
- miomaomaya@hopi.nsn.us
- Rick Williamson
- cheryl_eckhardt@nps.gov
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- kate.bartz@cardnotec.com
- lara_r_ozzel@nps.gov
- carlos.jallo@cardnotec.com
- john_wessels@nps.gov
- frederickwhite@frontiernet.net
- shoefe@blm.gov
- gibert.beccent@bia.gov
- garry.cantley@bia.gov
- sharon.pinto@bia.gov
- marvin.keller@bia.gov
- ansula@blm.gov
- shalie@blm.gov
- harrilene.yazzie@bia.gov
- stucker@frontiernet.net
- joel_lusk@fws.gov
- denise_baker@fws.gov
- tamera.dawes@bia.gov
- simone.jones@bia.gov
- deanna.l.cummings@usace.army.mil
- rpm_crcs@yahoo.com
- Bob Postle
- chonyumplewa@hopi.nsn.us
- wendell.honanie@bia.gov
- denise.bogay@bia.gov
- Stephen Spencer
- terry.mcclung@bia.gov
- sam.yazzie@bia.gov
- mimorris@navajo-nsn.gov
- amy.huslein@bia.gov
- vitulano.karen@epamail.epa.gov
- stan.webb@bia.gov
- john_reber@nps.gov
- gmase@hopi.nsn.us
- leroyshingo@yahoo.com
- david_campbell@fws.gov

Going? HYPERLINK "https://www.google.com/calendar/event?"

action=RESPOND&eid=dGhnZjMxc2liZm9laDkzY3Bsa2p2anA3Mzggc3RlcGhlb9zcGVuY2VyOGVicy5kb2kuZ292&st=1&tok=MTYjbnBhbGxOG9zbXJlLmdvdmU0NDg4M2ExM2JkOTRlNGM5ODZlYTIjMjg4ODdlNWFiOWYyZWE1YTU&ctz=Amer%2Fca%2FDenver&hl=en"Yes

- HYPERLINK "https://www.google.com/calendar/event?"

action=RESPOND&eid=dGhnZjMxc2liZm9laDkzY3Bsa2p2anA3Mzggc3RlcGhlb9zcGVuY2VyOGVicy5kb2kuZ292&st=3&tok=MTYjbnBhbGxOG9zbXJlLmdvdmU0NDg4M2ExM2JkOTRlNGM5ODZlYTIjMjg4ODdlNWFiOWYyZWE1YTU&ctz=Amer%2Fca%2FDenver&hl=en"Maybe

- HYPERLINK "https://www.google.com/calendar/event?"

action=RESPOND&eid=dGhnZjMxc2liZm9laDkzY3Bsa2p2anA3Mzggc3RlcGhlb9zcGVuY2VyOGVicy5kb2kuZ292&st=2&tok=MTYjbnBhbGxOG9zbXJlLmdvdmU0NDg4M2ExM2JkOTRlNGM5ODZlYTIjMjg4ODdlNWFiOWYyZWE1YTU&ctz=Amer%2Fca%2FDenver&hl=en"No

- HYPERLINK "https://www.google.com/calendar/event?"

action=VIEW&eid=dGhnZjMxc2liZm9laDkzY3Bsa2p2anA3Mzggc3RlcGhlb9zcGVuY2VyOGVicy5kb2kuZ292&tok=MTYjbnBhbGxOG9zbXJlLmdvdmU0NDg4M2ExM2JkOTRlNGM5ODZlYTIjMjg4ODdlNWFiOWYyZWE1YTU&ctz=Amer%2Fca%2FDenver&hl=en"more options >

Invitation from HYPERLINK "https://www.google.com/calendar/"Google Calendar

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for invitations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Bob Postle](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Mychal Yellowman](#); [Powell King](#); [R MALDONADO](#); [Rick Williamson](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [david_campbell@fws.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [denise_baker@fws.gov](#); [harrilene.yazzie@bia.gov](#); [joel_lusk@fws.gov](#); [leroyshingoi@yahoo.com](#); [macfarlane.john@epamail.epa.gov](#); [miomaomvaya@hopi.nsn.us](#); [sharon.pinto@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [terry_mcclung@bia.gov](#); [wendell.honanie@bia.gov](#)
Subject: RESCHEDULED to JAN 16, 2013 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Tuesday, January 15, 2013 9:33:38 AM
Attachments: [120512 Minutes - Cooperating Agency Telecon.pdf](#)
[Pinabete-FCPP Project Status Report 1-07-13.pdf](#)

Morning,

Just a reminder for tomorrow's Cooperating Agency Teleconference; January 16, 2013 from 10 -11 AM MST. I have attached the notes from the December 5, 2012 meeting and the January 2013 Status Report Summary.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [David Campbell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); deanna.l.cummings@spa02.usace.army.mil; joel.lusk@fws.gov; kurt.schweigert@cardno.com; leroysingoi@yahoo.com; macfarlane.john@epamail.epa.gov; mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov
Subject: OSM-Cooperating Agency Coordination Call, February 6, 2013, Draft Meeting Minutes
Date: Wednesday, February 13, 2013 5:23:42 PM
Attachments: [020613 Draft Minutes - Cooperating Agency Meeting .docx](#)

Afternoon,

Attached are the Draft notes from the February 6, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Tuesday, February 19, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Regards,

--

Marcelo Calle

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From: [Williamson, Rick L.](#)
To: [Spencer, Stephen](#)
Subject: Out of Office: Cooperators" MOU Navajo Pinabete Mine/Four Corners PP
Date: Wednesday, July 18, 2012 8:37:16 AM

I will be out of the office on travel July 16 (afternoon) through July 20 (about noon). During my absence, Marcelo Calle will be the Acting Indian Program Branch Manager on the afternoon of July 16 through noon on the 18th; Karen Jass will be Acting afternoon of July 18 through July 19; Paul Clark will be Acting on the morning of July 20. Marcelo can be reached at 303-293-5035; Karen at 303-293-5037; and Paul at 303-293-5065. I plan to be back in the office around noon on Friday July 20.

From: [Calle, Marcelo](#)
To: [Michael George](#); [Powell King](#); [Wendell Honanie](#); [Norman Honie, Jr](#); [George Mase](#); leroyshingoi@yahoo.com; [Angel Martinez](#); [Scott Hall](#); [Shannon Hoefeler](#); [Anthony Gallegos](#); [Sheth, Gary](#); [Gloria Tom](#); [Rita Whitehorse](#); [Larsen](#); [Amy Heuslein](#); [Stephen Spencer](#); [Clayton Honyumptewa](#); [Vitulano, Karen](#); [Cummings, Deanna L SPA](#); [Harrilene Yazzie](#); [Sharon Whitmore](#); [Michele Morris](#); [Art Kleven](#); [Frank Lupo](#); [Akhtar Zaman](#)
Cc: [Dan Tormey](#); [Rick Williamson](#); [Kate Bartz](#); [Megan Schwartz](#); [Joe Lockerd](#); [Benjamin Pogue](#)
Subject: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Date: Thursday, December 26, 2013 11:46:47 AM

Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.

Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/yn27yy642uw6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Sire, David](#)
Cc: [Stephen Spencer](#)
Subject: Re: Approval to Print
Date: Tuesday, February 25, 2014 9:59:33 AM

I do! Thank you very much David and Stephen. We are working to send the package to HQ today. Your assistance is much appreciated. Regards

On Tue, Feb 25, 2014 at 5:37 AM, Sire, David <david_sire@ios.doi.gov> wrote:

Marcelo,

I thought you might like this with your morning coffee.

Dave Sire

Natural Resources Management Team Leader
Office of Environmental Policy and Compliance, DOI
(202) 208-6661

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Amanda Nisula](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Jillian Aragon](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [pkyselka@nndfw.org](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Friday, December 13, 2013 9:19:29 AM
Attachments: [20131212 PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Morning,

Please see the attached December 2013 Project Status Report for the FCPP and Navajo Mine Energy Project. The draft notes from the December 2013 Cooperating Agencies coordination meeting will be distributed next week. Let me know if you have any questions. Regards

On Wed, Dec 4, 2013 at 8:49 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project today at 10:00 AM MST. Attached are the final notes from the November 6, 2013 coordination call.

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

Regards

--

Marcelo Calle

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From: [Yazzie, Harrilene](#)
To: [Calle, Marcelo](#)
Cc: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [David Campbell](#); ["Deanna L. Cummings \(Deanna.L.Cummings@spa02.usace.army.mil\)"](#); [Denise Baker](#); [Joel Lusk](#); [Kurt Schweigert](#); [leroyshingoi@yahoo.com](#); [macfarlane.john@epamail.epa.gov](#); [mlomaomvaya@hopi.nsn.us](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Stephen Spencer](#); [Terry McClung](#); [wendell.honanie@bia.gov](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Friday, March 22, 2013 1:12:29 PM

Good afternoon Marcelo,

For BIA Navajo Region, status remains unchanged. As for attendees, prob best to remove me since I didn't make the call.

Thank you - Harrilene

On Fri, Mar 22, 2013 at 12:01 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Please see the attached draft meeting minutes from the March 6, 2013 Cooperating Agencies coordination call. Review and forward and comments regarding content and accuracy by COB Thursday, March 28, 2013. I will distribute the final notes in advance of the April 3, 2013 call. Thanks

On Wed, Mar 6, 2013 at 3:28 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon all,

I have attached the corrected the March Project Status Report to include 45 days of public review and comment from the date the NOA is published. Let me know if you have any questions. Thanks again for your participation.

Regards,

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call today on Wednesday, March 6, 2013 from 10-11 AM MST. I have attached the final minutes from the February 6, 2013 call (with submitted edits applied) as well as the March 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

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Harrilene J. Yazzie, Regional NEPA Coordinator
Bureau of Indian Affairs - Navajo Region
Division of Environmental, Cultural, and Safety Management
P.O. Box 1060
Gallup, New Mexico 87301

P: (505) 863-8287

<http://www.bia.gov/WhoWeAre/RegionalOffices/Navajo/index.htm>

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [david_campbell@fws.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [denise_baker@fws.gov](#); [harrilene.yazzie@bia.gov](#); [joel_lusk@fws.gov](#); [kurt.schweigert@cardno.com](#); [leroyshingoi@yahoo.com](#); [macfarlane.john@epamail.epa.gov](#); [mlomaomvaya@hopi.nsn.us](#); [sharon.pinto@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [terry.mcclung@bia.gov](#); [wendell.honanie@bia.gov](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Friday, March 22, 2013 12:01:51 PM
Attachments: [030613 Draft Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

Please see the attached draft meeting minutes from the March 6, 2013 Cooperating Agencies coordination call. Review and forward and comments regarding content and accuracy by COB Thursday, March 28, 2013. I will distribute the final notes in advance of the April 3, 2013 call. Thanks

On Wed, Mar 6, 2013 at 3:28 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon all,

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Regards,

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
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Participant Code:

Non-Responsive

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- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

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Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, March 06, 2013 3:28:10 PM
Attachments: [Pinabete-FCPP Project Status Report 3-05-13.pdf](#)

Afternoon all,

I have attached the corrected the March Project Status Report to include 45 days of public review and comment from the date the NOA is published. Let me know if you have any questions. Thanks again for your participation.

Regards,

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

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The conference line information is:

Call Number

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Participant Code:

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General Agenda

- * EIS Development Status (OSM report)
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From: [Michele Morris](#)
To: [Calle, Marcelo](#)
Cc: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; kurt.schweigert@cardno.com; leroyshingoi@yahoo.com; macfarlane.john@epamail.epa.gov; mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, March 06, 2013 10:17:11 AM

FYI, i will not be able to join the call today as i will be accompanying the president to a function in shiprock,nm today, but Gloria Tom will be calling in for the NN and i provided her an update. thanks for your understanding.
michele

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call today on Wednesday, March 6, 2013 from 10-11 AM MST. I have attached the final minutes from the February 6, 2013 call (with submitted edits applied) as well as the March 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

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Program Support Division, Indian Programs Branch
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mcalle@osmre.gov

[\(303\) 293-5035](tel:(303)293-5035) Office

[\(303\) 293-5032](tel:(303)293-5032) Fax

From: [Yellowman, Mychal](#)
To: [Calle, Marcelo](#)
Cc: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Beqay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; [Harrilene Yazzie](mailto:Harrilene.Yazzie); joel_lusk@fws.gov; kurt.schweigert@cardno.com; leroyshingoi@yahoo.com; macfarlane.john@epamail.epa.gov; mlomaomvaya@hopi.nsn.us; Pinto, Sharon; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; Terry McClung; wendell.honanie@bia.gov
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, March 06, 2013 10:15:40 AM

Call in Number for Today's Call

Non-Responsive
passcode: **Non-Responsive**

On Wed, Mar 6, 2013 at 9:09 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call today on Wednesday, March 6, 2013 from 10-11 AM MST. I have attached the final minutes from the February 6, 2013 call (with submitted edits applied) as well as the March 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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--

Mychal Yellowman, P.E.

Environmental Protection Specialist

Navajo, McKinley, La Plata Haul Road and Burnham Mine Team Leader

Office of Surface Mining, Reclamation & Enforcement

Western Region Program Support Division

1999 Broadway Suite 3320

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myellowman@osmre.gov

From: [Calle, Marcelo](#)
To: [Eckhardt, Cheryl](#); [Clayton Honyumptewa](#); [Campbell, David](#); [Deanna L. Cummings](#); [Frederick H. White](#); [Galluzzi, Joseph](#); [George Mase](#); [Gloria Tom](#); [Heuslein, Amy](#); [Hoefeler, Shannon D](#); [Honanie, Wendell](#); [Lusk, Joel](#); [Reber, John](#); [John Stucker](#); [Wessels, John](#); [Karen Vitulano](#); [King, Powell F](#); [Micah Loma"omvaya](#); [Michele Morris](#); [Pinto, Sharon](#); [Spencer, Stephen](#); [Stephen B. Etsitty](#); [Whitmore, Sharon](#); [Yazzie, Harrilene](#); [Cummings, Deanna L SPA](#); [Jones, Simone](#); [leroyshingoi@yahoo.com](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Becenti, Gilbert](#); [Yazzie, Sam](#); [Begay, Denise](#); [Baker, Denise](#); [Postle, Bob](#); [Bartz, Kate L.](#); [McClung, Terry](#); [Rozzell, Lara R](#); [Hall, Scott V](#); [Nisula, Amanda L](#); [R MALDONADO](#); [Jallo, Carlos F.](#)
Cc: [Cantley, Garry](#); [Webb, Stan](#); [Dawes, Tamera](#); [Keller, Marvin](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, December 05, 2012 10:58:13 AM
Attachments: [Draft Cumulative Projects Memo 103012.docx](#)
[Draft FourCorners Cumulative Map 111212.PDF](#)

Morning all,

As discussed during the December 5th Cooperating Agency Coordination call; please see the attached documents detailing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please review for completeness and accuracy of the proposed list. Forward any comments you may have and we will revisit this topic on the next conference call.

On Wed, Nov 14, 2012 at 11:12 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a follow up to the November 7, 2012 Cooperating Agency Teleconference. During the call OSM solicited your participation in reviewing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. OSM would like to again request your assistance in reviewing this draft preliminary document. I have attached the *Draft criteria and list of projects to be considered in the cumulative effects analysis for the FCPP and Navajo Mine Energy Project* as well as a *Draft Four Corners Cumulative Map*.

Please review the attached document for completeness and accuracy of projects included for consideration in the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please provide comments and recommendations by COB Friday, November 30, 2012.

Additionally, I have attached the meeting minutes for your review. Please provide all suggested edits to the meeting minutes by COB November 20, 2012. I will forward the final notes for your record.

Thank you in advance for your assistance on this important project.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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--

Regards,
Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Amanda Nisula](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Deanna L. Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Joe Lockerd](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Micah Loma"omvaya](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); pkyselka@nndfw.org
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, November 06, 2013 9:44:36 AM

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Tue, Nov 5, 2013 at 5:00 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow at 10:00 AM MST. Attached are the final notes from the September 4, 2013 coordination call. OSM intends to distribute the November 2013 Project Status Report by the end of the week. Regards

--

Marcelo Calle

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From: Spencer, Stephen
To: Calle, Marcelo
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Friday, July 26, 2013 9:26:53 AM

Sorry. I meant to send this to Bob Stewart my counterpart in Denver. Must have clicked at the wrong time.

On Fri, Jul 26, 2013 at 8:18 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Steve,

Did you have comment? Not sure what is requested.

On Fri, Jul 26, 2013 at 7:52 AM, Spencer, Stephen
<stephen_spencer@ios.doi.gov> wrote:

Here is the other one.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorse@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya

<mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Friday, July 26, 2013 8:18:13 AM

Steve,

Did you have comment? Not sure what is requested.

On Fri, Jul 26, 2013 at 7:52 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Here is the other one.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>

Date: Mon, Jul 22, 2013 at 12:46 PM

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Teleconference - Draft July 2013 Notes

To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pkking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

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From: [R MALDONADO](#)
To: [Calle, Marcelo](#); [Amanda Nisula](#); [Angel Martinez](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Shyra Valdez](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Thomas Gow](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Amy Heuslein](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Sheth, Gary](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Friday, July 12, 2013 1:28:40 PM

need the reminder to be send prior to the meeting not after. I received this at 3 in the afternoon, several hours after the call

Ronald P. Maldonado, Programs Manager
Cultural Resource Compliance Section
Facilities Management Program
Navajo Nation Historic Preservation Department
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Cell 505-870-2830
Fax (928)871-7886

From: "Calle, Marcelo" <mcalle@osmre.gov>
To: Amanda Nisula <anisula@blm.gov>; Angel Martinez <a1martinez@blm.gov>; Cheryl Eckhardt <cheryl_eckhardt@nps.gov>; Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>; Dan Tormey <daniel.tormey@cardno.com>; Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>; Denise Begay <denise.begay@bia.gov>; Foster Kirby <fkirby@osmre.gov>; Frederick H. White <frederickhwhite@frontiernet.net>; Garry Cantley <garry.cantley@bia.gov>; George Mase <gmase@hopi.nsn.us>; Gloria Tom <gtom@nndfw.org>; Joe Lockerd <joe.lockerd@cardnotec.com>; John Reber <john_reber@nps.gov>; John Stucker <jstucker@frontiernet.net>; John Wessels <john_wessels@nps.gov>; Joseph Galluzzi <jgalluzz@blm.gov>; Karen Vitulano <vitulano.karen@epamail.epa.gov>; Kate Bartz <kate.bartz@cardnotec.com>; Krishna Baskoda <krisnab@frontier.com>; Lara Rozzell <lara_r_rozzell@nps.gov>; Marcella Martinez <mmartine@blm.gov>; Marvin Keller <marvin.keller@bia.gov>; Michele Morris <mmorris.opvp@gmail.com>; "Postle, Bob" <bpostle@osmre.gov>; Powell King <pking@blm.gov>; R MALDONADO <rpm_crcs@yahoo.com>; Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>; Sam Yazzie <sam.yazzie@bia.gov>; Scott Hall <shall@blm.gov>; Shannon Hoefeler <shoefe@blm.gov>; Shyra Valdez <svaldez@blm.gov>; Simone Jones <simone.jones@bia.gov>; Stan Webb <stan.webb@bia.gov>; Stephen B. Etsitty <stephenbetsitty@navajo-nsn.gov>; Tamera Dawes <tamera.dawes@bia.gov>; Thomas Gow <tgow@blm.gov>; "Williamson, Rick L." <rlwilliamson@osmre.gov>; "Yellowman, Mychal" <myyellowman@osmre.gov>; Amy Heuslein <amy.heuslein@bia.gov>; David Cambell <david_campbell@fws.gov>; Deanna L. Cummings <deanna.l.cummings@spa02.usace.army.mil>; "Baker, Denise" <denise_baker@fws.gov>; Harrilene Yazzie <harrilene.yazzie@bia.gov>; Joel Lusk <joe_lusk@fws.gov>; "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>; leroyshingoi@yahoo.com; John MacFarlane <macfarlane.john@epamail.epa.gov>; Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>; "Norman Honie, Jr" <nhonie@hopi.nsn.us>; Sharon Pinto <sharon.pinto@bia.gov>; Sharon Whitmore <sharon_whitmore@fws.gov>; "Sheth, Gary" <sheth.gary@epa.gov>; Stephen Spencer <stephen_spencer@ios.doi.gov>; Terry McClung <terry.mcclung@bia.gov>; Wendell Honanie <wendell.honanie@bia.gov>
Sent: Tuesday, July 9, 2013 3:02 PM
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Angel Martinez](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Shyra Valdez](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Thomas Gow](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Amy Heuslein](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Sheth, Gary](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Friday, July 12, 2013 12:49:35 PM
Attachments: [20130710 PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Afternoon,

Please see the attached July 2013 Project Status Update. Any questions please contact me.
Regards,

On Tue, Jul 9, 2013 at 3:02 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Angel Martinez](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Shyra Valdez](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Thomas Gow](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Amy Heuslein](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Sheth, Gary](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Tuesday, July 09, 2013 3:03:54 PM

Correction - Wednesday July 10, 2013.

