

To: dwbernhardt@ios.doi.gov[dwbernhardt@ios.doi.gov];
todd_willens@ios.doi.gov[todd_willens@ios.doi.gov]
From: Daniel Jorjani
Sent: 2017-09-29T09:01:50-04:00
Importance: Normal
Subject: Fwd: monument litigation
Received: 2017-09-29T09:02:05-04:00
[ATT00001.htm](#)
[DENVER-#588943-v2-SDNM - draft - Kender declaration - CD edits.DOCX](#)
[SDNM - draft - Motion for Extension of remand deadline DOJ 9.28.17.DOCX](#)
[ATT00002.htm](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: "Moody, Aaron" <aaron.moody@sol.doi.gov>
Date: September 29, 2017 at 8:51:08 AM EDT
To: Daniel Jorjani <daniel.jorjani@sol.doi.gov>
Cc: Richard Goeken <richard.goeken@sol.doi.gov>, "Brown, Laura" <Laura.Brown@sol.doi.gov>, "Damm, Laura" <laura.damm@sol.doi.gov>, Kevin Haugrud <jack.haugrud@sol.doi.gov>
Subject: **Re: monument litigation**

To follow up on Sonoran Desert in accordance with our email exchange below: attached is DOJ's motion to extend BLM's time to complete the ROD for the plan amendment until March 5, 2018. Plaintiffs have consented to the extension (which is surprising in a good way since they opposed the original one). DOJ needs to file this today.

All representations regarding the review and the report track earlier motions (including NE Canyons), so I think we're ok there. One question would be whether we want to refer to the monument recommendations as "draft" as the Secretary did in his press release or stick with the formulation in NE Canyons, which doesn't call them draft (see the highlighted note on page 3 of the motion). I'm inclined to stick with the latter since that's what we've already said to a court.

This is being coordinated with BLM, including Cally, and I'll make sure I check in with Downey.

-Aaron

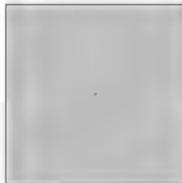
Aaron G. Moody
Assistant Solicitor, Branch of Public Lands
Division of Land Resources

Office of the Solicitor
U.S. Department of the Interior
202-208-3495

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On Wed, Sep 20, 2017 at 9:11 AM, Daniel Jorjani <daniel.jorjani@sol.doi.gov> wrote:

I connected with WHC. We ought not comment on the leaked report and should litigate the cases as we would absent the leak. With that guidance, please proceed with Option 1.



Daniel H. Jorjani
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On Sep 20, 2017, at 8:26 AM, Moody, Aaron <aaron.moody@sol.doi.gov> wrote:

Dan & Rick:

In light of the leaked report and the expiration of the stay in the Cascade Siskiyou expansion cases, the litigation for two monuments has gotten more complicated. Summarized below is what we plan to tell DOJ. We need to get back to DOJ ASAP on Sonoran Desert (ideally sometime this morning) so please let us know if you would like to discuss before we do.

(b)(5) ACP
[Redacted text block]

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[Redacted]

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Aaron G. Moody
Assistant Solicitor, Branch of Public Lands
Division of Land Resources
Office of the Solicitor
U.S. Department of the Interior
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 12 *Attorneys for Defendant*

13
 14 **UNITED STATES DISTRICT COURT**
 15 **FOR THE DISTRICT OF ARIZONA**

16 THE NATIONAL TRUST FOR
 17 HISTORIC PRESERVATION, et al.,

18 Plaintiffs,

19 v.