On Tue, Jul 9, 2013 at 3:02 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code: **Non-Responsive**

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Angel Martinez](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Shyra Valdez](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Thomas Gow](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Amy Heuslein](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Sheth, Gary](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Tuesday, July 09, 2013 3:02:47 PM
Attachments: [20130605 Minutes - Cooperating Agency Telecon.pdf](#)

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number
Non-Responsive

Participant Code: **Non-Responsive**

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--
Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Angel Martinez](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Shyra Valdez](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Thomas Gow](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Amy Heuslein](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly.Demuth@cardno.com](#); [leroysingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#)
Cc: [Roberta Martinez Hernandez](#); [Amy McGregor](#); [Kevin Black](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - June 3, 2013 10-11 AM MDT
Date: Wednesday, June 05, 2013 9:06:12 AM
Attachments: [Pinabete-FCPP Project Status Report 6-04-13.docx](#)

Good morning,

For your information please see the attached FCPP & Navajo Mine Energy Project June 2013 Project Status Update Report. Let me know if you have any questions.

On Tue, Jun 4, 2013 at 2:42 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, June 3, 2013 from 10-11 AM MDT. I have attached the final minutes from the May 1, 2013 call.

I will distribute the June 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

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Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Amanda Nisula](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Jillian Aragon](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [pkyselka@nndfw.org](#); [price.kimeka@epa.gov](#)
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Monday, January 27, 2014 10:36:01 AM
Attachments: [20131204 Minutes - Cooperating Agency Meeting.pdf](#)
[20140115 Minutes - Cooperating Agency Meeting.pdf](#)
[20140124 PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Morning all,

I have attached the final notes from the December 2013 cooperating agency coordination call, notes from the January 2014 call and the January 2014 Status Report for the Project. Please forward any comments or suggested edits to the January 2014 notes.

Note all Section 106 consultation contacts were notified that the January 29, 2014 meeting in Farmington to discuss the Programmatic Agreements for the Project has been cancelled. OSM will notify the cooperating agencies and Section 106 consultation contacts when the meeting is re-scheduled.

Please contact me with any questions you may have.

Thank you all for your participation.

On Thu, Dec 26, 2013 at 4:55 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon all,

Hope all had a happy holiday and are getting ready for the new year. Since the January 2014 coordination call falls on Wednesday, January 1, 2014 the recurring monthly cooperating agency coordination call is cancelled.

I will be rescheduling the meeting for Wednesday, January 15, 2014. Until then I wanted to provide the following updates.

- Due to delays in finalizing the revised Programmatic Agreement for the protection and maintenance of cultural resources at the FCPP and associated transmission lines the previously anticipated January 8, 2014 meeting of the Section 106 Working Group is cancelled and will be tentatively rescheduled for the week of January 27, 2014 in Farmington, NM. I will be notifying the Section 106 Working Group. The revised FCPP & TL PA will distributed in advance.
- Attached are the draft December 2013 minutes. Please provide any edits or comments you may have by COB Friday, January 3, 2014
- During recent coordination calls I have noted that Public Meetings for the DEIS will occur around June 2014. Currently the schedule anticipates these

meetings will be held mid to late May 2014. Future Status Reports will be updated to reflect the corrected schedule.

- The PDEIS (searchable electronic .pdf version) was mailed to cooperating agency contacts on December 19, 2013 for review and comment. All comments are due by Friday, February 7, 2014 using the Comment Form provided with the PDEIS. The mailing was as follows

Navajo Nation - Michelle Morris
Navajo Nation EPA - Rita Whitehorse-Larsen
Navajo Nation Minerals Dept. - Akhtar Zaman
Navajo Nation Dept. of Fish & Wildlife - Gloria Tom
Hopi Tribe - LeRoy Shingoitewa, George Mase
Hopi Office of Mining and Mineral Resources - Norman Honie Jr.
Hopi Dept. of Natural Resources - Clayton Honyumptewa
USEPA, Region 9 - Karen Vitulano, Gary Sheth
USACE, Albuquerque District - Deanna L. Cummings
USFWS, New Mexico Ecological Services - Sharon Whitmore
BIA, Navajo Region - Harrilene Yazzie
BIA, Western Region - Amy Hueslein
BIA, Hopi Agency - Wendell Honanie
National Park Service, Intermountain Region - Michael George
BLM, Farmington Field Office - Shannon Hoefeler, Anthony Gallegos, Scott Hall
BLM, Rio Puerco Field Office - Angel Martinez
BLM, NM State Office - Powell King
DOI OEPC - Stephen Spencer

Please coordinate with the cooperating agency representative contact above to review a copy of the PDEIS. If you are unable to obtain/access a copy please let me know as soon as possible and I will mail you one.

Contact me if you have any questions. Regards,

--

Marcelo Calle

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From: [Spencer, Stephen](#)
To: [Williamson, Rick L.](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Monday, July 09, 2012 9:28:27 AM

Thanks. I just got confused. Sorry.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Williamson, Rick L.
Sent: Monday, July 09, 2012 9:22 AM
To: Spencer, Stephen
Cc: Calle, Marcelo
Subject: FW: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen, the schedule and nature of the 'regional task force' communications have not yet been decided. I would speculate that these meetings will be via teleconference and occur only as may be needed, at most perhaps once per month; probably less often than that. You and other members of the regional task force will be hearing from Al Klein (OSM RD) in the near future regarding the schedule and nature of communications anticipated for this task force.

Rick

From: Calle, Marcelo
Sent: Monday, July 09, 2012 9:14 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

The recurring monthly Wednesday call is for all interested "Cooperators" and action agencies not the Task Force. These calls will serve to update participants on the status of the project and include action agencies reporting on the status of their agencies action so OSM can include in the report to

the Task Force led by Al Klein. These Wednesday meetings are not the Task Force Meetings. I do not know the schedule of those meetings.

Marcelo Calle

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mcalle@osmre.gov

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From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mimorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene
Cc: Benjamin Pogue; Calle, Marcelo; carlos.jallo@cardnotec.com; Dan Tormey; kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal
Subject: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Monday, July 09, 2012 9:17:51 AM

OK. I was confused. Sorry. I think I have everything that needs to be done to the MOU completed including review by Art and Frank. Just waiting on something from the Hopi Tribe. I have two versions of the MOU, one with them and one without.

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Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Monday, July 09, 2012 9:14 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

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Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office

(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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Sent: Thursday, July 05, 2012 5:05 PM
To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mimorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene
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Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch

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Denver, CO 80202-3050

mcalle@osmre.gov

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From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#)
Cc: [Williamson, Rick L.](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Monday, July 09, 2012 9:13:46 AM

Stephen,

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(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

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From: Calle, Marcelo

Sent: Thursday, July 05, 2012 5:05 PM

To: Eckhardt, Cheryl; Clayton Honyumtewa (chonyumtewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene

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Denver, CO 80202-3050

mcalle@osmre.gov

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From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Friday, July 06, 2012 9:16:09 AM

Whoops. I meant Allen Klein in my last note. Worked with a John Klein in USGS a while back.

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To: Eckhardt, Cheryl; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene
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From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Friday, July 06, 2012 9:05:22 AM

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To: [Calle, Marcelo](#); [Eckhardt, Cheryl](#); [Clayton Honyumtewa](#); [Campbell, David](#); [Deanna L. Cummings](#); [Frederick H. White](#); [Galluzzi, Joseph](#); [George Mase](#); [Gloria Tom](#); [Heuslein, Amy](#); [Hoefeler, Shannon D](#); [Honanie, Wendell](#); [Lusk, Joel](#); [Reber, John](#); [John Stucker](#); [Wessels, John](#); [Karen Vitulano](#); [King, Powell F](#); [Micah Loma"omvaya](#); [Michele Morris](#); [Pinto, Sharon](#); [Spencer, Stephen](#); [Stephen B. Etsitty](#); [Whitmore, Sharon](#); [Yazzie, Harrilene](#)
Cc: [Benjamin Pogue](#); carlos.jallo@cardnotec.com; [Dan Tormey](#); kate.bartz@cardnotec.com; [Williamson, Rick L.](#); [Yellowman, Mychal](#)
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Wednesday, July 11, 2012 11:23:34 AM

Morning all,

Thank you again for your participation. As I mentioned during today's meeting Deanna Cummings with USACE was unable to make the meeting but did provide a brief summary regarding the USACE 404 permitting actions.

The current Corps status for the FCPP jurisdictional determination:

We are awaiting a revised delineation and approved jurisdictional determination for the FCPP lease area. The only potential location with an ordinary high water mark or meeting wetland delineation criteria within the proposed project area is a potentially isolated wetland associated with a below-pond pumping station. APS/FCPP and AECOM are currently preparing a revised delineation, which, upon concurrence with the determination, the Corps would forward to EPA and Corps HQ for final approval.

The current Corps status for the BHP Pinabete delineation:

We are awaiting a revised delineation and amended application based on site visits conducted in June. Additional verification field work may be conducted later in the year to refine delineation further and provide documentation Corps has visited most areas and concurred with determination.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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New Pinabete Permit Submittal (OSM)

EIS Development Status (OSM)

Section 7 ESA Development Status (OSM)

Action Agencies Status (Respective Agencies)

BIA

Approval of the Four Corners Power Plant Lease Amendment # 3

Approval of Application Granting Right of Ways for the transmission corridors and associated substation rights-of-way for APS and PNM.

Approval of realignment of existing BIA road within the Navajo Mine lease area

BLM

Review and approval of Mine Plan

USEPA

Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP)

Clean Air Act New Source Review Permitting

Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

USFWS

Section 7 ESA Consultation and Decision on Biological Assessment (BA) document that will be completed for Project

USACE

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the Pinabete Permit

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the FCPP

If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Cc: [David Sire](#)
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Date: Friday, December 27, 2013 7:33:18 AM

Marcello: In order to facilitate OEPC's review process leading to the Clearance to Print, please provide David Sire, our Natural Resources Management Team Leader at HQ, a copy of the CD with the Preliminary Draft. I am copying him so he knows it is coming. His address is:

David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

Thanks

Steve

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.

OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.

Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/yn27yy642uwhm6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

--
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320
Denver, CO 80202-3050

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--

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: Spencer, Stephen
To: Calle, Marcelo
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Date: Thursday, December 26, 2013 12:44:26 PM

I received it. I seriously doubt that I will be able to travel to Denver for a meeting. I should be able to be on the phone any time in January.

On Thursday, December 26, 2013, Calle, Marcelo <mcalle@osmre.gov> wrote:

> Good afternoon,
> Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.
> Please notify me when you have received. OSM would like to make sure all cooperating agencies have opportunity to comment before publishing the the DEIS in April 2014. Please plan to forward all comments to me by February 7, 2014 using the Comment Form provided with the PDEIS.
> OSM is planning to convene a meeting in Denver mid to late February 2014 to discuss comments received during cooperating agency review.
> Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.
> <http://doodle.com/yn27yy642uwhm6ts>
>
> If you are unable to attend in person OSM will provide a conference line.
> Please contact me if you have any questions.
> --
> Marcelo Calle
> EIS Coordinator, The Four Corners & Navajo Mine Energy Project
> Office of Surface Mining Reclamation and Enforcement
> Program Support Division, Indian Programs Branch
> 1999 Broadway, Suite 3320
> Denver, CO 80202-3050
>
> mcalle@osmre.gov
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Stephen.Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Calle, Marcelo](#)
To: [David Sire](#)
Cc: [Spencer, Stephen](#); [Rick Williamson](#)
Subject: Re: PDEIS for FCPP and Navajo Mine Energy Project - Cooperating Agency Review
Date: Friday, December 27, 2013 4:03:50 PM

Good Afternoon Mr. Sire,

As Mr. Spencer has requested I will plan to mail you a copy of the Four Corners Power Plant and Navajo Mine Energy Project Preliminary Draft EIS (PDEIS). Recognizing the PDEIS may change in response to comments received from the cooperating agencies please let me know if you prefer reviewing the PDEIS after revisions are made.

Alternatively, I can send you the PDEIS now and then send you the PDEIS again after revisions are made. We appreciate your assistance and want your review to be as effective and efficient as possible.

The cooperating agencies will have until February 7, 2014 to submit their comments to OSM. We will then work through February 2014 to resolve all comments. Currently we are planning to publish the NOA for the DEIS in early April 2014.

Thank you in advance for your assistance and best regards,

On Fri, Dec 27, 2013 at 7:33 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Marcello: In order to facilitate OEPC's review process leading to the Clearance to Print, please provide David Sire, our Natural Resources Management Team Leader at HQ, a copy of the CD with the Preliminary Draft. I am copying him so he knows it is coming. His address is:

David Sire
United States Department of the Interior
Office of the Secretary
Office of Environmental Policy and Compliance
1849 C Street, NW - MS 2462 MIB
Washington, DC 20240

Thanks

Steve

On Thu, Dec 26, 2013 at 11:46 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:

Good afternoon,

Hope all had a merry and restful holiday. Last week on December 19, 2013 OSM mailed you all a copy of the the Preliminary Draft EIS (PDESI) for the FCPP and Navajo Mine Energy Project.

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Please complete the Doodle scheduling pole at the link below so we can determine the best date for this meeting.

<http://doodle.com/yn27yy642uw6ts>

If you are unable to attend in person OSM will provide a conference line.

Please contact me if you have any questions.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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--

Stephen R. Spencer, PhD
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Stephen.Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

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Marcelo Calle

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Program Support Division, Indian Programs Branch
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mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: RE: Cooperating Agency Mou
Date: Tuesday, September 18, 2012 11:41:52 AM

Great. Thanks.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Tuesday, September 18, 2012 11:36 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperating Agency Mou

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Calle, Marcelo](#)
Subject: RE: Cooperator MOU and Regional Task Force
Date: Monday, June 25, 2012 3:15:10 PM

Will do asap.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Monday, June 25, 2012 3:14 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperator MOU and Regional Task Force

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.
I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well since there will not be significant edits. Your call though.

Please keep informed of the status of this document. Thanks for ushering this along.

Also as we discussed please see if you can help identify who is to serve on the Regional Task Force representing the NPS and the BLM. OSM will be meeting with the USFWS on Thursday and we can discuss who they will nominate at that time. These are the remaining agencies that have not designated a member for the Regional Task Force in response to Rick Williamson's June 5 email request.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Calle, Marcelo](#)
To: [Stephen Spencer](#)
Cc: [David Sire](#)
Subject: NPS Letter
Date: Thursday, February 20, 2014 1:50:42 PM
Attachments: [20140214 DOC NPS-OSM PDEIS CMNTS.docx](#)

FYI

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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Denver, CO 80202-3050

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From: [Calle, Marcelo](#)
To: [David Sire](#)
Cc: [Rick Williamson](#); [Stephen Spencer](#)
Subject: OSM request for approval to publish NOA DEIS
Date: Monday, February 24, 2014 4:41:50 PM
Attachments: [20140224 MEMO OSM-OEPC NOA APRVL PUB.pdf](#)

David,

Attached is a scanned copy of the request to publish signed by Rick Williamson. Please let me know if this scan is adequate. The scan quality is not excellent. I assume you will print, sign and return the scanned signed copy via email. I will include the signed approval in the NOA package to OSM HQ. Let me know if you have any questions.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Carlos Jallo](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [amy.heuslein@bia.gov](#); [david_campbell@fws.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [deanna.l.cummings@usace.army.mil](#); [denise_baker@fws.gov](#); [harrilene.yazzie@bia.gov](#); [joel_lusk@fws.gov](#); [leroyshingoi@yahoo.com](#); [mlomaomvaya@hopi.nsn.us](#); [rpm_crcs@yahoo.com](#); [sharon.pinto@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [terry.mcclung@bia.gov](#); [wendell.honanie@bia.gov](#)
Subject: Re: Cooperating Agencies Coordination Meeting - December Status Report Summary
Date: Wednesday, December 05, 2012 9:17:42 AM
Attachments: [110712 Minutes - Cooperating Agency Telecon.pdf](#)

Good Morning,

Attached are the final meeting notes from the November 7, 2012 conference call. Any questions please contact me.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

On Tue, Dec 4, 2012 at 3:36 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon all,

OSM has just migrated to Google mail and I am learning how to navigate the functionality. I updated the meeting request with the December Status Report Summary. It appears that some have limited access to the document. I have attached the document in this message for your reference.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Shirley Martinez](#)
Subject: Fwd: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes
Date: Wednesday, January 23, 2013 3:35:45 PM
Attachments: [011613 Draft Minutes - Cooperating Agency Meeting.docx](#)

Please print the attachment so I can have it for the file.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>

Date: Wed, Jan 23, 2013 at 3:24 PM

Subject: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes

To: Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, leroyshingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov

Cc: Dan Tormey <daniel.tormey@cardno.com>, "Kurt.Schweigert" <Kurt.Schweigert@cardno.com>, Foster Kirby <FKirby@osmre.gov>

Afternoon,

Attached are the draft meeting notes from the January 16, 2013 Cooperating Agencies coordination call. Please review for accuracy and completeness and forward suggested corrections or comments by Thursday, January 31, 2013. I will distribute the final notes before the February call.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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--

Stephen R. Spencer, PhD
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Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Spencer, Stephen](#)
To: [Shirley Martinez](#)
Subject: Fwd: FCPP & Navajo Mine Energy Project - May 2013 Status Report
Date: Wednesday, May 08, 2013 7:36:28 AM
Attachments: [Pinabete-FCPP Project Status Report 5-02-13.pdf](#)

Please print attachment for the Navajo Mine file.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Tue, May 7, 2013 at 3:42 PM
Subject: FCPP & Navajo Mine Energy Project - May 2013 Status Report
To: Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Thomas Gow <tgow@blm.gov>

Afternoon all,

Attached is the May 2013 Project Status Report I did not distribute last week prior to the Cooperating Agencies call. Please let me know if you have any questions. The draft notes from last weeks meeting for your review are forthcoming.

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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--

Stephen R. Spencer, PhD
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Spencer, Stephen](#)
To: [Marcelo Calle](#)
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Friday, July 26, 2013 7:52:24 AM
Attachments: [20130710 Draft Minutes - Cooperating Agency Meeting.pdf](#)

Here is the other one.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcc@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB

Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Spencer, Stephen](#)
To: [Robert Stewart](#)
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Friday, July 26, 2013 7:51:35 AM
Attachments: [20130710 PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Here is one he sent July 12. The other will follow in a second. Desperately need coffee. (b) (6)

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Fri, Jul 12, 2013 at 12:49 PM
Subject: Re: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pkking@blm.gov>, R MALDONADO <rpm_crcc@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>

Afternoon,

Please see the attached July 2013 Project Status Update. Any questions please contact me.
Regards,

On Tue, Jul 9, 2013 at 3:02 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, July 9, 2013 from 10-11 AM MDT. I have attached the final minutes from the June 5, 2013 call.

I will distribute the July 2013 Project Status Update before the end of the week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

On Mon, Jun 17, 2013 at 10:00 AM, Calle, Marcelo <mcalle@osmre.gov> wrote:
Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

Marcelo Calle

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: Spencer, Stephen
To: Shirley Martinez
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Monday, July 22, 2013 1:12:13 PM
Attachments: [20130710 Draft Minutes - Cooperating Agency Meeting.pdf](#)

Please print the attachment.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB

Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: Spencer, Stephen
To: Shirley Martinez
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT
Date: Tuesday, April 30, 2013 10:40:00 AM
Attachments: [040313 Minutes - Cooperating Agency Meeting.pdf](#)

Please print the attachment.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Tue, Apr 30, 2013 at 9:36 AM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT
To: Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumtewa <chonyumtewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorse@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Thomas Gow <tgow@blm.gov>

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, May 1, 2013 from 10-11 AM MDT. I have attached the final minutes from the April 3, 2013 call.

I will distribute the May 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

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Marcelo Calle

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Stephen.Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Spencer, Stephen](#)
To: [Robert Stewart](#)
Subject: Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Friday, July 26, 2013 9:28:11 AM
Attachments: [20130710 Draft Minutes - Cooperating Agency Meeting.pdf](#)

Here is the other one I mentioned. Got interrupted.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Mon, Jul 22, 2013 at 12:46 PM
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
To: Amanda Nisula <anisula@blm.gov>, Angel Martinez <a1martinez@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzz@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Krishna Baskoda <krishnab@frontier.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcc@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Shyra Valdez <svaldez@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, Thomas Gow <tgow@blm.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harrilene Yazzie <harrilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly.Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, "Sheth, Gary" <sheth.gary@epa.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <Wendell.Honanie@bia.gov>, Michael George <michael_george@nps.gov>, Thomas Lincoln <thomas_lincoln@nps.gov>

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB

Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

--

Marcelo Calle

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Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

From: [Spencer, Stephen](#)
To: [David Sire](#)
Subject: Fwd: NPS Letter
Date: Friday, February 21, 2014 9:54:39 AM

Regarding the NPS air resources comments, OSM advises that those will be addressed in the revised DEIS before publishing.

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

From: **Calle, Marcelo** <mcalle@osmre.gov>
Date: Fri, Feb 21, 2014 at 9:07 AM
Subject: Re: NPS Letter
To: "Spencer, Stephen" <stephen_spencer@ios.doi.gov>
Cc: "Williamson, Rick" <rlwilliamson@osmre.gov>

Stephen,

Yes, the additional comments in the letter concerning air resources will be addressed in the revised DEIS before publishing.

On Fri, Feb 21, 2014 at 8:56 AM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

Can you give me an indication of what you will do with the rest of the NPS comments in that letter? Can they be addressed in this draft before it goes out? We didn't discuss those much if at all. We are working with our Director (who knows the NPS Regional Director) to see where the letter is. Will be talking with Dave Sire and Frank at 9:30.

On Fri, Feb 21, 2014 at 8:29 AM, Williamson, Rick <rlwilliamson@osmre.gov> wrote:

Good to hear, Stephen; thanks very much for pursuing this.

Rick

On Thu, Feb 20, 2014 at 3:18 PM, Spencer, Stephen <stephen_spencer@ios.doi.gov> wrote:

I talked to Dave Sire. He is going to take that letter to the NPS NEPA folks in the Main Interior Bldg. first thing in the morning. (b) (5)

Dave and I will talk to Frank Lupo when he gets in tomorrow morning about the Purpose and Need section.

On Thu, Feb 20, 2014 at 1:50 PM, Calle, Marcelo <mcalle@osmre.gov> wrote:
FYI

--
Marcelo Calle

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Marcelo Calle

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From: [Google Calendar](#) on behalf of mcalle@osmre.gov
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Subject: [Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Monday, December 09, 2013 1:33:37 PM

During last weeks meeting there was a request for information regarding the Navajo Mine Permit Transfer from BNCC to NTEC. I have attached a link to OSM's website on this project. Let me know if you have any questions.

http://www.wrcc.osmre.gov/Current_Initiatives/Navajo_Mine/Permit_Transfer.shtm

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)

* Federal Action Agencies status (respective agencies report)

* Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

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When Wed Dec 4, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Who

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- Nisula, Amanda L
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- Cantley, Garry
- Michael George
- Spencer, Stephen
- Anthony Gallegos
- Jillian Aragon
- a1martinez@blm.gov
- pkyselka@nndfw.org

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Subject: [Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Thursday, October 17, 2013 1:01:33 PM

Good afternoon all,

The recurring monthly call discussing the status of the FCPP and Navajo Mine Energy Project will resume as scheduled. The next monthly coordination call with Cooperating Agencies is scheduled for Wednesday November 6, 2013 at 10:00 - 11:00 AM MST. Please contact me if you have any questions.

Regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

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Denver, CO 80202-3050

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When Wed Oct 2, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive** Code **Non-Responsive** ([map](#))

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- Michael George

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Subject: [Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Tuesday, October 01, 2013 8:14:48 AM

Due to the temporary shutdown of the federal government this meeting has been cancelled.

Upon return to the office I will notify all regarding the rescheduling of meetings.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

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If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
 Marcelo Calle
 EIS Coordinator, The Four Corners & Navajo Mine Energy Project
 Office of Surface Mining Reclamation and Enforcement
 Program Support Division, Indian Programs Branch
 1999 Broadway, Suite 3320
 Denver, CO 80202-3050

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When Wed Oct 2, 2013 10am – 11am Mountain Time

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 - Gloria Tom (gtom@nndfw.org)
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 - Hall, Scott V
 - Frederick H. White (frederickwhite@frontiernet.net)

- Webb, Stan
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- zamanakh@yahoo.com

From: [Google Calendar](#) on behalf of mcalle@osmre.gov
To: joe.lockerd@cardnotec.com; shall@blm.gov; harrilene.yazzie@bia.gov; mmartine@blm.gov; frederickwhite@frontiernet.net; john_reber@nps.gov; kimberly.demuth@cardno.com; tgow@blm.gov; wendell.honanie@bia.gov; john_wessels@nps.gov; stephen_spencer@ios.doi.gov; myellowman@osmre.gov; amy.heuslein@bia.gov; deanna.l.cummings@spa02.usace.army.mil; jgalluzz@blm.gov; pking@blm.gov; mmorris.opvp@gmail.com; stephenbetsitty@navajo-nsn.gov; daniel.tormey@cardno.com; kate.bartz@cardnotec.com; gmase@hopi.nsn.us; bpostle@osmre.gov; krishnab@frontier.com; fkirby@osmre.gov; leroyshingoi@yahoo.com; macfarlane.john@epamail.epa.gov; simone.jones@bia.gov; denise.begay@bia.gov; terry.mcclung@bia.gov; marvin.keller@bia.gov; deanna.l.cummings@usace.army.mil; sam.yazzie@bia.gov; mlomaomvaya@hopi.nsn.us; rpm_crcs@yahoo.com; joel.lusk@fws.gov; vitulano.karen@epamail.epa.gov; gtom@nndfw.org; svaldez@blm.gov; sharon.pinto@bia.gov; rlwilliamson@osmre.gov; garry.cantley@bia.gov; shoefele@blm.gov; chonyumptewa@hopi.nsn.us; david_campbell@fws.gov; rwhitehorse@navajo-nsn.gov; lara_r_rozzell@nps.gov; anisula@blm.gov; jstucker@frontiernet.net; a1martinez@blm.gov; tamera.dawes@bia.gov; stan.webb@bia.gov; cheryl_eckhardt@nps.gov; Nhonie@hopi.nsn.us; denise_baker@fws.gov; sharon_whitmore@fws.gov; mcalle@osmre.gov
Cc: joe.lockerd@cardnotec.com; stephenbetsitty@navajo-nsn.gov; john_wessels@nps.gov; mmartine@blm.gov; tgow@blm.gov; marvin.keller@bia.gov; anisula@blm.gov; garry.cantley@bia.gov; mmorris.opvp@gmail.com; john_reber@nps.gov; stephen_spencer@ios.doi.gov; jstucker@frontiernet.net; rlwilliamson@osmre.gov; a1martinez@blm.gov; deanna.l.cummings@usace.army.mil; kimberly.demuth@cardno.com; chonyumptewa@hopi.nsn.us; terry.mcclung@bia.gov; sharon_whitmore@fws.gov; joel.lusk@fws.gov; bpostle@osmre.gov; nhonie@hopi.nsn.us; vitulano.karen@epamail.epa.gov; leroyshingoi@yahoo.com; krishnab@frontier.com; harrilene.yazzie@bia.gov; daniel.tormey@cardno.com; gtom@nndfw.org; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; jgalluzz@blm.gov; cheryl_eckhardt@nps.gov; pking@blm.gov; sharon.pinto@bia.gov; mlomaomvaya@hopi.nsn.us; kate.bartz@cardnotec.com; denise_baker@fws.gov; shall@blm.gov; frederickwhite@frontiernet.net; stan.webb@bia.gov; sam.yazzie@bia.gov; denise.begay@bia.gov; svaldez@blm.gov; amy.heuslein@bia.gov; simone.jones@bia.gov; lara_r_rozzell@nps.gov; rpm_crcs@yahoo.com; tamera.dawes@bia.gov; shoefele@blm.gov; macfarlane.john@epamail.epa.gov; myellowman@osmre.gov; wendell.honanie@bia.gov; rwhitehorse@navajo-nsn.gov; fkirby@osmre.gov; gmase@hopi.nsn.us
Subject: [Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Tuesday, June 04, 2013 4:10:30 PM

Please note the Cooperating Agency Coordination meeting is tomorrow Wednesday June 5, 2013 NOT June 3 as I indicated in my email. I am sure everyone likely realized that but just wanted to note. Apologies for any confusion. Thanks

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)

- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

When Wed Jun 5, 2013 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Who

- Marcelo Calle - organizer
- Gloria Tom (gtom@nndfw.org)
- David Cambell (David_Campbell@fws.gov)
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
- 'john_wessels@nps.gov'
- Galluzzi, Joseph
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Pinto, Sharon
- King, Powell F
- Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
- 'Bartz, Kate L.'
- Keller, Marvin
- Baker, Denise
- Hall, Scott V
- Frederick H. White (frederickwhite@frontiernet.net)
- Webb, Stan

- Yazzie, Sam
- Nisula, Amanda L
- Begay, Denise
- Cantley, Garry
- Heuslein, Amy
- John Reber (john_reber@nps.gov)
- Spencer, Stephen
- John Stucker (jstucker@frontiernet.net)
- Jones, Simone
- 'Lara_R_Rozzell@nps.gov'
- Williamson, Rick L.
- 'Cummings, Deanna L SPA'
- R MALDONADO
- Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
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- Dawes, Tamera
- Whitmore, Sharon
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- Hoefeler, Shannon D
- Honanie, Wendell
- Yellowman, Mychal
- Postle, Bob
- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- George Mase (gmase@hopi.nsn.us)
- 'leroyshingoi@yahoo.com'
- Yazzie, Harrilene
- macfarlane.john@epamail.epa.gov
- daniel.tormey@cardno.com
- joe.lockerd@cardnotec.com
- Foster Kirby
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- mmartine@blm.gov
- kimberly.demuth@cardno.com
- Nhonie@hopi.nsn.us
- rwhitehorse@navajo-nsn.gov
- krishnab@frontier.com
- tgow@blm.gov
- Shyra Valdez
- a1martinez@blm.gov

From: [Google Calendar](#) on behalf of mcalle@osmre.gov
To: joe.lockerd@cardnotec.com; harrilene.yazzie@bia.gov; shall@blm.gov; mmartine@blm.gov; frederickwhite@frontiernet.net; jgaragon@blm.gov; cmaestas@blm.gov; kimberly.demuth@cardno.com; tgow@blm.gov; wendell.honanie@bia.gov; stephen_spencer@ios.doi.gov; myellowman@osmre.gov; amy.heuslein@bia.gov; pking@blm.gov; mmorris.opvp@gmail.com; stephenbetsitty@navajo-nsn.gov; daniel.tormey@cardno.com; kate.bartz@cardnotec.com; gmase@hopi.nsn.us; zamanakh@yahoo.com; bpostle@osmre.gov; krishnab@frontier.com; fkirby@osmre.gov; leroysingoi@yahoo.com; simone.jones@bia.gov; deanna.l.cummings@usace.army.mil; marvin.keller@bia.gov; terry.mcclung@bia.gov; sam.yazzie@bia.gov; rpm_crcs@yahoo.com; vitulano.karen@epamail.epa.gov; gtom@nndfw.org; sharon.pinto@bia.gov; rlwilliamson@osmre.gov; garry.cantley@bia.gov; shoefe@blm.gov; chonyumtewa@hopi.nsn.us; michael_george@nps.gov; price.kimeka@epa.gov; david_campbell@fws.gov; rwhitehorse@navajo-nsn.gov; anisula@blm.gov; a1martinez@blm.gov; jansky.michael@epa.gov; tamera.dawes@bia.gov; pkyselka@nndfw.org; sheth.gary@epa.gov; stan.webb@bia.gov; cheryl_eckhardt@nps.gov; denise_baker@fws.gov; Nhonie@hopi.nsn.us; agallegos@blm.gov; sharon_whitmore@fws.gov; mcalle@osmre.gov
Cc: zamanakh@yahoo.com; joe.lockerd@cardnotec.com; stephenbetsitty@navajo-nsn.gov; mmartine@blm.gov; tgow@blm.gov; marvin.keller@bia.gov; agallegos@blm.gov; anisula@blm.gov; garry.cantley@bia.gov; mmorris.opvp@gmail.com; stephen_spencer@ios.doi.gov; rlwilliamson@osmre.gov; a1martinez@blm.gov; jgaragon@blm.gov; deanna.l.cummings@usace.army.mil; kimberly.demuth@cardno.com; chonyumtewa@hopi.nsn.us; terry.mcclung@bia.gov; michael_george@nps.gov; jansky.michael@epa.gov; sharon_whitmore@fws.gov; pkyselka@nndfw.org; bpostle@osmre.gov; nhonie@hopi.nsn.us; vitulano.karen@epamail.epa.gov; krishnab@frontier.com; leroysingoi@yahoo.com; harrilene.yazzie@bia.gov; daniel.tormey@cardno.com; price.kimeka@epa.gov; gtom@nndfw.org; david_campbell@fws.gov; sheth.gary@epa.gov; cheryl_eckhardt@nps.gov; sharon.pinto@bia.gov; pking@blm.gov; kate.bartz@cardnotec.com; denise_baker@fws.gov; shall@blm.gov; frederickwhite@frontiernet.net; stan.webb@bia.gov; sam.yazzie@bia.gov; cmaestas@blm.gov; amy.heuslein@bia.gov; simone.jones@bia.gov; rpm_crcs@yahoo.com; tamera.dawes@bia.gov; shoefe@blm.gov; myellowman@osmre.gov; wendell.honanie@bia.gov; rwhitehorse@navajo-nsn.gov; fkirby@osmre.gov; gmase@hopi.nsn.us
Subject: [Update] FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Friday, December 27, 2013 11:35:17 AM

Hope all had a happy holiday and are getting ready for the new year. Since the January 2014 coordination call falls on Wednesday, January 1, 2014 the recurring monthly cooperating agency coordination call is rescheduled.

The January 2014 cooperating agency coordination call will be rescheduling for Wednesday, January 15, 2014.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

general Agenda

* EIS Development Status (OSM report)

* Section 7 ESA coordination status (OSM report)

- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

When Wed Jan 1, 2014 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Who

- Marcelo Calle - organizer
- Gloria Tom (gtom@nndfw.org)
- David Cambell (David_Campbell@fws.gov)
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Pinto, Sharon
- King, Powell F
- 'Bartz, Kate L.'
- Keller, Marvin
- Baker, Denise
- Hall, Scott V
- Frederick H. White (frederickhwhite@frontiernet.net)
- Webb, Stan
- Yazzie, Sam
- Nisula, Amanda L
- Cantley, Garry
- Heuslein, Amy

- Spencer, Stephen
- Jones, Simone
- Williamson, Rick L.
- 'Cummings, Deanna L SPA'
- R MALDONADO
- Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
- McClung, Terry
- Dawes, Tamera
- Whitmore, Sharon
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- a1martinez@blm.gov
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- Anthony Gallegos
- Connie Maestas
- Jillian Aragon
- pkyselka@nndfw.org
- Michael George
- zamanakh@yahoo.com
- jansky.michael@epa.gov
- price.kimeka@epa.gov

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To: leroyshingoi@yahoo.com; simone.jones@bia.gov; harrilene.yazzie@bia.gov; shall@blm.gov; gilbert.becenti@bia.gov; frederickwhite@frontiernet.net; denise.begay@bia.gov; terry.mcclung@bia.gov; deanna.l.cummings@usace.army.mil; marvin.keller@bia.gov; sam.yazzie@bia.gov; mlomaomvaya@hopi.nsn.us; joel.lusk@fws.gov; rpm_crcs@yahoo.com; vitulano.karen@epamail.epa.gov; john_reber@nps.gov; gtom@nndfw.org; sharon.pinto@bia.gov; rlwilliamson@osmre.gov; shoefele@blm.gov; garry.cantley@bia.gov; chonyumtewa@hopi.nsn.us; mimorris@navajo-nsn.gov; wendell.honanie@bia.gov; john_wessels@nps.gov; stephen_spencer@ios.doi.gov; myellowman@osmre.gov; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; amy.heuslein@bia.gov; jgalluzz@blm.gov; lara_r_rozzell@nps.gov; anisula@blm.gov; jstucker@frontiernet.net; pking@blm.gov; stephenbetsitty@navajo-nsn.gov; carlos.jallo@cardnotec.com; tamera.dawes@bia.gov; gmase@hopi.nsn.us; kate.bartz@cardnotec.com; stan.webb@bia.gov; cheryl_eckhardt@nps.gov; denise_baker@fws.gov; bpostle@osmre.gov; sharon_whitmore@fws.gov; mcalle@osmre.gov
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Subject: [Update] RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency
Date: Wednesday, December 12, 2012 4:27:50 PM

Afternoon,

In my rush to reschedule I managed to overlook the fact that the OSM Section 106 Coordination meeting is scheduled for January 9, 2013. The monthly Cooperating Agencies coordination meeting will again need to be re-scheduled to Wednesday, January 16, 2013 from 10AM -11AM. Apologies for confusion. I will update the meeting request.

RESCHEDULED JAN 9 - FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

The Wednesday, January 2, 2013 monthly meeting with the Cooperating Agencies has been scheduled to Wednesday, January 9, 2013 (10AM -11AM) due to the holidays.

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

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Non-Responsive

Participant Code: **Non-Responsive**

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- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

When Wed Jan 9 10am – 11am Mountain Time

Where Denver - Powder River Room; Conference call # **Non-Responsive**; Code **Non-Responsive** ([map](#))

Who

- Marcelo Calle - organizer
- sharon_whitmore@fws.gov
- gtom@nndfw.org
- deanna.l.cummings@spa02.usace.army.mil
- stephenbetsitty@navajo-nsn.gov
- jgalluzz@blm.gov
- Mychal Yellowman
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- Rick Williamson
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- david_campbell@fws.gov

From: [Spencer, Stephen](#)
To: [Stewart, Robert F.](#)
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Date: Thursday, August 16, 2012 2:30:23 PM
Attachments: [Letter to Secretary from Navajo President.pdf](#)
[Four Corners Power Plant signed letter 6 7 2012.pdf](#)

As you can see from Rick's e-mail below (at the bottom) it is intended that members be from all cooperators (I am not sure why the two tribes are not represented - I am not sure if this was an oversight on his part). This group has not yet met. There is a broader group that meets the first Wednesday of every month and it consists of staff from all the agencies and the two tribes. Does this help?

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David; Murphy, Wally; Whitmore, Sharon
Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 05, 2012 9:46 AM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon

Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#)
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Date: Monday, June 25, 2012 2:45:13 PM
Attachments: [Letter to Secretary from Navajo President.pdf](#)
[Four Corners Power Plant signed letter 6 7 2012.pdf](#)

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:41 PM
To: Calle, Marcelo
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

FYI

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon
Cc: Spencer, Stephen; 'Cummings, Deanna L SPA'; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; 'Leavitt, Marcy L. SPA'
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 05, 2012 9:46 AM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon
Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation

President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

From: [Spencer, Stephen](#)
To: [Eto, Sandra](#)
Cc: [Stewart, Robert F.](#)
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members
Date: Thursday, August 16, 2012 2:42:27 PM
Attachments: [Letter to Secretary from Navajo President.pdf](#)
[Four Corners Power Plant signed letter 6 7 2012.pdf](#)

Bob Stewart wanted me to answer your question about the FCPP Navajo Mine Task Force. I didn't realize until I sent the answer below to him that he wanted me to send it to you directly. The information below that I sent to Bob should help answer it. It is intended that all the cooperators have a representative. I am not sure if that is meant to include Tribal representatives since they aren't mentioned or whether that was an oversight. This group has not yet met but will soon.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Spencer, Stephen
Sent: Thursday, August 16, 2012 2:30 PM
To: Stewart, Robert F.
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

As you can see from Rick's e-mail below (at the bottom) it is intended that members be from all cooperators (I am not sure why the two tribes are not represented - I am not sure if this was an oversight on his part). This group has not yet met. There is a broader group that meets the first Wednesday of every month and it consists of staff from all the agencies and the two tribes. Does this help?