20 RAYMOND SUAZO, et al.,

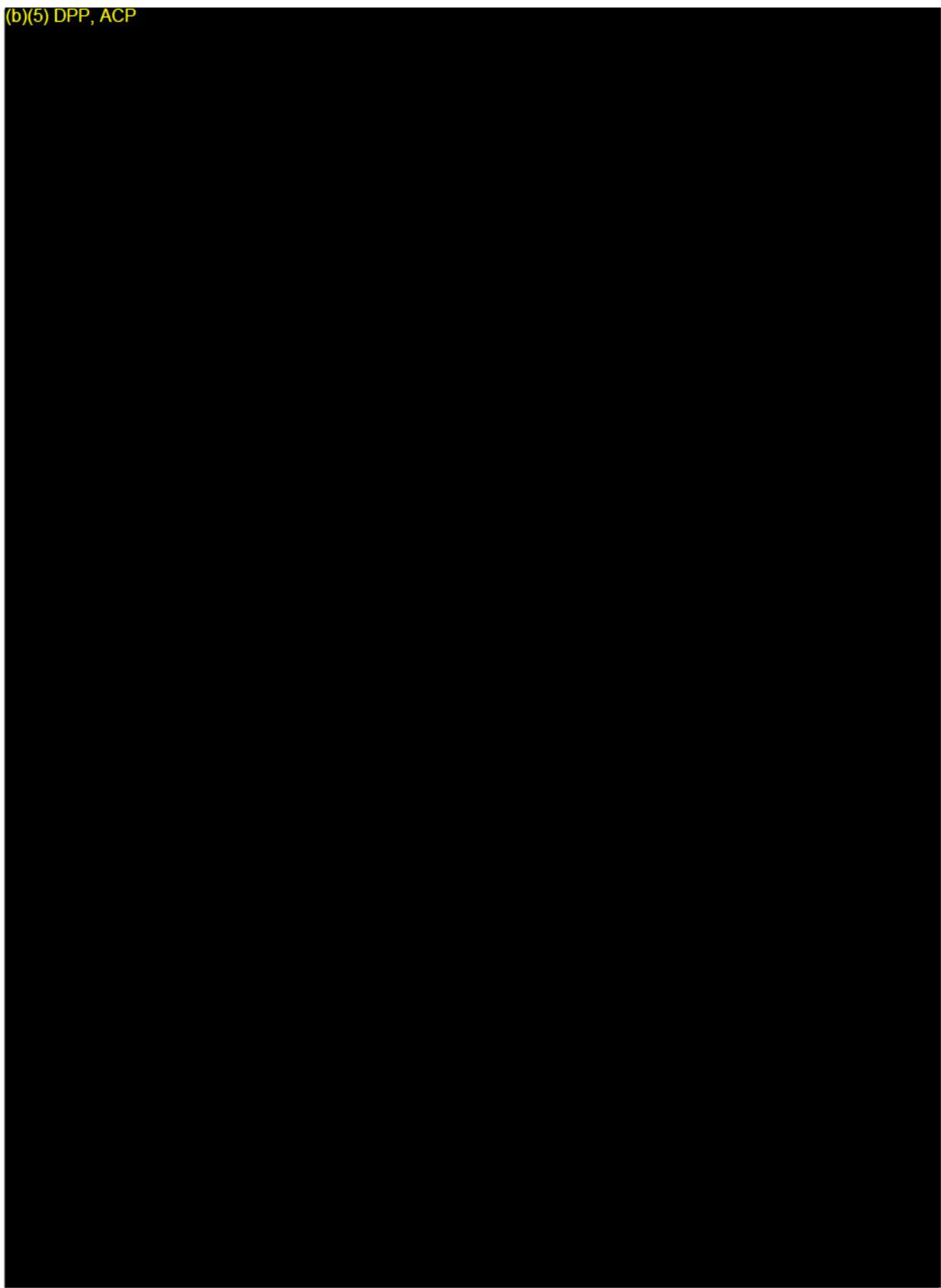
21 Defendants.
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No. CV 13 1973 PHX DGC