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov Web Site: www.doi.gov/oepec/albuquerque.html

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 12, 2012 1:39 PM
To: Salas, Crystal; Reber, John; Nida_Shaheen@nps.gov; Eckhardt, Cheryl; Karen Vitulano; Hoefeler, Shannon D; Galluzzi, Joseph; Campbell, David;

Murphy, Wally; Whitmore, Sharon
Cc: Spencer, Stephen; Cummings, Deanna L SPA; Yazzie, Harrilene; Pinto, Sharon; 'allan.e.steinle@usace.army.mil'; Leavitt, Marcy L. SPA
Subject: FW: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As a follow-up to the email below, requesting designation of the agency person to serve on the regional task force for this EIS, for your information I am attaching the recently received response from DOI Secretary Salazar to Navajo Nation President Shelly. This response letter should give you further perspective regarding the need for and function of the regional task force. At such time that your agency has come resolution on the task force member to serve, again, please provide the name and contact information to me.

Regards,
Rick W.

-----Original Message-----

From: Williamson, Rick L.
Sent: Tuesday, June 05, 2012 9:46 AM
To: 'Crystal_Salas@nps.gov'; 'John_Reber@nps.gov'; Nida_Shaheen@nps.gov; 'Cheryl_Eckhardt@nps.gov'; 'Karen Vitulano'; Hoefeler, Shannon D; Galluzzi, Joseph; 'David_Campbell@fws.gov'; 'Wally_Murphy@fws.gov'; Whitmore, Sharon
Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

From: [Spencer, Stephen](#)
To: [martinez, shirley](#)
Subject: FW: Cooperating Agency Mou
Date: Tuesday, September 18, 2012 11:43:43 AM
Attachments: [OSM OEPC MOU NN Letter.pdf](#)

Please print the attachment for my file.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Tuesday, September 18, 2012 11:36 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperating Agency Mou

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Spencer, Stephen](#)
To: [Reber, John](#); [Eckhardt, Cheryl](#); [Galluzzi, Joseph](#); [Hoefeler, Shannon D](#)
Bcc: [Calle, Marcelo](#)
Subject: FW: Cooperator MOU and Regional Task Force
Date: Wednesday, June 27, 2012 2:56:00 PM
Attachments: [Four Corners Power Plant signed letter 6 7 2012.pdf](#)

All: I told OSM that I would follow up with you regarding who will be designated to be on the Regional Task Force to be formed to address the Navajo Pinabete Mine/Four Corners Power Plant Environmental Impact Statement. OSM has heard from all but NPS and BLM (and FWS but there is a meeting with them tomorrow and OSM will discuss with them at that time). At your earliest convenience, please let me know who will be assigned that responsibility (“representing Departmental regional leadership”) referred to in the Secretary’s letter to Navajo Nation President Ben Shelly (attached). Thanks.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Calle, Marcelo
Sent: Monday, June 25, 2012 3:14 PM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: Cooperator MOU and Regional Task Force

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.

I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well

since there will not be significant edits. Your call though.

Please keep informed of the status of this document. Thanks for ushering this along.

Also as we discussed please see if you can help identify who is to serve on the Regional Task Force representing the NPS and the BLM. OSM will be meeting with the USFWS on Thursday and we can discuss who they will nominate at that time. These are the remaining agencies that have not designated a member for the Regional Task Force in response to Rick Williamson's June 5 email request.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

FAX 415-947-8026

From: "Williamson, Rick L." <RLWilliamson@osmre.gov>
To: "Salas, Crystal" <Crystal_Salas@nps.gov>, "Reber, John" <John_Reber@nps.gov>, "Nida Shaheen@nps.gov" <Nida_Shaheen@nps.gov>, "Eckhardt, Cheryl" <Cheryl_Eckhardt@nps.gov>, Karen Vitulano/R9/USEPA/US@EPA, "Hoefeler, Shannon D" <shoefele@blm.gov>, "Galluzzi, Joseph" <jgalluzz@blm.gov>, "Campbell, David" <David_Campbell@fws.gov>, "Murphy, Wally" <wally_murphy@fws.gov>, "Whitmore, Sharon" <sharon_whitmore@fws.gov>
Date: 06/05/2012 08:46 AM
Subject: The Four Corners & Navajo Mine Energy Project EIS - Regional Task Force Members

All;

As was discussed during the EIS kick-off meeting in Albuquerque on May 22, as initiated through a March 20, 2012, request letter from Navajo Nation President Ben Shelly to Secretary Salazar (copy attached), a Regional Task Force is being formed to oversee the timely development of the EIS for this important project. It is understood that the task force members will be made up of the following: OSM's Regional Director (Al Klein); BIA's Regional Director, Navajo Office (Sharon Pinto); BLM's New Mexico State Director (no name yet); FWS's Regional Director (no name yet); an equivalent regional manager from the NPS (no name yet); US Army Corp of Engineers Chief, Regulatory Division, Albuquerque District (Allan Steinle); an equivalent regional manager from the USEPA (no name yet); and the regional officer from OEPC (Steve Spencer). OSM's RD has been assigned the lead in this task force.

To complete the designation of the task force members, I have been tasked with requesting from each of your agencies whom would be the participating member for this regional task force. Please provide to me a name and contact information for the designated member from your agency that would serve in this capacity. Once received, I will pass that name and contact on to my RD (Al Klein) whom will follow-up with the designated member detailing the primary purpose of the task force and when/how communications will be conducted within the group.

I look forward to your response.

Thanks much,
Rick Williamson
OSM Manager, Indian Lands Permitting

[attachment "Letter to Secretary from Navajo President.pdf" deleted by Karen Vitulano/R9/USEPA/US]

From: [Heuslein, Amy](#)
To: [Spencer, Stephen](#)
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26
Date: Thursday, August 16, 2012 10:05:33 AM

FYI.

Amy Heuslein
BIA Western Region/EQS
Phoenix, AZ
(602) 379-6750 Ext. 1257
amy.heuslein@bia.gov

From: Becenti, Gilbert
Sent: Monday, August 13, 2012 11:38 AM
To: Heuslein, Amy
Cc: Honanie, Wendell; Webb, Stan; Becenti, Gilbert; Cantley, Garry
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

I attended the meeting at Hotevilla Village Meeting.

/

The public meeting was setup with approximately 10 different informational stations, with posters/photos, etc., and 2 video stations for Navajo & Hopi languages. There were a lot of informational sharing at each stations, & the public were informed to submit written concern/issue at the middle section of tables and/or provide written comments later to email provided. While I was there, I would estimate 30-40 interested individuals.

/

There were a lot of questions and answers at each station. I wish, each station were recording, type of questions asked by each interested individual. The federal register provide tentative issues. I wish this public meeting explained these issue more detail and how they intended to mitigate/make it part of their project design.

/

There were a lot of general information;

1. The proposed action were very general in nature; you would have to go to various stations to gather – all the other proposed action; such as the anticipated closing of 1-3 plants & keep the 4 & 5 going under this proposal.
2. There were other connecting action/issues, which need to be addressed & made a part of the whole project design (storage of unburned coal, EPA standard, etc.).

/

Overall, I enjoyed the meeting and each station willing to provide information &/or finding the right person with up-to-date information. As I visited mostly all the stations, my main question was; are we providing the public with detail/proposed action or are we justifying our proposed action, when the proposed action is farther explained by cooperating agencies. I was expecting the Navajo Nation, Coal Company & NEPA contractor to conduct these public meetings. They may have been there, but no formal announcement they were there.

From: Heuslein, Amy
Sent: Tuesday, July 24, 2012 2:39 PM
To: Honanie, Wendell
Cc: Becenti, Gilbert; Talayumptewa, Velma; Webb, Stan; Dawes, Tamera; Overholser, Sonia; Cantley, Garry; Yazzie, Harrilene; Keller, Marvin; McVey, Rodney
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Sounds good Wendell. Thanks Gilbert.

Amy Heuslein, BIA/WRO/EQS

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 2:34 PM
To: Heuslein, Amy
Cc: Becenti, Gilbert; Talayumptewa, Velma
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Gilbert will be representing the Hopi Agency at the Scoping meeting in Hotevilla.

From: Becenti, Gilbert
Sent: Tuesday, July 24, 2012 2:19 PM
To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Looks like, I'm available for August 9 – Hotevilla Public meeting

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 12:35 PM
To: Becenti, Gilbert
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Will you be able to attend the Scoping meeting in Hotevilla on Aug. 9, 2012. I will be on travel in Alburquerque, NM that day.

From: Heuslein, Amy
Sent: Tuesday, July 24, 2012 12:16 PM
To: Honanie, Wendell; Becenti, Gilbert
Cc: Cantley, Garry; Webb, Stan; Dawes, Tamera; McVey, Rodney; Keller, Marvin; Yazzie, Harrilene; Overholser, Sonia; Goldstein, Beau
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Hi Wendell and Gilbert:

The Office of Surface Mining (OSM) issued the Notice of Intent (NOI) for the Navajo Pinabete Mine/Four Corners Power Plant/APS Transmission Line EIS and it was published in the attached Federal Register Notice on Wed. July 18, 2012. The NOI identifies the upcoming public scoping meeting locations from August 9 to 18, 2012. The first one will be held at **Hotevilla, AZ from 3:00 p.m. to 7:00 p.m. at the Hotevilla Village**. Will either of you be available to attend this public scoping meeting that day? Not sure at this time whether anyone from Western Regional Office will be able to attend. Please let us know soon. Also there are other scoping meetings scheduled in NM & CO if you are interested in attending.

Amy Heuslein
BIA Western Region/EQS
Phoenix, AZ
(602) 379-6750 Ext. 1257
amy.heuslein@bia.gov

From: Calle, Marcelo
Sent: Monday, July 23, 2012 12:40 PM
To: Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Eckhardt, Cheryl; tinger.john@epa.gov; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us)
Cc: 'Bartz, Kate L.'; 'Jallo, Carlos F.'; 'Benjamin Pogue'; 'Dan Tormey'; Williamson, Rick L.; Yazzie, Harrilene
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

Just wanted to follow up with the request below. Please indicate (1) if your agency will have a dedicated resource specialist at the FCPP & Navajo Mine Energy Project EIS Scoping Meetings listed below, (2) if so, which locations and (3) who that resource specialist is to be. Attached is the NOI with the times of the meetings.

I look forward to your response.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

From: Calle, Marcelo
Sent: Thursday, June 14, 2012 3:07 PM
To: Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; John Stucker (jstucker@frontiernet.net); Gloria Tom (gtom@nndfw.org)
Cc: Bartz, Kate L.; Jallo, Carlos F.; Benjamin Pogue; Dan Tormey; Williamson, Rick L.; Yazzie, Harrilene
Subject: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

In preparation for the FCPP and Navajo Mine Energy Project EIS (Project) Scoping Meetings to be held at various locations August 9 through August 18, OSM and consultant Cardno will be conducting Pre-Scoping Risk Communication Training and a “dry run” meeting scenario at the Denver OSM Office on Thursday July 26th. You are being notified of this important training opportunity because you are the Cooperating Agencies for this Project EIS, and OSM presumes your agency will have a dedicated resource specialist attending these meetings to answer technical questions the public may have regarding the associated actions and managed resources.

Please indicate if your agency will have a dedicated resource specialist at all the Scoping Meetings and who that specialist is to be. It would be helpful and very useful to our efforts for your agency to send your identified specialist to the Risk Communication Training and “dry run” meeting to be held at the Denver OSM Office on Thursday July 26th.

OSM Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050

Listed below are the Scoping Meeting locations and dates:

Scoping Meetings		
Meeting Date	Venue	Location
Thursday, August 9, 2012	Hotevilla Village	Hotevilla, Arizona
Friday, August 10, 2012	Montezuma–Cortez High School	Cortez, Colorado
Saturday, August 11, 2012	Tiis Tsoh Sikaad (Burnham) Chapter House	Burnham, New Mexico
Monday, August 13, 2012	Nenahnezad Chapter House	Fruitland, New Mexico
Tuesday, August 14, 2012	Farmington Civic Center	Farmington, New Mexico
Wednesday, August 15, 2012	Shiprock High School	Shiprock, New Mexico
Thursday, August 16, 2012	Durango Public Library	Durango, Colorado
Friday, August 17, 2012	Navajo Nation Museum	Window Rock, Arizona
Saturday, August 18, 2012	Indian Pueblo Cultural Center	Albuquerque, New Mexico

I look forward to your response.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

(303) 293-5035 Office

(303) 293-5032 Fax

From: [Williamson, Rick L.](#)
To: [Spencer, Stephen](#)
Cc: [Calle, Marcelo](#)
Subject: FW: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update
Date: Monday, July 09, 2012 9:22:11 AM

Stephen, the schedule and nature of the 'regional task force' communications have not yet been decided. I would speculate that these meetings will be via teleconference and occur only as may be needed, at most perhaps once per month; probably less often than that. You and other members of the regional task force will be hearing from Al Klein (OSM RD) in the near future regarding the schedule and nature of communications anticipated for this task force.

Rick

From: Calle, Marcelo
Sent: Monday, July 09, 2012 9:14 AM
To: Spencer, Stephen
Cc: Williamson, Rick L.
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Stephen,

The recurring monthly Wednesday call is for all interested "Cooperators" and action agencies not the Task Force. These calls will serve to update participants on the status of the project and include action agencies reporting on the status of their agencies action so OSM can include in the report to the Task Force led by Al Klein. These Wednesday meetings are not the Task Force Meetings. I do not know the schedule of those meetings.

Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

From: Spencer, Stephen
Sent: Friday, July 06, 2012 9:05 AM
To: Calle, Marcelo
Subject: RE: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

I guess I am a little confused. Is this the Task Force that was referenced in the Secretary's letter to President Shelly (paragraph 3)? This seems like a different group. The Task Force the Secretary mentioned consisted of Regional Director-level representatives such as John Wessels of NPS (he and

Sharon are the only RDs I see on the To: list below). And John Klein was supposed to lead it. I thought that was the group that is supposed to meet the first Wednesday of each month. Did I not understand this correctly? If I was wrong, how often and when will the regional leadership group meet? Thanks.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Calle, Marcelo
Sent: Thursday, July 05, 2012 5:05 PM
To: Eckhardt, Cheryl; Clayton Honyumptewa (chonyumptewa@hopi.nsn.us); Campbell, David; Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Frederick H. White (frederickhwhite@frontiernet.net); Galluzzi, Joseph; George Mase (gmase@hopi.nsn.us); Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Hoefeler, Shannon D; Honanie, Wendell; Lusk, Joel; Reber, John; John Stucker (jstucker@frontiernet.net); Wessels, John; Karen Vitulano (vitulano.karen@epamail.epa.gov); King, Powell F; Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us); Michele Morris (mlmorris@navajo-nsn.gov); Pinto, Sharon; Spencer, Stephen; Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov); Whitmore, Sharon; Yazzie, Harrilene
Cc: Benjamin Pogue; Calle, Marcelo; carlos.jallo@cardnotec.com; Dan Tormey; kate.bartz@cardnotec.com; Williamson, Rick L.; Yellowman, Mychal
Subject: Monthly FCPP & Navajo Mine Energy Project EIS Progress Update

Good afternoon all,

During the May 22 and May 23 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00-11:00 AM mountain time. You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Due to the Independence Day Holiday falling on the first Wednesday of July; the first monthly Cooperating Agency Teleconference was rescheduled for Wednesday July 11, 2012.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

AGENDA

New Pinabete Permit Submittal (OSM)

EIS Development Status (OSM)

Section 7 ESA Development Status (OSM)

Action Agencies Status (Respective Agencies)

BIA

Approval of the Four Corners Power Plant Lease Amendment # 3

Approval of Application Granting Right of Ways for the transmission corridors and associated substation rights-of-way for APS and PNM.

Approval of realignment of existing BIA road within the Navajo Mine lease area

BLM

Review and approval of Mine Plan

USEPA

Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP)

Clean Air Act New Source Review Permitting

Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

USFWS

Section 7 ESA Consultation and Decision on Biological Assessment (BA) document that will be completed for Project

USACE

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the Pinabete Permit

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the FCPP

If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch

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Fwd: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes

1 message

Spencer, Stephen <stephen_spencer@ios.doi.gov>
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>

Wed, Jan 23, 2013 at 3:35 PM

Please print the attachment so I can have it for the file.

—— Forwarded message ——

From: Calle, Marcelo <mcalles@osmre.gov>

Date: Wed, Jan 23, 2013 at 3:24 PM

Subject: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes

To: Amanda Nisula <anisula@blm.gov>, Amy Heuslein <amy.heuslein@bia.gov>, Bob Postle <bpostle@osmre.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, "Frederick H. White" <frederickhwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzzi@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marvin Keller <marvin.keller@bia.gov>, Mychal Yellowman <myyellowman@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rick Williamson <rtwilliamson@osmre.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefele@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, david_campbell@fws.gov, deanna.l.cummings@spa02.usace.army.mil, denise_baker@fws.gov, harrilene.yazzie@bia.gov, joel_lusk@fws.gov, leroyshingoi@yahoo.com, macfarlane.john@epamail.epa.gov, mlomaomvaya@hopi.nsn.us, sharon.pinto@bia.gov, sharon_whitmore@fws.gov, stephen_spencer@ios.doi.gov, terry.mcclung@bia.gov, wendell.honanie@bia.gov
Cc: Dan Tormey <daniel.tormey@cardno.com>, "Kurt.Schweigert" <Kurt.Schweigert@cardno.com>, Foster Kirby <FKirby@osmre.gov>

Afternoon,

Attached are the draft meeting notes from the January 16, 2013 Cooperating Agencies coordination call. Please review for accuracy and completeness and forward suggested corrections or comments by Thursday, January 31, 2013. I will distribute the final notes before the February call.

Regards,

—

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalles@osmre.gov

Four Corners Power Plant and Navajo Mine Energy Project

Meeting Minutes

Date: January 16, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Mychal Yellowman

DOI - OEPC: Steven Spencer

BIA: Harrilene Yazzie (Navajo Region), Amy Heuslein (Western Region), Gary Cantley (Western Region)

Navajo Nation: Lawrence Begay (Navajo Minerals Dept.), Ron Maldonado (Navajo Nation Historic Preservation Dept.)

USACE: Deanna Cummings

BLM: Joe Galluzi

USEPA Region IX: Karen Vitulano

USEPA Region VI: John McFarlane, Rhonda Smith

USFWS: Joel Lusk

Cardno: Kurt Schweigert, Joe Lockerd

Discussion:

Marcelo identified that the goal of the call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call also gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The Navajo Nation is working with BNCC on an MOU to purchase the mine, with 2016 the approximate time for turnover of the mine. OSM is working with the Navajo Nation to get more detail about the action to adequately address it within the EIS. USEPA asked whether this action would itself be considered a major Federal action that would require NEPA. Marcelo and Rick said that it would not; however OSM is waiting for a white paper on the legal interpretation. USFWS asked whether the change of mine ownership would change the date for lease renewal. OSM was clear that it will not.
- The PDEIS (also referred to as the "Administrative Draft") is anticipated to be delivered to OSM for review in early March 2013. It will be reviewed internally before distribution to the Cooperating Agencies, which is anticipated in Fall 2013. USEPA asked if the Cooperating Agency review of the administrative draft will be a complete document, or sequentially by document sections. OSM clarified that it will be a complete document. It was discussed that

Four Corners Power Plant and Navajo Mine Energy Project

the schedule does not provide much time for Cooperating Agency review. Marcelo will work with Cardno to address this schedule concern.

- OSM finalized the final scoping summary report, which will be posted to the OSM project website by the end of the month. OSM will provide a notice by email to all Cooperating Agency contacts of the posting and the website address
http://www.wrcc.osmre.gov/Current_Initiatives/FCNAVPRI/FCPPEIS.shtm
- OSM forwarded the technical memo on cumulative effects analysis to the Cooperating Agencies and requested review comments within a month. OSM received comments from the Navajo Nation Minerals department, BLM, USACE, and USEPA. Some Cooperating Agency contacts indicated they did not receive the cumulative effects analysis. The cumulative effects memo was redistributed after the December 5, 2012 Cooperating Agencies coordination call. All suggestions received to date will be considered going forward.