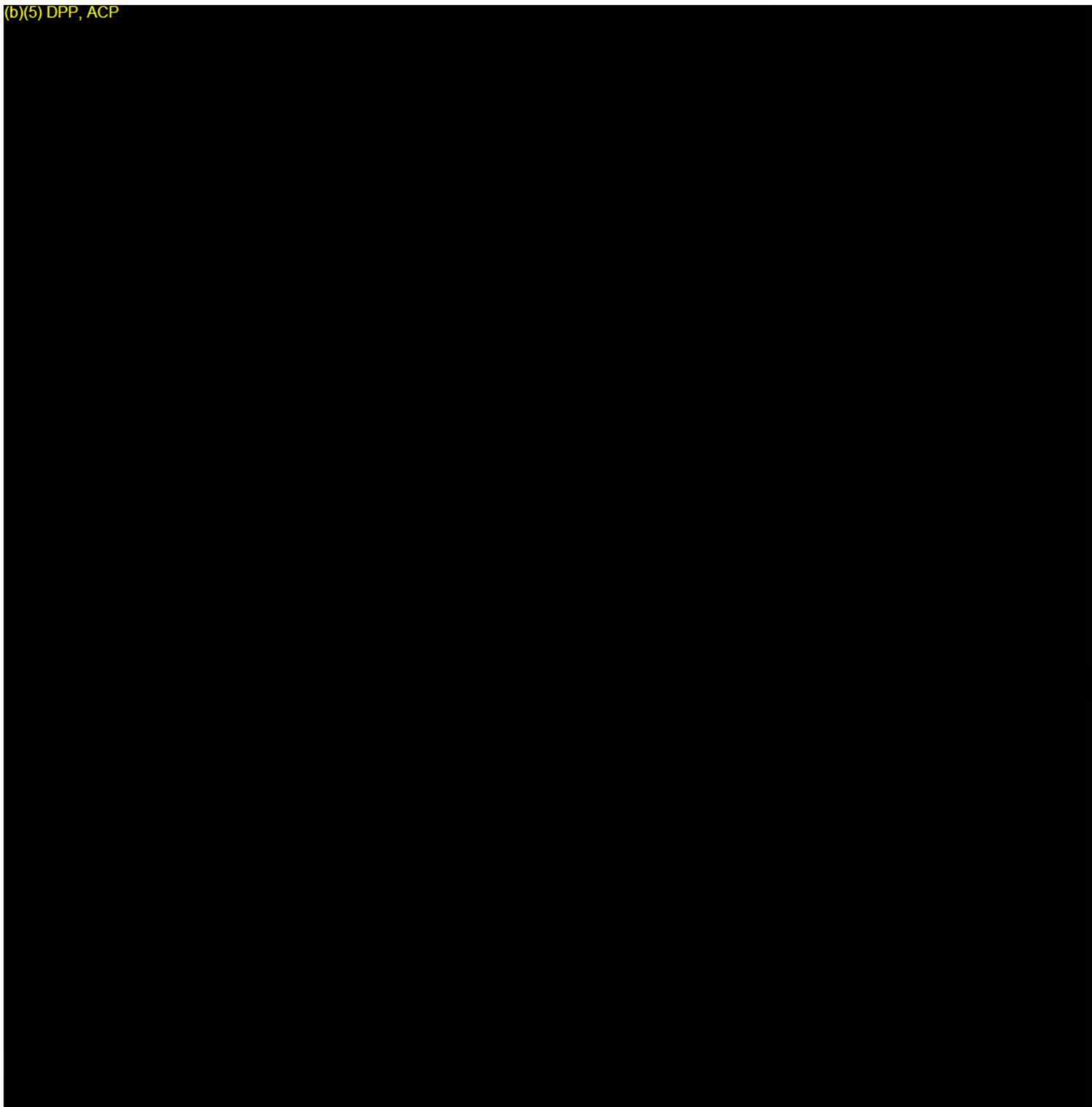
DEFENDANTS' UNOPPOSED MOTION
 FOR AN EXTENSION OF THE
 DEADLINE FOR BLM TO COMPLETE
 REMAND PROCEEDINGS