Section 7 ESA

- The following are anticipated in June 2013: review of the risk assessment and the preliminary EPRI report; peer review of the project plan; begin preparation of the BA (draft in March 2014).
- USEPA asked how OSM plans to address the avian protection plan (referred to as the "bird and bat" plan). OSM replied that information is being gathered to address this.

Section 106

- OSM distributed letters to the cooperating agencies on September 12, 2012 requesting input on the Area of Potential Effects (APE). Cardno contacted addressees to verify receipt of the letter. In December 2012, OSM sent letters to responders inviting them to a January 9, 2013 meeting. Letters were also sent to consultation contacts who had not responded, identifying the previous attempt to contact and clarifying that they could still contact OSM for information and participate in further consultation.
- A Section 106 meeting was held at Farmington Civic Center on January 9, 2013. Attendees included the Navajo Nation, Hopi, BIA (Navajo Region), Proponents, OSM, and Cardno. Discussions included description of the project, proposed actions, and preliminary APE. Existing cultural resources information and reports were summarized that will be used for characterization of potential effects. OSM will mail out a new definition of the APE to consultation contacts including SHPOs, THPOs and other tribal contacts. Cooperating Agencies will be copied.
- Ron Maldonado indicated that he is confused by the 106 process. He understood that OSM has not formally initiated Section 106 consultation – the process would start when the new APE was defined. OSM clarified that the initial letter requested information for proposed consultation and review of the preliminary APE. Previous activity can be best characterized as 'informal' consultation. A new letter will initiate 'formal' consultation.
- Ron Maldonado indicated his understanding from the January 10th meeting that a new APE goes through Petroglyph National Monument and APS says the line is to be "upgraded." (It

Four Corners Power Plant and Navajo Mine Energy Project

was noted that this line is operated by PNM.) No other meeting participant on the telecon recalled mention of an upgrade to the line at the Farmington meeting. OSM clarified that transmission line impacts will be limited to "maintenance of the lines." OSM will look into the upgrade issue and clarification will be incorporated into the new APE definition.

- Ron Maldonado requested that all future communication with the Navajo Nation on Section 106 issues be directly through OSM, not the consultant. OSM will make sure all communication is through OSM (it was restated that Marcelo Calle is the project point of contact).
- OSM asked if Cooperating Agencies feel the level of Section 106 consultations has been adequate. USACE identified that internally Section 106 had not been a priority; however, they will forward their regulatory archeologist contact information to OSM and they will participate going forward. USACE would like to be a signatory on the resulting Programmatic Agreement.

Report on Agency-Specific Actions

- **OSM:** OSM is still reviewing Pinabete permit application.
- **BIA:** Navajo region BIA is in receipt of the lease, nothing new to report. BNCC wants a change to one right-of-way. Amy: status quo. Have not heard if there is a new application for right-of-way through Hopi lands. APS is working with the Hopi.
- **BLM:** Review and approval of the mine plan: No change. BLM is waiting for scoping summary report and will review and move quickly on receipt.
- **USEPA:** BART and NPDES permitting. No update on air actions. Determination has been made that a PSD permit will be required. Discussion to be held on January 22nd on how PSD relates to Section 7. Upon review of the January Status Report and USEPA actions; Karen Vitulano indicated she believed John Tinger had received the NPDES permit; however, it is not certain they have received it. Marcelo will update the February monthly Status Report to reflect.
- **USFWS:** No report. (Joel sitting in for Sharon.)
- **USACE:** Ecosphere is working on draft "strawman" 404 decision document. It will have no determinations, but will identify data to be reviewed. Will have the draft in a couple of weeks and will forward to OSM. Had meeting with BHP attorneys and went over scope of analysis and alternatives to be included. Also talked about how transfer of ownership would affect permitting and the EIS. Talked about progress with EPA on isolated waters call, and working to get a final determination. One isolated wetland exists near drain on ditch to intercept movement of water. Water collects at the pump station, and east of pump station is an isolated wetland associated with the drainage ditch. The ditch was constructed as part of NPDES permit years ago. North of the ponds is another isolated wetland due to construction of infiltration facilities and the groundwater interception trench associated with NPDES permitting.

Project Q&A

- USACE asked for the status of development of the purpose and need. OSM will review the purpose and need section in the PDEIS to see if it is adequate. USACE identified that during

Four Corners Power Plant and Navajo Mine Energy Project

Desert Rock process, they had some "teaching moments", and there was difficulty with the USACE dealing with multiple purposes with respect to the cooperating agencies. Requests a "side discussion" with cooperating agencies on purpose and need sooner than September PDEIS review. OSM acknowledged that to be a good idea and would include with an upcoming discussion on the schedule. USEPA indicated that cooperating agencies should be able to help create (at least comment) on purpose and need and alternatives development.

Action Items

- Marcelo will coordinate with Cardno to address Cooperating Agencies concerns regarding review of the PDEIS.
- OSM will look into the issue raised regarding possible upgrade to the PNM line through Petroglyph National Monument.
- OSM will mail out a new definition of the APE to Section 106 consultation contacts. Cooperating Agencies will be copied.
- USACE will forward their regulatory archeologist contact information to OSM as the POC for Section 106 coordination going forward.
- Karen will verify if USEPA has received the NPDES permit. Marcelo will update the February monthly Status Report to reflect.
- USACE to complete draft "strawman" Section 404 decision document in a couple of weeks and forward to OSM.
- OSM will discuss with Cardno the potential release of the purpose and need statement for review by cooperating agencies earlier than with the PDEIS review.

Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: July 10, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Gary Cantley, Terry McClung

Navajo Nation: Krishna Baskoda (Navajo Minerals Department)

Hopi Tribe: Clayton Honyumtewa

NPS: Not Represented

USEPA: Karen Vitulano (Region 9), John McFarlane (Region 6)

USFWS: Sharon Whitmore

USACE: Deanna Cummings

BLM: Joe Galluzzi (Farmington Field Office), Powell King (NM State Office), Marcella Martinez (Farmington Field Office)

Cardno: Dan Tormey, Kate Bartz, Kimberly Demuth, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the Four Corners Power Plant and Navajo Mine Energy Project EIS and corresponding Section 7 and Section 106 consultations. The call also gives the Cooperating Agencies an opportunity to ask questions about the project and provide an update on specific agency actions related to the project.

EIS Development Status (OSM Report)

- No changes have been made to the project milestones. OSM is reviewing sections of the Preliminary Draft EIS (PDEIS) and will forward the complete PDEIS to the Cooperating Agencies in early December 2013. The Notice of Availability of the Draft EIS is scheduled for early April 2014, with public meetings anticipated in May 2014. The Record of Decision is scheduled for the first quarter of 2015.
- The NN created the Navajo Transitional Energy Company (NTEC) corporation with the intent of purchasing the Navajo Mine. OSM received a request for a mine permit transfer from BNCC to NTEC. OSM developed an environmental assessment (EA) to assist in the permit transfer decision and made the EA available for public comment. OSM anticipated the need to make the transfer by July 1, 2013; however, BNCC let OSM know that decisions were being considered that would delay the transfer action. OSM has suspended development of the EA and understands that it could be a couple of months or more until new information is provided on when and if the transfer will take place. OSM is continuing to accept public comments on the

Four Corners Power Plant and Navajo Mine Energy Project

published EA. In response to a question by USEPA, OSM clarified that the delay is related to stories in the press that APS is withholding purchase of Southern California Edison's share at FCPP based on Arizona Corporate Commission's consideration of deregulation of the Arizona energy industry. Potential deregulation causes uncertainty for APS which in turn causes uncertainty regarding the prospective mine permit transfer. The FCPP and NM Energy Project EIS is moving forward with no schedule impact anticipated at this time.

- Comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment have been received from USEPA and NNEPA. OSM will continue to work with NPS to obtain their comments.

Section 7 ESA Consultation

- OSM continues to coordinate with USFWS on all Section 7 consultation issues, including development of the Ecological Risk Assessment (ERA) approach. The Draft ERA is anticipated in mid-July 2013. The ERA will assist in development of the Biological Assessment and the Biological Opinion.
- A meeting of the Section 7 Working Group will be held in Albuquerque on August 8, 2013. OSM sent an email to the Working Group identifying the date and location of the meeting, which will be held at the USFWS Albuquerque Office.
- The Conservation Breeding Specialist Group and the USFWS recently identified the technical team of experts for the population viability analysis. This core working group will meet August 6 and 7, 2013 at USFWS offices in Albuquerque to discuss development of the PVA model.

Section 106

- OSM conducted a conference call on June 17, 2013 with the Section 106 consulting parties who previously expressed interest in consultation. The meeting included discussion on development of the two Programmatic Agreements (one for the mine and one for the power plant and associated infrastructure).
- A face-to-face meeting with the consulting parties is scheduled for August 1, 2013 in Farmington, NM to continue discussion of the PAs. A rough draft of the FCPP and Transmission Line PA will be distributed to the parties on or around July 19, 2013. This PA will be discussed in detail at the meeting with the intent of developing a solid document that will meet all party's needs. The meeting will include a brief discussion of the Navajo Mine & Pinabete Permit PA, but no specific review of this PA will be conducted at the meeting. The Navajo Mine & Pinabete Permit PA will be a revised version of the existing Navajo Mine PA.

Report on Agency or Tribe Specific Actions

- **OSM:** There is no change in status of the two OSM actions since the last meeting: 1) Review of the Pinabete permit application package: the application is administratively complete and the technical review and decision will be completed when the EIS is complete. 2) Renewal of the Navajo Mine permit: the renewal application is anticipated in late 2014.

Four Corners Power Plant and Navajo Mine Energy Project

- **BIA:** Nothing new to report.
- **BLM:** Farmington BLM talked to BNCC and they are providing refined mine modeling data. A meeting will occur with the BNCC geologist during the week beginning July 15, 2013. There is no change in status of renewal of the transmission line ROW.
- **USEPA:** APS has requested extension of BART compliance, which USEPA is approving for December 2013. Notice of the extension will appear in the federal register. APS provided USEPA a white paper on their PSD modeling approach and discussed the approach on July 5, 2013. The PSD permit application is anticipated in mid-August 2013.
- **NPS:** Did not participate on the call.
- **Navajo Nation:** Nothing new to report.
- **Hopi Tribe:** Archaeological studies are currently being conducted related to the expanded APE. Other surveys (e.g., ethnographic) will follow.
- **USFWS:** Nothing new to report.
- **USACE:** USACE received the alternatives analysis and analysis of public review factors report on July 9, 2013. USACE is reviewing the document and will provide comments within two weeks. After Ecosphere works through the edits, the revised document will be forwarded to OSM. A meeting is being planned in Denver in August 2013 to discuss the 404(b)(1) document and ensure consistency with the EIS (tentatively scheduled for August 13, 2013).

Other Topics

USEPA posed a question regarding EIS development if FCPP decided to discontinue purchasing coal from the Navajo Mine. Would the EIS address other purchasers of the coal? For example, would coal be shipped to California? OSM has no proposal in front of them to address any other purchaser of coal; therefore, no changes to the EIS can be anticipated at this time.

Potential Actions

- OSM continue to work with NPS to obtain their comments on the Draft NAAQS Modeling Study and Draft Plume Visibility Assessment.



Martinez, Shirley <shirley_martinez@ios.doi.gov>

Fwd: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT

1 message

Spencer, Stephen <stephen_spencer@ios.doi.gov>
To: Shirley Martinez <Shirley_Martinez@ios.doi.gov>

Tue, Apr 30, 2013 at 10:40 AM

Please print the attachment.

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

From: **Calle, Marcelo** <mcalles@osmre.gov>

Date: Tue, Apr 30, 2013 at 9:36 AM

Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT

To: Amanda Nisula <anisula@blm.gov>, Cheryl Eckhardt <cheryl_eckhardt@nps.gov>, Clayton Honyumptewa <chonyumptewa@hopi.nsn.us>, Dan Tormey <daniel.tormey@cardno.com>, Deanna L SPA Cummings <deanna.l.cummings@usace.army.mil>, Denise Begay <denise.begay@bia.gov>, Foster Kirby <fkirby@osmre.gov>, "Frederick H. White" <frederickwhite@frontiernet.net>, Garry Cantley <garry.cantley@bia.gov>, George Mase <gmase@hopi.nsn.us>, Gilbert Becenti <gilbert.becenti@bia.gov>, Gloria Tom <gtom@nndfw.org>, Joe Lockerd <joe.lockerd@cardnotec.com>, John Reber <john_reber@nps.gov>, John Stucker <jstucker@frontiernet.net>, John Wessels <john_wessels@nps.gov>, Joseph Galluzzi <jgalluzzi@blm.gov>, Karen Vitulano <vitulano.karen@epamail.epa.gov>, Kate Bartz <kate.bartz@cardnotec.com>, Lara Rozzell <lara_r_rozzell@nps.gov>, Marcella Martinez <mmartine@blm.gov>, Marvin Keller <marvin.keller@bia.gov>, Michele Morris <mmorris.opvp@gmail.com>, "Postle, Bob" <bpostle@osmre.gov>, Powell King <pking@blm.gov>, R MALDONADO <rpm_crcs@yahoo.com>, Rita Whitehorse Larsen <rwhitehorsel@navajo-nsn.gov>, Sam Yazzie <sam.yazzie@bia.gov>, Scott Hall <shall@blm.gov>, Shannon Hoefeler <shoefe@blm.gov>, Simone Jones <simone.jones@bia.gov>, Stan Webb <stan.webb@bia.gov>, "Stephen B. Etsitty" <stephenbetsitty@navajo-nsn.gov>, Tamera Dawes <tamera.dawes@bia.gov>, "Williamson, Rick L." <rlwilliamson@osmre.gov>, "Yellowman, Mychal" <myyellowman@osmre.gov>, Amy Heuslein <amy.heuslein@bia.gov>, David Cambell <david_campbell@fws.gov>, "Deanna L. Cummings" <deanna.l.cummings@spa02.usace.army.mil>, "Baker, Denise" <denise_baker@fws.gov>, Harilene Yazzie <harilene.yazzie@bia.gov>, Joel Lusk <joel_lusk@fws.gov>, "Kimberly Demuth@cardno.com" <kimberly.demuth@cardno.com>, leroyshingoi@yahoo.com, John MacFarlane <macfarlane.john@epamail.epa.gov>, Micah Loma'omvaya <mlomaomvaya@hopi.nsn.us>, "Norman Honie, Jr" <nhonie@hopi.nsn.us>, Sharon Pinto <sharon.pinto@bia.gov>, Sharon Whitmore <sharon_whitmore@fws.gov>, Stephen Spencer <stephen_spencer@ios.doi.gov>, Terry McClung <terry.mcclung@bia.gov>, Wendell Honanie <wendell.honanie@bia.gov>, Thomas Gow <tgow@blm.gov>

Moming,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, May 1, 2013 from 10-11 AM MDT. I have attached the final minutes from the April 3, 2013 call.

I will distribute the May 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

Non-Responsive

Participant Code: Non-Response

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

—
Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

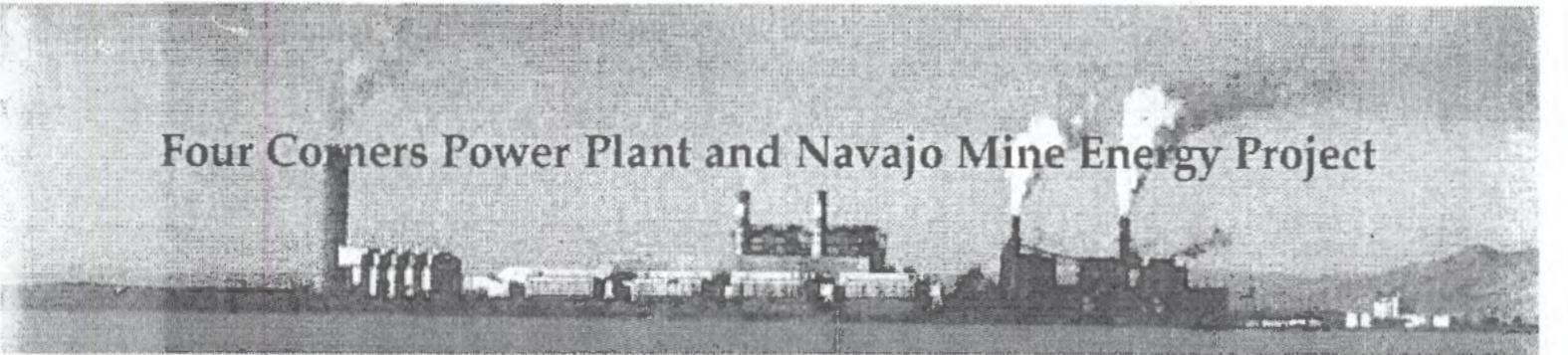
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—
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Web Site: www.doi.gov/oepec/albuquerque.html

 **040313 Minutes - Cooperating Agency Meeting.pdf**
107K



Four Corners Power Plant and Navajo Mine Energy Project

MEETING MINUTES

Date: April 3, 2013

Purpose: Cooperating Agencies Teleconference

Location: Teleconference

Participants:

OSM: Rick Williamson, Marcelo Calle, Foster Kirby

DOI - OEPC: Steve Spencer

BIA: Harrilene Yazzie, Amy Heuslein, Terry McClung, Wendell Honanie, Gilbert Bicentti, Gary Cantley

Navajo Nation: Michelle Morris (Office of the President and Vice President); John Stucker, Krishna Baskota, Alfreda Cornfield, Rita Whitehorse-Larsen

Hopi Tribe: Not Represented

NPS: John Reber (Regional Energy Coordinator)

USEPA: Karen Vitulano (Region 9), John McFarlane (Region 6)

USFWS: Sharon Whitmore

USACE: Deanna Cummings

BLM: Joe Galluzzi, Marcela Martinez, Powell King

Cardno: Dan Tormey, Joe Lockerd

Purpose:

The goal of the monthly call is to provide an update on progress of the EIS and corresponding Section 7 and Section 106 consultations. The call gives an opportunity for the Cooperating Agencies to ask questions about the project.

EIS Development Status (OSM Report)

- The EIS schedule is delayed due to difficulties getting materials needed from proponents to complete the analysis. OSM now anticipates the Record of Decision (ROD) in February 2015. The recent status report contains the adjusted schedule.
- USEPA asked if the Cooperating Agencies would be able to review preliminary version of the PDEIS prior to September delivery date of the entire PDEIS to the Agencies for their review, noting that advance review would address concerns early in the process and allow sufficient time for resolution. OSM reiterated that no advance distribution will be provided. Significant effort and review is going into developing the PDEIS the Cooperating Agencies will see, which will streamline the review process. The current drafts of sections including project description and alternatives are very preliminary and may change based on resource analyses, making it inefficient for Cooperating Agencies to review advance PDEIS chapters until the resource

Four Corners Power Plant and Navajo Mine Energy Project

sections are substantially complete. If OSM identifies a significant issue during the review period, Cooperating Agency input will be sought.

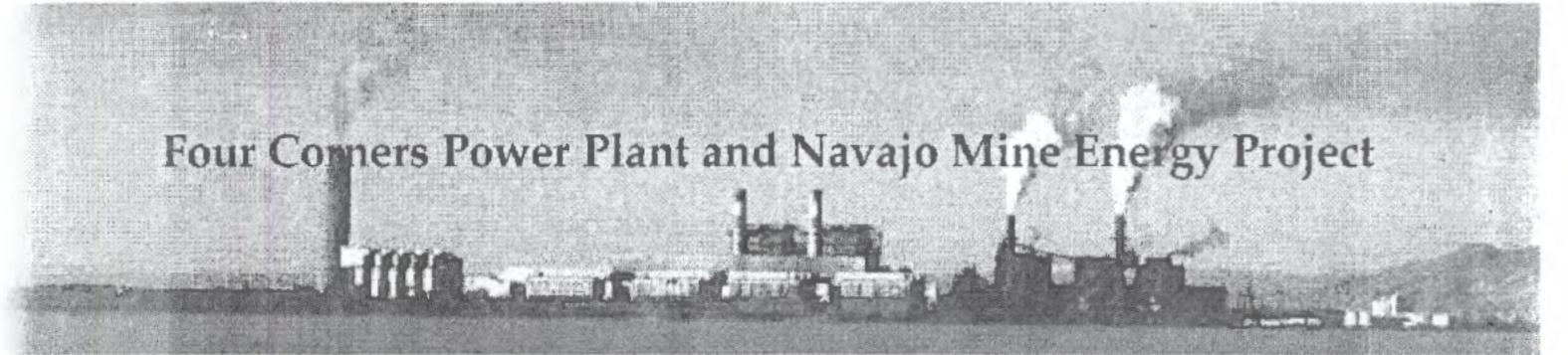
- In December 2012, the NN completed the Memorandum of Understanding for pursuing ownership of the mine. OSM and NN met on March 1, 2013. OSM is still reviewing potential impact on current and ongoing permits. NN Council approved \$2.3M to continue due diligence. Michelle will seek permission to prepare and distribute a fact sheet to share with the Cooperating Agency group.
- OSM is currently reviewing Chapters 1, 2, and 3 of the Preliminary Draft EIS. Select environmental Resource sections are also being reviewed, including Visual Resources, Recreation, Noise, and Land Use. Review of preliminary draft sections will continue through the summer and the complete Preliminary Draft EIS (PDEIS) will be provided to the Cooperating Agencies for review in October 2013. The Cooperating Agencies will have 32 business days to review.
- OSM will publish the notice of availability of the Draft EIS in the Federal Register in February 2014. The public will have 45 calendar days to review and comment. Public meetings on the Draft EIS will be held in March 2014 at locations to be determined.

Section 7 ESA Consultation

- The Section 7 Working Group held a meeting in Albuquerque on February 28, 2013. ESA Work Group representatives from the Cooperating Agencies unable to attend in person were provided a call in number for participation. Discussion topics included the environmental risk assessment (ERA) analysis, the EPRI emissions modeling and deposition of metals study, impacts on the Colorado pikeminnow, and integration of studies with the overall EIS preparation. The Biological Assessment is scheduled for spring 2014.
- The Conservation Breeding Specialist Group population viability analysis has started. Data are being gathered and model development will continue through June 2013. The Section 7 working group will reconvene after June 2013.

Section 106

- OSM mailed letters on February 25-2013, to entities potentially interested in consulting on cultural resource issues. Responses have been received from USEPA, USACE, Arizona SHPO, Navajo Nation THPO, Ysleta Del Sur Pueblo and the White Mountain Apache.
- The Hopi Tribe indicated they would respond to the letter; however, no response has been received to date. The timeline for responses has passed, but comments will still be entertained. Marcelo sent an email on March 28, 2013 asking if the Hopi Tribe anticipates forwarding comments on the defined APE. The Arizona SHPO will not respond until they hear from the Hopi. Wendell Honanie will follow up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response.



Four Corners Power Plant and Navajo Mine Energy Project

Report on Agency-Specific Actions

- **OSM:** Have determined that the Pinabete mine permit is administratively complete. Renewal of Navajo Mine is still under review. Need to complete the EIS before deciding outcomes.
- **BIA:** BIA received a right-of-way (ROW) application from BNCC on March 14 for the access road power and communication line from the Navajo mine to APS. Last December BIA received a ROW application for the access road for Area III North. On April 2, 2013 BIA received ROW applications submitted by APS for transmission lines. BIA is getting clarification from Realty on a road to be included in the APE.
- **BLM:** BLM Realty specialist is working to obtain information regarding the ROW transfer for portions of the PNM FW transmission line. It is understood the transfer took place on June 30, 1994. BLM would like to have a call with OSM next week to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- **USEPA:** John Tinger previously provided information that the mine would be a new source under NPDES. The existing permit is administratively extended and the FCPP&NM EIS will be used as NEPA documentation for NPDES permitting.
- **USFWS:** Status was covered by discussion on the Section 7 ESA Consultation.
- **USACE:** USACE and OSM conducted a conference call a couple of weeks ago to discuss ensuring consistency with the EIS purpose and need statement and the USACE 404(b)(1) document. Ecosphere is working on the draft decision document that will be provided to OSM in July. USACE and EPA concurred there is no 404 action required for the power plant; therefore, the topic can be removed from future status reports.
- **NPS:** Nothing to report.
- **Navajo Nation:** Rita Whitehorse-Larsen should be included on the Cooperating Agencies distribution list.
- **Hopi Tribe:** Did not participate on the call.

Other Discussion

- No additional topics were raised.

Actions

- Michelle Morris seeks permission to prepare and distribute a mine purchase fact sheet.
- Wendell Honanie follows up with Micah Loma'omvaya at Hopi Office of the Chairman to encourage a response to the Section 106 consultation letter.
- Marcelo arranges a conference call with BLM to discuss potential changes in the proposed Pinabete Permit mine plan as a result of EIS analysis.
- Marcelo remove power plant 404 action topic from future status reports.
- Marcelo includes Rita Whitehorse-Larsen on the Cooperating Agencies distribution list.

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Bob Postle](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Mychal Yellowman](#); [Powell King](#); [R MALDONADO](#); [Rick Williamson](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [david_campbell@fws.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [denise_baker@fws.gov](#); [harrilene.yazzie@bia.gov](#); [joel_lusk@fws.gov](#); [leroyshingoi@yahoo.com](#); [macfarlane.john@epamail.epa.gov](#); [miomaomvaya@hopi.nsn.us](#); [sharon.pinto@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [terry_mcclung@bia.gov](#); [wendell.honanie@bia.gov](#)
Cc: [Dan Tormey](#)
Subject: Final Scoping Summary Report is available on the OSM Project website
Date: Wednesday, January 23, 2013 3:56:58 PM

Afternoon,

The Final Scoping Summary Report has been posted to the OSM FCPP & Navajo Mine Energy Project website under Project News. Please see the link below.

http://www.wrcc.osmre.gov/Current_Initiatives/fcnavprj/FCPPEIS.shtm

If you have any questions or comments please contact me.

Regards,

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Robin Ferguson](#)
Cc: [Steven Sheffield](#); [Rick Williamson](#); [Joe Lockerd](#); [Kate Bartz](#); [Dan Tormey](#); [Stephen Spencer](#); [David Sire](#)
Subject: FCPP and Navajo Mine Energy Project - Request for HQ NEPA assistance
Date: Tuesday, January 28, 2014 9:03:22 AM
Attachments: [20140124 PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Morning Ms. Ferguson,

As we discussed yesterday, OSM Western Region (WR) would like your assistance in helping to facilitate OSM Headquarter's approval and publication of the Four Corners Power Plant (FCPP) and Navajo Mine Energy Project (Project) Notice of Availability (NOA) and Draft EIS (DEIS) in accordance with the Project schedule.

Yesterday I provided you with a link to download the Preliminary DEIS that is currently being reviewed by the Project's cooperating agencies, DOI's Office of the Solicitors and the Office of Environmental Policy and Compliance (OEPC). OSM has requested all reviewing parties provide their comment by February 7, 2014.

Provided below are key Project dates and OSM WR questions for you to consider. I have also attached the most current Project Status Update Report for information on the Project including the current schedule for major milestones.

February 7, 2014 - All comments received from cooperating agencies, SOL and OEPC.

February 20, 2014 - Meeting in Denver to discuss comments received.

March 10, 2014 - All comments on DEIS are to be resolved and OSM begins review of Final DEIS (FDEIS).

At this time OEPC would approve for publication (I received the approval transmittal letter template from Stephen Spencer with OEPC).

Are there any other DOI/OSM approvals required for the DEIS to process the NOA & DEIS e.g., copies of FDEIS, forms, letters, surnaming and circulation?

What is required by Division of Regulatory Support (DRS) to process the NOA with the EPA e.g., forms, letters, surnaming and circulation?

If so what does DRS require from the OSM WR and under what timeline?

March 24, 2014 - FDEIS goes to the printer

Via email correspondence Vermell Davis issued OSM-EIS-35 for the Project. Can you please verify? Is this the "Document Control Number" referenced in the OSM NEPA Handbook?

April 1, 2014 - NOA is published in Federal Register

Will this date need to be March 28, 2014 since EPA publishes on Fridays?

Does the DEIS distribution/ mailing via Transmittal Memo need to occur before

the NOA is published or can it occur after/concurrently?

What is the distinction between the 60 day and 45 day comment period as discussed in the OSM NEPA Handbook (2005)?

April 30, 2014 - First Public Meeting

Thank you in advance for your assistance. Please let me know if you have any questions.

Best regards,

Marcelo Calle

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To: [Michael George](#); [Powell King](#); [Wendell Honanie](#); [Norman Honie, Jr.](#); [George Mase](#); [Angel Martinez](#); [Scott Hall](#); [Shannon Hoefeler](#); [Anthony Gallegos](#); [Sheth, Gary](#); [Gloria Tom](#); [Rita Whitehorse Larsen](#); [Stephen Spencer](#); [Clayton Honyumptewa](#); [Vitulano, Karen](#); [Cummings, Deanna L SPA](#); [Harrilene Yazzie](#); [Sharon Whitmore](#); [Michele Morris](#); [Akhtar Zaman](#); [Charles Lewis](#); [Garry Cantley](#); [Price, Kimeka](#); [Melissa Trenchik](#); [David Hurd](#); [Krishna Baskoda](#); [Bernadette Tsosie](#)
Cc: [Rick Williamson](#); [Kate Bartz](#); [Megan Schwartz](#); [Joe Lockerd](#); [Benjamin Pogue](#); [Art Kleven](#); [Frank Lupo](#); [Daniel Tormey](#)
Subject: FCPP and Navajo Mine Energy Project PDEIS - review of cooperating agency comments
Date: Wednesday, February 19, 2014 4:11:06 PM

Good afternoon all,

As announced previously OSM will be hosting a meeting and conference call tomorrow on February 20, 2014 from 9:00 AM to 3:00 PM MST.

Introductions (9:00 - 9:15 AM)

Purpose of Meeting (9:15 - 9:30 AM)

Discussion of specific comments (9:30 AM-11:30 PM)

LUNCH BREAK (11:30 - 12:30 PM)

Discussion of specific comments continued (12:30 - 2:00 PM)

Cooperating Agency additional comments and discussions (2:00 - 3:00 PM)

If you will be participating remotely please call in using the following conference line

Dial-In: (b) (5)

Participant Code: (b) (5)

The following web conferencing link is also provided to view materials discussed during the meeting.

TO ACCESS THE WEB CONFERENCE:

Click on the link below:

<http://tecinc.sonexis.net/Login/ParticipantLogIn.asp>

OR:

Go to the log in page: <http://tecinc.sonexis.net/Login/ParticipantLogIn.asp>

Conference ID: (b) (5)

PIN: (b) (5)

Password: (b) (5)

We recommend that you test your computer's compatibility before the start of the web conference by accessing the [System Test](#) page from the Main Log In page.

Note that you can go to the web conference page site and run the System Test, but you will not be able to join the conference until 15 minutes before the start time.

Please let me know if you have any questions.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft June Notes
Date: Monday, June 17, 2013 10:00:57 AM
Attachments: [20130605 Draft Minutes - Cooperating Agency Telecon.pdf](#)

Afternoon,

Attached are the Draft notes from the June 5, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, June 21, 2013. OSM will distribute the final notes prior to the next monthly meeting. The June 2013 Project Status Report was distributed on June 5, 2013.

Please note that the July 2013 monthly Cooperating Agencies conference call is rescheduled for the second week of July 2013. OSM will conduct the call on Wednesday July 10, 2013 at the same time (10-11 AM MDT).

Thanks again for your participation.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - June 3, 2013 10-11 AM MDT
Date: Tuesday, June 04, 2013 2:42:36 PM
Attachments: [050113 Minutes - Cooperating Agency Meeting.pdf](#)

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, June 3, 2013 from 10-11 AM MDT. I have attached the final minutes from the May 1, 2013 call.

I will distribute the June 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft May Notes
Date: Monday, May 13, 2013 11:01:18 AM
Attachments: [050113 Draft Minutes - Cooperating Agency Meeting v2.docx](#)

Afternoon,

Attached are the Draft notes from the May 1, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, May 17, 2013. OSM will distribute the final notes prior to the next monthly meeting. The May 2013 Project Status Report was distributed on May, 7, 2013. Thanks again for your participation.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - May 1, 2013 10-11 AM MDT
Date: Tuesday, April 30, 2013 9:36:35 AM
Attachments: [040313 Minutes - Cooperating Agency Meeting.pdf](#)

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, May 1, 2013 from 10-11 AM MDT. I have attached the final minutes from the April 3, 2013 call.

I will distribute the May 2013 Project Status Update report tomorrow morning in advance of the call.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft April Notes
Date: Thursday, April 11, 2013 3:48:59 PM
Attachments: [040313 Draft Minutes - Cooperating Agency Meeting.docx](#)

Afternoon,

Attached are the Draft notes from the April 3, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, April 19, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Regards,

--

Marcelo Calle

--

Marcelo Calle

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - April 3, 2013 10-11 AM MST
Date: Tuesday, April 02, 2013 5:17:56 PM
Attachments: [030613 Minutes - Cooperating Agency Meeting.pdf](#)
[Pinabete-FCPP Project Status Report 4-02-13.pdf](#)

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, April 3, 2013 from 10-11 AM MST. I have attached the final minutes from the March 6, 2013 call as well as the April 2013 project Status Update report.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, March 06, 2013 9:09:46 AM
Attachments: [Pinabete-FCPP Project Status Report 3-05-13.pdf](#)
[020613 Minutes - Cooperating Agency Meeting .pdf](#)

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call today on Wednesday, March 6, 2013 from 10-11 AM MST. I have attached the final minutes from the February 6, 2013 call (with submitted edits applied) as well as the March 2013 project Status Update report.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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From: [Google Calendar](#) on behalf of [Marcelo Calle](#)
To: stephen_spencer@ios.doi.gov
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Attachments: [invite.ics](#)

This event has been canceled and removed from your calendar.

FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

general Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

HYPERLINK "mailto:mcallem@osmre.gov"mcallem@osmre.gov
(303) 293-5035 Office
(303) 293-5032 Fax

When

Wed Jan 2 10am – 11am Mountain Time

Where

Denver - Powder River Room; Conference call (b) (5); Code (b) (5) (HYPERLINK "http://maps.google.com/maps?q=Denver++Powder+River+Room;+Conference+call+%28b%29+Code+%28b%29&hl=en"map)

Calendar

stephen_spencer@ios.doi.gov

Who

- mcallem@osmre.gov - organizer
- 'Jallo, Carlos F.'
- Clayton Honyumtewa (chonyumtewa@hopi.nsn.us)
- Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil)
- 'Cummings, Deanna L SPA'
- Frederick H. White (frederickwhite@frontiernet.net)
- George Mase (gmase@hopi.nsn.us)
- Gloria Tom (gtom@nndfw.org)
- John Stucker (jstucker@frontiernet.net)
- 'Bartz, Kate L.'
- 'leroyshingoi@yahoo.com'
- Michele Morris (mlmorris@navajo-nsn.gov)
- Micah Loma'omvaya (MLomaomvaya@hopi.nsn.us)
- R MALDONADO
- Stephen B. Etsitty (stephenbetsitty@navajo-nsn.gov)
- Karen Vitulano (vitulano.karen@epamail.epa.gov)
- Yellowman, Mychal
- Webb, Stan

- Yazzie, Harrilene
- Pinto, Sharon
- 'Lara_R_Rozzell@nps.gov'
- Postle, Bob
- Williamson, Rick L.
- Dawes, Tamera
- Cheryl Eckhardt (cheryl_eckhardt@nps.gov)
- Galluzzi, Joseph
- Hall, Scott V
- Keller, Marvin
- Baker, Denise
- Honanie, Wendell
- David Cambell (David_Campbell@fws.gov)
- Cantley, Garry
- Begay, Denise
- McClung, Terry
- King, Powell F
- Nisula, Amanda L
- Whitmore, Sharon
- 'john_wessels@nps.gov'
- Joel_Lusk@fws.gov
- Stephen Spencer
- Yazzie, Sam
- Hoefeler, Shannon D
- Jones, Simone
- Heuslein, Amy
- Becenti, Gilbert
- John Reber (john_reber@nps.gov)

Invitation from HYPERLINK "<https://www.google.com/calendar/>"Google Calendar

You are receiving this email at the account stephen_spencer@ios.doi.gov because you are subscribed for cancellations on calendar stephen_spencer@ios.doi.gov.

To stop receiving these notifications, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Carlos Jallo](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); amy.heuslein@bia.gov; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; leroyshingoi@yahoo.com; mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry_mcclung@bia.gov; wendell.honanie@bia.gov
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Rescheduled January Call
Date: Wednesday, December 12, 2012 3:22:01 PM
Attachments: [120512 Minutes - Cooperating Agency Telecon.pdf](#)
[Draft Cumulative Projects Memo 103012.pdf](#)
[Draft FourCorners Cumulative Map 111212.PDF](#)

Good afternoon,

Attached are the minutes from the December 5, 2102 Cooperating Agency coordination conference call. Please review for accuracy and provide revisions as necessary.

Due to the holidays OSM will reschedule this meeting for the following week on Wednesday, January 9, 2013 same time (10AM - 11AM MST).

I would also like to remind the cooperating agencies to please review the attached memorandum and associated map discussing the preliminary list of regional projects to be considered in cumulative effects analysis. Please review for completeness and accuracy of proposed projects to be considered. Please forward any regional projects you feel should be considered. Thank you in advance for your assistance.

Have a great holiday!

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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To: [Eckhardt, Cheryl](#); [Clayton Honyumtewa \(chonyumtewa@hopi.nsn.us\)](#); [Campbell, David](#); [Deanna L. Cummings \(Deanna.L.Cummings@spa02.usace.army.mil\)](#); [Frederick H. White \(frederickhwhite@frontiernet.net\)](#); [Galluzzi, Joseph](#); [George Mase \(gmase@hopi.nsn.us\)](#); [Gloria Tom \(gtom@nndfw.org\)](#); [Heuslein, Amy](#); [Hoefeler, Shannon D](#); [Honanie, Wendell](#); [Lusk, Joel](#); [Reber, John](#); [John Stucker \(jstucker@frontiernet.net\)](#); [Wessels, John](#); [Karen Vitulano \(vitulano.karen@epamail.epa.gov\)](#); [King, Powell F](#); [Micah Loma"omvaya \(MLomaomvaya@hopi.nsn.us\)](#); [Michele Morris \(mlmorris@navajo-nsn.gov\)](#); [Pinto, Sharon](#); [Spencer, Stephen](#); [Stephen B. Etsitty \(stephenbetsitty@navajo-nsn.gov\)](#); [Whitmore, Sharon](#); [Yazzie, Harrilene](#); [Whitmore, Sharon](#); "Cummings, Deanna L SPA"; [Jones, Simone](#); ["leroyshingoi@yahoo.com"](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Becenti, Gilbert](#); [Yazzie, Sam](#); [Begay, Denise](#); [Baker, Denise](#); [Postle, Bob](#); "Bartz, Kate L."; [McClung, Terry](#); [Rozzell, Lara R](#); [Hall, Scott V](#); [Nisula, Amanda L](#); [rpm_crcs_contact](#); "Jallo, Carlos F."; [Spencer, Stephen](#); [Cantley, Garry](#); [Webb, Stan](#); [Dawes, Tamera](#); [Keller, Marvin](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Start: Wednesday, December 05, 2012 10:00:00 AM
End: Wednesday, December 05, 2012 11:00:00 AM
Location: Denver - Powder River Room; Conference call # (b) (5) ; Code (b) (5)

When: Occurs the first Wednesday of every 1 month effective 12/5/2012 until 1/31/2015 from 10:00 AM to 11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - Powder River Room; Conference call (b) (5) Code (b) (5)

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

general Agenda

EIS Development Status (OSM report)
Section 7 ESA coordination status (OSM report)
Section 106 NHPA consultation and coordination status (OSM report)
Federal Action Agencies status (respective agencies report)
Project Q&A

If you have any questions, comments or would like to add additional discussion items to the agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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Cc: [Spencer, Stephen](#); [Cantley, Garry](#); [Webb, Stan](#); [Dawes, Tamera](#); [Keller, Marvin](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, November 14, 2012 11:13:04 AM
Attachments: [Draft Cumulative Projects Memo 103012.docx](#)
[Draft FourCorners Cumulative Map 111212.PDF](#)
[110712 Draft Minutes - Cooperating Agency Telecon.docx](#)

Morning,

As a follow up to the November 7, 2012 Cooperating Agency Teleconference. During the call OSM solicited your participation in reviewing the preliminary list of regional projects to be considered within the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. OSM would like to again request your assistance in reviewing this draft preliminary document. I have attached the *Draft criteria and list of projects to be considered in the cumulative effects analysis for the FCPP and Navajo Mine Energy Project* as well as a *Draft Four Corners Cumulative Map*.

Please review the attached document for completeness and accuracy of projects included for consideration in the cumulative effects analysis of the Four Corners and Navajo Mine Energy Project EIS. Please provide comments and recommendations by COB Friday, November 30, 2012.

Additionally, I have attached the meeting minutes for your review. Please provide all suggested edits to the meeting minutes by COB November 20, 2012. I will forward the final notes for your record.

Thank you in advance for your assistance on this important project.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

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Cc: [Spencer, Stephen](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)
Date: Monday, November 05, 2012 3:10:46 PM

Afternoon,

I just attached the Project Status Report to the MS Meeting Request. There was error in the original message.

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch

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Cc: [Spencer, Stephen](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Corrected Attachment (Project Status Report)
Start: Wednesday, November 07, 2012 10:00:00 AM
End: Wednesday, November 07, 2012 11:00:00 AM
Location: Denver - Powder River Room; Conference call (b) (5) ; Code (b) (5)
Attachments: [Pinabete-FCPP Project Status Report 11-05-12.docx](#)
[Draft Cumulative Projects Memo 103012.docx](#)

When: Wednesday, November 07, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - Powder River Room; Conference call (b) (5) Code (b) (5)

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MST). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Attached for your information is the FCPP and Navajo Mine Energy Project, November 5, 2012 status report and a copy of the draft preliminary list of projects to be considered in cumulative effects analysis. OSM is seeking assistance from the Cooperating Agencies in: 1) providing an assessment of the accuracy of the list, and 2) providing and assessment of the completeness of the list.

The conference line information is:

Call Number

(b) (5)

Participant Code: (b) (5)

Agenda

EIS Development Status (OSM report)

request for review of preliminary list of projects to be considered in cumulative effects analysis

Section 7 ESA coordination status (OSM report)

Section 106 NHPA consultation and coordination status (OSM report)

Action agencies status (respective agencies report)

Project Q&A

If you have any questions, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Program Support Division, Indian Programs Branch
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Cc: [McClung, Terry](#); [Rozzell, Lara R](#); [Nisula, Amanda L](#); [Hall, Scott V](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Thursday, October 04, 2012 1:09:37 PM
Attachments: [100312 Minutes - Cooperating Agencies Telecon.pdf](#)

Good afternoon,

Attached are the notes from the October 3, 2012 status update and coordination conference call with the Cooperating Agencies in support of the FCPP and Navajo Mine Energy Project EIS. Please let me know if there are any significant omissions or inaccuracies.

Thank you for your participation and please contact me if you have any questions.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

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To: [Akhtar Zaman](#); [Amanda Nisula](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Jillian Aragon](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [pkyselka@nndfw.org](#); [price.kimeka@epa.gov](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Thursday, December 26, 2013 4:55:03 PM
Attachments: [20131204 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon all,

Hope all had a happy holiday and are getting ready for the new year. Since the January 2014 coordination call falls on Wednesday, January 1, 2014 the recurring monthly cooperating agency coordination call is cancelled.

I will be rescheduling the meeting for Wednesday, January 15, 2014. Until then I wanted to provide the following updates.

- Due to delays in finalizing the revised Programmatic Agreement for the protection and maintenance of cultural resources at the FCPP and associated transmission lines the previously anticipated January 8, 2014 meeting of the Section 106 Working Group is cancelled and will be tentatively rescheduled for the week of January 27, 2014 in Farmington, NM. I will be notifying the Section 106 Working Group. The revised FCPP & TL PA will distributed in advance.
- Attached are the draft December 2013 minutes. Please provide any edits or comments you may have by COB Friday, January 3, 2014
- During recent coordination calls I have noted that Public Meetings for the DEIS will occur around June 2014. Currently the schedule anticipates these meetings will be held mid to late May 2014. Future Status Reports will be updated to reflect the corrected schedule.
- The PDEIS (searchable electronic .pdf version) was mailed to cooperating agency contacts on December 19, 2013 for review and comment. All comments are due by Friday, February 7, 2014 using the Comment Form provided with the PDEIS. The mailing was as follows

Navajo Nation - Michelle Morris
Navajo Nation EPA - Rita Whitehorse-Larsen
Navajo Nation Minerals Dept. - Akhtar Zaman
Navajo Nation Dept. of Fish & Wildlife - Gloria Tom
Hopi Tribe - LeRoy Shingoitewa, George Mase
Hopi Office of Mining and Mineral Resources - Norman Honie Jr.
Hopi Dept. of Natural Resources - Clayton Honyumptewa
USEPA, Region 9 - Karen Vitulano, Gary Sheth
USACE, Albuquerque District - Deanna L. Cummings
USFWS, New Mexico Ecological Services - Sharon Whitmore
BIA, Navajo Region - Harrilene Yazzie
BIA, Western Region - Amy Hueslein

BIA, Hopi Agency - Wendell Honanie
National Park Service, Intermountain Region - Michael George
BLM, Farmington Field Office - Shannon Hoefeler, Anthony Gallegos, Scott Hall
BLM, Rio Puerco Field Office - Angel Martinez
BLM, NM State Office - Powell King
DOI OEPC - Stephen Spencer

Please coordinate with the cooperating agency representative contact above to review a copy of the PDEIS. If you are unable to obtain/access a copy please let me know as soon as possible and I will mail you one.

Contact me if you have any questions. Regards,

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Amanda Nisula](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Jillian Aragon](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [pkyselka@nndfw.org](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Wednesday, December 04, 2013 8:49:31 AM
Attachments: [110613 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project today at 10:00 AM MST. Attached are the final notes from the November 6, 2013 coordination call.

Call Number

(b) (5)

Participant Code: (b) (5)

Regards

--

Marcelo Calle

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft November 2013 Notes
Date: Wednesday, November 20, 2013 8:52:18 AM
Attachments: [20131108 PROJECT STATUS REPORT OSM TO COOP.pdf](#)
[110613 Draft Minutes - Cooperating Agency Meeting.docx](#)

Morning,

Attached are the draft notes from the November 6, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Monday, November 25, 2013. OSM will distribute the final November 6, 2013 notes prior to the December 4, 2013 monthly meeting.

Also, please see the attached November 2013 Project Status Report.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Tuesday, November 05, 2013 5:00:22 PM
Attachments: [20130904 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow at 10:00 AM MST. Attached are the final notes from the September 4, 2013 coordination call. OSM intends to distribute the November 2013 Project Status Report by the end of the week.
Regards

--

Marcelo Calle

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Cc: [Sandra Eto](#); [Kevin Black](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft September 2013 Notes
Date: Friday, September 20, 2013 1:00:31 PM
Attachments: [20130807 Minutes - Cooperating Agency Meeting.pdf](#)
[090413 Draft Minutes - Cooperating Agency Meeting v2.pdf](#)
[Pinabete-FCPP Project Status Report 9-20-13.pdf](#)

Afternoon,

Attached are the final notes from the August 7, 2013 coordination call and the draft notes from the September 4, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, September 27, 2013. OSM will distribute the final September 4, 2013 notes prior to the October 2013 monthly meeting.

Also, please see the attached September 2013 Project Status Report.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft August 2013 Notes
Date: Wednesday, August 21, 2013 2:35:40 PM
Attachments: [20130807 Draft Minutes - Cooperating Agency Meeting.pdf](#)
[Pinabete-FCPP Project Status Report 8-20-13.pdf](#)

Afternoon,

Attached are the Draft notes from the August 7, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Wednesday, August 28, 2013. OSM will distribute the final notes prior to the next monthly meeting.

Also, please also see the attached August 2013 Project Status Report.

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Final July 2013 Notes
Date: Tuesday, August 06, 2013 4:43:12 PM
Attachments: [20130710 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, August 7, 2013 from 10-11 AM MDT. I have attached the final minutes from the July 10, 2013 call.

I will distribute the August 2013 Project Status Update next week.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Amy Heuslein](#); [Angel Martinez](#); [Anthony Gallegos](#); [Charles Lewis](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Kimeka Price](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rhonda Smith](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Thomas Gow](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [pkyselka@nndfw.org](#)
Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference CANCELLED
Date: Wednesday, February 26, 2014 4:56:06 PM
Attachments: [20140205 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon all,

Due to a schedule conflict the March 2014 cooperating agencies conference call for the FCPP and Navajo Mine Energy Project is cancelled.

Rather than reschedule for the month of March we will reconvene in April 2014.

OSM is working to resolve all comments received from the cooperating agencies on the PDEIS. Thank you all who participated in the February 20, 2014 meeting/call. OSM anticipates publishing the Notice of Availability for the DEIS on March 28, 2014 and public meetings will be held April 30 - May 9, 2014 at nine locations in NM, AZ and CO. The end of the comment period for the DEIS will be May 27, 2014.

I have attached the notes from the February 2014 call. Please provide any corrections you may have. The February 2014 Status Report is forthcoming.

Please let me know if you have any questions.

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Clayton Honyumptewa](#); [Deanna L SPA Cummings](#); [Frederick H. White](#); [Garry Cantley](#); [John Reber](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Michele Morris](#); [Powell King](#); [Shannon Hoefeler](#); [Stephen B. Etsitty](#); [amy.heuslein@bia.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [harrilene.yazzie@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [rhtsosie@nndoj.org](#); [Richard.Grimes](#); [kent.kc.applegate@bhpbilliton.com](#); [Horn, Claudette](#)
Cc: [R MALDONADO](#); [Terry McClung](#); [Kurt.Schweigert](#); [Foster Kirby](#); [Dan Tormey](#); [Carlos Jallo](#); [Kate Bartz](#); [Rick Williamson](#); [Megan Schwartz](#)
Subject: Section 106 Consultation Coordination Letter(s)
Date: Wednesday, December 12, 2012 11:10:10 AM

Good Morning,

You likely have received a letter(s) from OSM providing information regarding the scheduled Section 106 Coordination meeting to be held on January 9, 2013 in Farmington, New Mexico. All Cooperating agency contacts were included (copied) in the mailing as well as the Proponents. The mailing you received included two letters; a letter intended for SHPO, THPO and tribal contacts affirming their interest in continued participation in the Section 106 Consultation process, and a letter intended for SHPO, THPO and tribal contacts explaining OSM has attempted to contact them via mail and phone and to date has not received correspondence indicating they are interested in continued participation in the Section 106 Consultation process (unresponsive). Both letters were provided to you for your information.

My apologies for any confusion regarding the mailing. All Cooperating Agencies and Proponents are invited to the January 9, 2013 coordination meeting and are not considered unresponsive or not interested in continued participation in the Section 106 Consultation process as the mailing may have indicated.

Please contact me if you have any questions about this topic or general questions about the future Section 106 coordination meeting. Please let me know if you and/or other designated representatives from your organization anticipate attending the meeting on January 9, 2102 in Farmington, New Mexico.

--

Regards,
Marcelo Calle

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From: [Calle, Marcelo](#)
To: [David Sire](#); [Stephen Spencer](#)
Cc: [Robin Ferguson](#); [Rick Williamson](#)
Subject: Approval to publish
Date: Monday, February 24, 2014 3:05:00 PM

David,

What is your availability to assist with the NOA -DEIS approval to publish this week? Given the NPS glitch we are now trying to forward the NOA package to HQ by the end of the week, preferably Thursday.

I hope to receive a revised letter from NPS soon. Will the revised NPS letter removing language of concern be adequate for OPEC to issue approval to publish?

Thanks for your assistance.

--

Marcelo Calle

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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Angel Martinez](#); [Anthony Gallegos](#); [Charles Lewis](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Kimeka Price](#); [Krishna Baskoda](#); [Linda Dansby](#); [Marcella Martinez](#); [Marvin Keller](#); [Micah Loma"omvaya](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rhonda Smith](#); [Rita Whitehorse Larsen](#); [Ryan Hunter](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); pkyselka@nndfw.org
Subject: Wednesday, May 7, 2014 Cooperating Agencies Monthly Coordiantion Call - Cancelled
Date: Monday, April 28, 2014 9:03:33 AM
Attachments: [20140402 Minutes - Cooperating Agency Meeting.pdf](#)
[2014APRILPROJECT STATUS REPORT OSM TO COOP.pdf](#)

Good Morning,

The Wednesday, May 7, 2014 coordination call is being cancelled. OSMRE will be hosting public meetings for the FCPP and Navajo Mine Energy Project April 30 through May 9, 2014. We will resume the cooperating agency coordination call on Wednesday, June 4, 2014.

I have attached the notes from the April 2014 call and the April 2014 Project Status Report. Please contact me if you have any questions.

--

Marcelo Calle

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From: [Spencer, Stephen](#)
To: [Eto, Sandra](#)
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26
Date: Friday, August 17, 2012 7:35:06 AM

For your information regarding the Navajo Mine/FCPP Public Scoping Meetings, Gilbert Becenti of the Hopi Agency went to the meeting at Hotevilla Village on August 9 and provided some comments that appear below.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: Heuslein, Amy
Sent: Thursday, August 16, 2012 10:06 AM
To: Spencer, Stephen
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

FYI.

Amy Heuslein
BIA Western Region/EQS
Phoenix, AZ
(602) 379-6750 Ext. 1257
amy.heuslein@bia.gov

From: Becenti, Gilbert
Sent: Monday, August 13, 2012 11:38 AM
To: Heuslein, Amy
Cc: Honanie, Wendell; Webb, Stan; Becenti, Gilbert; Cantley, Garry
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

I attended the meeting at Hotevilla Village Meeting.

/

The public meeting was setup with approximately 10 different informational stations, with posters/photos, etc., and 2 video stations for Navajo & Hopi languages. There were a lot of informational sharing at each stations, & the public were informed to submit written concern/issue at the middle section of tables and/or provide written comments later to email provided. While I was there, I would estimate 30-40 interested individuals.

/

There were a lot of questions and answers at each station. I wish, each station were recording, type of questions asked by each interested individual. The federal register provide tentative issues. I wish this public meeting explained these issue more detail and how they intended to mitigate/make it part of their project design.

/

There were a lot of general information;

1. The proposed action were very general in nature; you would have to go to various stations to gather – all the other proposed action; such as the anticipated closing of 1-3 plants & keep the 4 & 5 going under this proposal.
2. There were other connecting action/issues, which need to be addressed & made a part of the whole project design (storage of unburned coal, EPA standard, etc.).

/

Overall, I enjoyed the meeting and each station willing to provide information &/or finding the right person with up-to-date information. As I visited mostly all the stations, my main question was; are we providing the public with detail/proposed action or are we justifying our proposed action, when the proposed action is farther explained by cooperating agencies. I was expecting the Navajo Nation, Coal Company & NEPA contractor to conduct these public meetings. They may have been there, but no formal announcement they were there.

From: Heuslein, Amy
Sent: Tuesday, July 24, 2012 2:39 PM
To: Honanie, Wendell
Cc: Becenti, Gilbert; Talayumptewa, Velma; Webb, Stan; Dawes, Tamera; Overholser, Sonia; Cantley, Garry; Yazzie, Harrilene; Keller, Marvin; McVey, Rodney
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Sounds good Wendell. Thanks Gilbert.

Amy Heuslein, BIA/WRO/EQS

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 2:34 PM
To: Heuslein, Amy
Cc: Becenti, Gilbert; Talayumptewa, Velma
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Gilbert will be representing the Hopi Agency at the Scoping meeting in Hotevilla.

From: Becenti, Gilbert
Sent: Tuesday, July 24, 2012 2:19 PM
To: Honanie, Wendell
Cc: Heuslein, Amy
Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Looks like, I'm available for August 9 – Hotevilla Public meeting

From: Honanie, Wendell
Sent: Tuesday, July 24, 2012 12:35 PM
To: Becenti, Gilbert
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Will you be able to attend the Scoping meeting in Hotevilla on Aug. 9, 2012. I will be on travel in Albuquerque, NM that day.

From: Heuslein, Amy
Sent: Tuesday, July 24, 2012 12:16 PM
To: Honanie, Wendell; Becenti, Gilbert
Cc: Cantley, Garry; Webb, Stan; Dawes, Tamera; McVey, Rodney; Keller, Marvin; Yazzie, Harrilene; Overholser, Sonia; Goldstein, Beau
Subject: FW: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Hi Wendell and Gilbert:

The Office of Surface Mining (OSM) issued the Notice of Intent (NOI) for the Navajo Pinabete Mine/Four Corners Power Plant/APS Transmission Line EIS and it was published in the attached Federal Register Notice on Wed. July 18, 2012. The NOI identifies the upcoming public scoping meeting locations from August 9 to 18, 2012. The first one will be held at **Hotevilla, AZ from 3:00 p.m. to 7:00 p.m. at the Hotevilla Village**. Will either of you be available to attend this public scoping meeting that day? Not sure at this time whether anyone from Western Regional Office will be able to attend. Please let us know soon. Also there are other scoping meetings scheduled in NM & CO if you are interested in attending.

Amy Heuslein
BIA Western Region/EQS
Phoenix, AZ
(602) 379-6750 Ext. 1257
amy.heuslein@bia.gov

From: Calle, Marcelo
Sent: Monday, July 23, 2012 12:40 PM
To: Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; Gloria Tom (gtom@nndfw.org); Heuslein, Amy; Eckhardt, Cheryl; tinger.john@epa.gov; Clayton

Honyumtewa (chonyumtewa@hopi.nsn.us)

Cc: 'Bartz, Kate L.'; 'Jallo, Carlos F.'; 'Benjamin Pogue'; 'Dan Tormey'; Williamson, Rick L.; Yazzie, Harrilene

Subject: RE: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

Just wanted to follow up with the request below. Please indicate (1) if your agency will have a dedicated resource specialist at the FCPP & Navajo Mine Energy Project EIS Scoping Meetings listed below, (2) if so, which locations and (3) who that resource specialist is to be. Attached is the NOI with the times of the meetings.

I look forward to your response.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement

Program Support Division, Indian Programs Branch

1999 Broadway, Suite 3320

Denver, CO 80202-3050

mcalle@osmre.gov

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(303) 293-5032 Fax

From: Calle, Marcelo

Sent: Thursday, June 14, 2012 3:07 PM

To: Deanna L. Cummings (Deanna.L.Cummings@spa02.usace.army.mil); Karen Vitulano (vitulano.karen@epamail.epa.gov); Hoefeler, Shannon D; Whitmore, Sharon; Reber, John; John Stucker (jstucker@frontiernet.net); Gloria Tom (gtom@nndfw.org)

Cc: Bartz, Kate L.; Jallo, Carlos F.; Benjamin Pogue; Dan Tormey; Williamson, Rick L.; Yazzie, Harrilene

Subject: FCPP & Navajo Mine Energy Project EIS Scoping Meeting Risk Management Training - Denver July 26

Good Afternoon,

In preparation for the FCPP and Navajo Mine Energy Project EIS (Project) Scoping Meetings to be held at various locations August 9 through August 18, OSM and consultant Cardno will be conducting Pre-Scoping Risk Communication Training and a "dry run" meeting scenario at the Denver OSM Office on Thursday July 26th. You are being notified of this important training opportunity because you are the Cooperating Agencies for this Project EIS, and OSM presumes your agency will have a dedicated resource specialist attending these meetings to answer technical questions the public may have regarding the associated actions and managed resources.

Please indicate if your agency will have a dedicated resource specialist at all the Scoping Meetings and who that specialist is to be. It would be helpful and very useful to our efforts for your agency to

send your identified specialist to the Risk Communication Training and “dry run” meeting to be held at the Denver OSM Office on Thursday July 26th.

OSM Western Region Office
1999 Broadway, Suite 3320
Denver, CO 80202-3050

Listed below are the Scoping Meeting locations and dates:

Scoping Meetings		
Meeting Date	Venue	Location
Thursday, August 9, 2012	Hotevilla Village	Hotevilla, Arizona
Friday, August 10, 2012	Montezuma–Cortez High School	Cortez, Colorado
Saturday, August 11, 2012	Tiis Tsoh Sikaad (Burnham) Chapter House	Burnham, New Mexico
Monday, August 13, 2012	Nenahnezad Chapter House	Fruitland, New Mexico
Tuesday, August 14, 2012	Farmington Civic Center	Farmington, New Mexico
Wednesday, August 15, 2012	Shiprock High School	Shiprock, New Mexico
Thursday, August 16, 2012	Durango Public Library	Durango, Colorado
Friday, August 17, 2012	Navajo Nation Museum	Window Rock, Arizona
Saturday, August 18, 2012	Indian Pueblo Cultural Center	Albuquerque, New Mexico

I look forward to your response.

Best regards,
Marcelo Calle
EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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From: [Williamson, Rick L.](#)
To: [Stewart, Robert F.](#); [Eto, Sandra](#); [Postle, Bob](#); [Calle, Marcelo](#); [Yazzie, Harrilene](#)
Cc: [Spencer, Stephen](#); [Port, Patricia](#); [Sire, David E](#); [Blanchard, Mary Josie](#)
Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements
Date: Tuesday, August 07, 2012 12:05:23 PM

Bob, I agree in concept with your comment regarding the need for being consistent to the extent practical. Shortly I am departing for the scoping meetings on the FCPP/Navajo Project. Perhaps we can discuss this further when I return to the office on August 20.

Rick

From: Stewart, Robert F.
Sent: Tuesday, August 07, 2012 9:01 AM
To: Eto, Sandra; Postle, Bob; Williamson, Rick L.; Calle, Marcelo; Yazzie, Harrilene
Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie
Subject: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

I recognize that CAP issues are unique to the Navajo Project, but it's essential that the remaining purposes/needs (and alternatives "considered but eliminated") be otherwise consistent (or at least "not inconsistent") – particularly regarding Navajo and Hopi economic development, revenue, employment, etc.

To that end, it might be well for Reclamation to sit in on the FCPP/N-P Mine EIS Team's discussions of these matters.

From: [Spencer, Stephen](#)
To: [Williamson, Rick L.](#); [Postle, Bob](#); [Calle, Marcelo](#); [Yazzie, Harrilene](#)
Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements
Date: Tuesday, August 07, 2012 12:15:49 PM

I have completed signature pages for the Cooperators' MOU from BIA Navajo Region and from the Hopi Tribe so far.

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepec/albuquerque.html



From: Williamson, Rick L.
Sent: Tuesday, August 07, 2012 12:05 PM
To: Stewart, Robert F.; Eto, Sandra; Postle, Bob; Calle, Marcelo; Yazzie, Harrilene
Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie
Subject: RE: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

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Rick

From: Stewart, Robert F.
Sent: Tuesday, August 07, 2012 9:01 AM
To: Eto, Sandra; Postle, Bob; Williamson, Rick L.; Calle, Marcelo; Yazzie, Harrilene
Cc: Spencer, Stephen; Port, Patricia; Sire, David E; Blanchard, Mary Josie
Subject: FCPP/N-P Mine and Navajo Project Purpose and Need Statements

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To that end, it might be well for Reclamation to sit in on the FCPP/N-P Mine EIS Team's discussions

of these matters.

From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Bob Postle](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Mychal Yellowman](#); [Powell King](#); [R MALDONADO](#); [Rick Williamson](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [david_campbell@fws.gov](#); [deanna.l.cummings@spa02.usace.army.mil](#); [denise_baker@fws.gov](#); [harrilene.yazzie@bia.gov](#); [joel_lusk@fws.gov](#); [leroyshingoi@yahoo.com](#); [macfarlane.john@epamail.epa.gov](#); [mlomaomvaya@hopi.nsn.us](#); [sharon.pinto@bia.gov](#); [sharon_whitmore@fws.gov](#); [stephen_spencer@ios.doi.gov](#); [terry_mcclung@bia.gov](#); [wendell.honanie@bia.gov](#)
Cc: [Dan Tormey](#); [Kurt.Schweigert](#); [Foster Kirby](#)
Subject: Cooperating Agencies Coordination Conference Call - January 16, 2013 meeting notes
Date: Wednesday, January 23, 2013 3:24:59 PM
Attachments: [011613 Draft Minutes - Cooperating Agency Meeting.docx](#)

Afternoon,

Attached are the draft meeting notes from the January 16, 2013 Cooperating Agencies coordination call. Please review for accuracy and completeness and forward suggested corrections or comments by Thursday, January 31, 2013. I will distribute the final notes before the February call.

Regards,

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Carlos Jallo](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Denise Begay](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); amy.heuslein@bia.gov; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; deanna.l.cummings@usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; leroyshingoi@yahoo.com; mlomaomvaya@hopi.nsn.us; rpm_crcs@yahoo.com; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov
Subject: Cooperating Agencies Coordination Meeting - December Status Report Summary
Date: Tuesday, December 04, 2012 3:36:21 PM
Attachments: [Pinabete-FCPP Project Status Report 12-03-12.docx](#)

Afternoon all,

OSM has just migrated to Google mail and I am learning how to navigate the functionality. I updated the meeting request with the December Status Report Summary. It appears that some have limited access to the document. I have attached the document in this message for your reference.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch
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From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#)
Cc: [Williamson, Rick L.](#)
Subject: Cooperating Agency Mou
Date: Tuesday, September 18, 2012 11:36:30 AM
Attachments: [OSM OEPC MOU NN Letter.pdf](#)

Stephen,

Per our phone discussion on September 18th I have forwarded you the Four Corners Power Plant and Navajo Mine Energy Project Cooperating Agencies Memorandum of Understanding (MOU) signed by the Navajo Nation. In error the Navajo Nation mailed the signed MOU to the OSM Western Region Office. Please let me know when you have received. I have included a scanned copy of the OSM letter and package received.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
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Program Support Division, Indian Programs Branch
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Denver, CO 80202-3050

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From: [Calle, Marcelo](#)
To: [Eckhardt, Cheryl](#); [Clayton Honyumptewa](#); [Campbell, David](#); [Deanna L. Cummings](#); [Frederick H. White](#); [Galluzzi, Joseph](#); [George Mase](#); [Gloria Tom](#); [Heuslein, Amy](#); [Hoefeler, Shannon D](#); [Honanie, Wendell](#); [Lusk, Joel](#); [Reber, John](#); [John Stucker](#); [Wessels, John](#); [Karen Vitulano](#); [King, Powell F](#); [Micah Loma"omvaya](#); [Michele Morris](#); [Pinto, Sharon](#); [Spencer, Stephen](#); [Stephen B. Etsitty](#); [Whitmore, Sharon](#); [Yazzie, Harrilene](#); [Whitmore, Sharon](#); ["Cummings, Deanna L SPA"](#); [Jones, Simone](#); [leroyshingoi@yahoo.com](#)
Cc: [Williamson, Rick L.](#); [Yellowman, Mychal](#)
Subject: Cooperating Agency Teleconference
Start: Wednesday, September 05, 2012 10:00:00 AM
End: Wednesday, September 05, 2012 11:00:00 AM
Location: Denver - San Juan Rm.
Attachments: [Pinabete-FCPP Project Status Report 8-21-12.docx](#)

When: Wednesday, September 05, 2012 10:00 AM-11:00 AM (UTC-07:00) Mountain Time (US & Canada).

Where: Denver - San Juan Rm.

Note: The GMT offset above does not reflect daylight saving time adjustments.

~~*~*~*~*~*~*~*~*

Good afternoon all,

During the May 22 and May 23, 2012 FCPP and Navajo Mine Energy Project EIS and Section 7 Kick-Off meetings held at the USFWS in Albuquerque OSM proposed having recurring monthly meetings with representatives of the various Cooperating Agencies to discuss status, provide updates and address other issues as needed. OSM proposed having these recurring meetings on the first Wednesday of every month at 10:00 AM mountain time (currently MDT). You are receiving this notice because you have been identified as a point of contact for your agency regarding this project.

Attached for your information is the FCPP and Navajo Mine Energy Project, August status report. I will continue to provide the prior months status report in advance of these recurring monthly meetings.

The conference line information is:

Call Number

(b) (5)

Participant Code: Not Disclosed

Agenda

New Pinabete Permit Application Submittal (OSM)

EIS Development Status (OSM)

Section 7 ESA Development Status (OSM)

Action Agencies Status (Respective Agencies)

BIA

Approval of the Four Corners Power Plant Lease Amendment # 3

Approval of Application Granting Right of Ways for the transmission corridors and associated substation rights-of-way for APS and PNM.

Approval of realignment of existing BIA road within the Navajo Mine lease area

BLM

Review and approval of Mine Plan

USEPA

Decision on Best Available Retrofit Technology (BART) and Federal Implementation Plan (FIP)

Clean Air Act New Source Review Permitting

Decision on Section 402 of Clean Water Act (CWA) National Pollution Discharge Elimination System (NPDES) Permit

USACE

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the Pinabete Permit

Decision on Section 404 of CWA Individual Permit for impacts to waters of the United States for the FCPP

If you have any question, comments or would like to add additional discussion items to the Agenda please contact me.

Best regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

HYPERLINK "<mailto:mcalle@osmre.gov>"mcalle@osmre.gov

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(303) 293-5032 Fax

From: [Calle, Marcelo](#)
To: [Eckhardt, Cheryl](#); [Clayton Honyumptewa](#); [Campbell, David](#); [Deanna L. Cummings](#); [Frederick H. White](#); [Galluzzi, Joseph](#); [George Mase](#); [Gloria Tom](#); [Heuslein, Amy](#); [Hoefeler, Shannon D](#); [Honanie, Wendell](#); [Lusk, Joel](#); [Reber, John](#); [John Stucker](#); [Wessels, John](#); [Karen Vitulano](#); [King, Powell F](#); [Micah Loma"omvaya](#); [Michele Morris](#); [Pinto, Sharon](#); [Spencer, Stephen](#); [Stephen B. Etsitty](#); [Whitmore, Sharon](#); [Yazzie, Harrilene](#); [Whitmore, Sharon](#); ["Cummings, Deanna L SPA"](#); [Jones, Simone](#); [leroyshingoi@yahoo.com](#)
Cc: [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Becenti, Gilbert](#); [Yazzie, Sam](#); [Begay, Denise](#)
Subject: Cooperating Agency Teleconference
Date: Monday, September 10, 2012 12:39:49 PM

Good Afternoon,

In response to several requests from the public, OSM is extending the scoping comment period for the Four Corners Power Plant and Navajo Mine Project until Thursday, November 1, 2012. As you may recall, the initial scoping comment deadline was Monday, September 17, 2012.

All comments received before November 1, 2012 will be considered during the development of the Four Corners Power Plant and Navajo Mine Project Draft Environmental Impact Statement (DEIS).

If you have any questions or comments please contact me.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch

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From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#)
Cc: [Williamson, Rick L.](#)
Subject: Cooperator MOU and Regional Task Force
Date: Monday, June 25, 2012 3:14:02 PM

Steve,

Per our conversation. Please proceed with finalizing the Cooperators MOU. If the Hopi later wishes to join as a cooperator will amend the MOU.

I will defer to your decision but I will suggest you finalize the most current version, have the solicitor give it a final once over and then distribute for signing.

You indicated that the BIA Phoenix office may need to be included as a signatory due to the renewal on Hopi lands. I think we may be able to just send the final version to them for signature as well since there will not be significant edits. Your call though.

Please keep informed of the status of this document. Thanks for ushering this along.

Also as we discussed please see if you can help identify who is to serve on the Regional Task Force representing the NPS and the BLM. OSM will be meeting with the USFWS on Thursday and we can discuss who they will nominate at that time. These are the remaining agencies that have not designated a member for the Regional Task Force in response to Rick Williamson's June 5 email request.

Thanks,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project

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Program Support Division, Indian Programs Branch

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From: [Calle, Marcelo](#)
To: [Spencer, Stephen](#); [Williamson, Rick L.](#); [Yazzie, Harrilene](#); [Heuslein, Amy](#); [Michele Morris](#); chonyumtewa@hopi.nsn.us; [Galluzzi, Joseph](#); [Hoefeler, Shannon D](#); [King, Powell F](#); [Cummings, Deanna L SPA](#); [Whitmore, Sharon](#); [Murphy, Wally](#); [Reber, John](#)
Cc: [Lupo, Frank R](#); [Kleven, Art](#); [Overholser, Sonia](#)
Subject: RE: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials
Date: Monday, August 20, 2012 1:21:13 PM
Attachments: [OSM MOU-Signed 082012.pdf](#)

Stephen,

The OSM has signed the Final Cooperators MOU and will be mailing the signed MOU package today. Attached is a scanned copy of the signed MOU. Please confirm upon receipt. Thanks for getting this document finalized.

Regards,

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
Denver, CO 80202-3050

mcalle@osmre.gov

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From: Spencer, Stephen
Sent: Friday, July 20, 2012 1:50 PM
To: Calle, Marcelo; Williamson, Rick L.; Yazzie, Harrilene; Heuslein, Amy; Michele Morris; chonyumtewa@hopi.nsn.us; Galluzzi, Joseph; Hoefeler, Shannon D; King, Powell F; Cummings, Deanna L SPA; Whitmore, Sharon; Murphy, Wally; Reber, John
Cc: Lupo, Frank R; Kleven, Art; Overholser, Sonia
Subject: Final Cooperators MOU for Navajo Pinabete Mine/Four Corners PP - Need Signatures for Agency/Tribal Officials

All: Attached is the final version of the subject MOU for signature. I have placed each agency/tribal official's signature block on a separate page. If you will have them sign on their page and mail the original back to me, I will scan them and build all of them into a final document. I will then send you the final document once I have everything. I will send all the original signature pages and the completed document to OSM so it can be added to the Administrative Record. If you have any questions feel free to let me know. Thanks for your patience as I kept bothering you for information. With the completion of this document and the issuance of the NOI, among other items, I guess we are moving forward. I am sure it will be an interesting and challenging adventure for all.

Steve

Stephen R. Spencer, PhD
Regional Environmental Officer
Office of Environmental Policy and Compliance
U.S. Department of the Interior
1001 Indian School Road NW, Suite 348
Albuquerque, NM 87104
Phone: (505) 563-3572 Fax: (505) 563-3066 Cell: (505) 249-2462
Stephen_Spencer@ios.doi.gov
Web Site: www.doi.gov/oepc/albuquerque.html



From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Cheryl Eckhardt](#); [Clayton Honyumtewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Lara Rozzell](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); amy.heuslein@bia.gov; david_campbell@fws.gov; deanna.l.cummings@spa02.usace.army.mil; denise_baker@fws.gov; harrilene.yazzie@bia.gov; joel_lusk@fws.gov; kurt.schweigert@cardno.com; leroyshingoi@yahoo.com; macfarlane.john@epamail.epa.gov; mlomaomvaya@hopi.nsn.us; sharon.pinto@bia.gov; sharon_whitmore@fws.gov; stephen_spencer@ios.doi.gov; terry.mcclung@bia.gov; wendell.honanie@bia.gov
Subject: FCPP & Navajo Mine Energy Project - February Cooperating Agencies Coordination Conference Call
Date: Tuesday, February 05, 2013 7:40:08 PM
Attachments: [Pinabete-FCPP Project Status Report 2-05-13.pdf](#)
[011613 Minutes - Cooperating Agency Telecon.pdf](#)

Morning,

As a reminder OSM will be conducting the recurring monthly Cooperating Agencies Coordination call on Wednesday, February 6, 2013 from 10-11 AM MST. I have attached the final minutes from the January 16, 2013 call (with submitted edits applied) as well as the February 2013 project Status Update report.

The conference line information is:

Call Number

Non-Responsive

Participant Code:

Non-Responsive

General Agenda

- * EIS Development Status (OSM report)
- * Section 7 ESA coordination status (OSM report)
- * Section 106 NHPA consultation and coordination status (OSM report)
- * Federal Action Agencies status (respective agencies report)
- * Project Q&A

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
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From: [Calle, Marcelo](#)
To: [Amanda Nisula](#); [Amy Heuslein](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Dan Tormey](#); [Deanna L SPA Cummings](#); [Denise Begay](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [George Mase](#); [Gilbert Becenti](#); [Gloria Tom](#); [Joe Lockerd](#); [John Reber](#); [John Stucker](#); [John Wessels](#); [Joseph Galluzzi](#); [Karen Vitulano](#); [Kate Bartz](#); [Krishna Baskoda](#); [Lara Rozzell](#); [Marcella Martinez](#); [Marvin Keller](#); [Michele Morris](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Tamera Dawes](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [David Cambell](#); [Deanna L. Cummings](#); [Baker, Denise](#); [Harrilene Yazzie](#); [Joel Lusk](#); [Kimberly.Demuth@cardno.com](#); [leroyshingoi@yahoo.com](#); [John MacFarlane](#); [Micah Loma"omvaya](#); [Norman Honie, Jr](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Stephen Spencer](#); [Terry McClung](#); [Wendell Honanie](#); [Thomas Gow](#)
Subject: FCPP & Navajo Mine Energy Project - May 2013 Status Report
Date: Tuesday, May 07, 2013 3:42:38 PM
Attachments: [Pinabete-FCPP Project Status Report 5-02-13.pdf](#)

Afternoon all,

Attached is the May 2013 Project Status Report I did not distribute last week prior to the Cooperating Agencies call. Please let me know if you have any questions. The draft notes from last weeks meeting for your review are forthcoming.

Regards

--

Marcelo Calle

EIS Coordinator, The Four Corners & Navajo Mine Energy Project
Office of Surface Mining Reclamation and Enforcement
Program Support Division, Indian Programs Branch
1999 Broadway, Suite 3320
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From: [Calle, Marcelo](#)
To: [Akhtar Zaman](#); [Angel Martinez](#); [Anthony Gallegos](#); [Charles Lewis](#); [Cheryl Eckhardt](#); [Clayton Honyumptewa](#); [Connie Maestas](#); [Dan Tormey](#); [David Cambell](#); [Deanna L SPA Cummings](#); [Denise Baker](#); [Foster Kirby](#); [Frederick H. White](#); [Garry Cantley](#); [Gary Sheth](#); [George Mase](#); [Gloria Tom](#); [Harrilene Yazzie](#); [Joe Lockerd](#); [Karen Vitulano](#); [Kate Bartz](#); [Kimeka Price](#); [Krishna Baskoda](#); [Marcella Martinez](#); [Marvin Keller](#); [Michael Jansky](#); [Michele Morris](#); [Mike George](#); [Norman Honie Jr](#); [Postle, Bob](#); [Powell King](#); [R MALDONADO](#); [Rhonda Smith](#); [Rita Whitehorse Larsen](#); [Sam Yazzie](#); [Scott Hall](#); [Shannon Hoefeler](#); [Sharon Pinto](#); [Sharon Whitmore](#); [Simone Jones](#); [Stan Webb](#); [Stephen B. Etsitty](#); [Stephen Spencer](#); [Tamera Dawes](#); [Terry McClung](#); [Wendell Honanie](#); [Williamson, Rick L.](#); [Yellowman, Mychal](#); [Kimberly.Demuth@cardno.com](#); [pkyselka@nndfw.org](#)
Subject: FCPP & Navajo Mine Energy Project EIS - April 2014 Cooperating Agency Teleconference
Date: Monday, March 31, 2014 11:21:11 AM
Attachments: [2014MARCH PROJECT STATUS REPORT OSM TO COOP.pdf](#)

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project Wednesday, April 2, 2014 at 10:00 AM MDT. Attached is the March 2014 FCPP and Navajo Mine Energy Project status report. The March 2014 conference call was cancelled so there are no notes. Regards

Call Number

Non-Responsive

Participant Code:

Non-Responsive

Regards

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Marcelo Calle

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference
Date: Tuesday, February 04, 2014 5:00:42 PM
Attachments: [20140115 Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

Just a reminder OSM will be conducting the monthly Cooperating Agency Teleconference for the FCPP and Navajo Mine Energy Project tomorrow February 5, 2014 at 10:00 AM MST. Attached are the notes from the January 15, 2014 coordination call. I did not receive any suggested corrections so they are the same as distributed on January 27, 2014.

Call Number
Non-Responsive

Participant Code: **Non-Responsive**

Regards

--

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Subject: FCPP & Navajo Mine Energy Project EIS - Cooperating Agency Teleconference - Draft July 2013 Notes
Date: Monday, July 22, 2013 12:46:06 PM
Attachments: [20130710 Draft Minutes - Cooperating Agency Meeting.pdf](#)

Afternoon,

Attached are the Draft notes from the July 10, 2013 coordination call with the Cooperating Agencies. Please review for content and accuracy. Please forward any corrections for consideration by COB Friday, July 26, 2013. OSM will distribute the final notes prior to the next monthly meeting. The July 2013 Project Status Report was distributed on July 12, 2013.

Thanks again for your participation.

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