23 (b)(5) DPP, ACP
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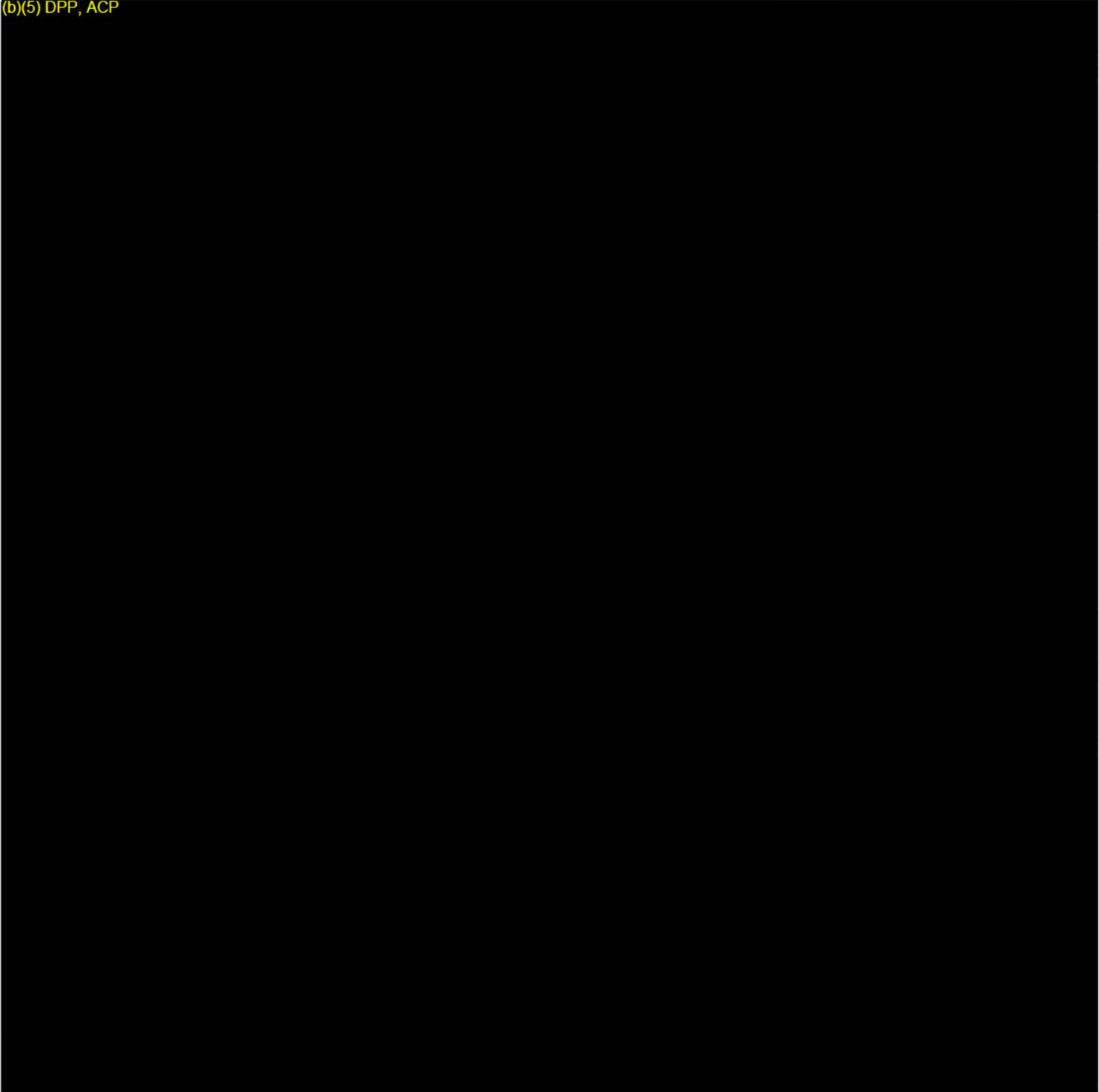
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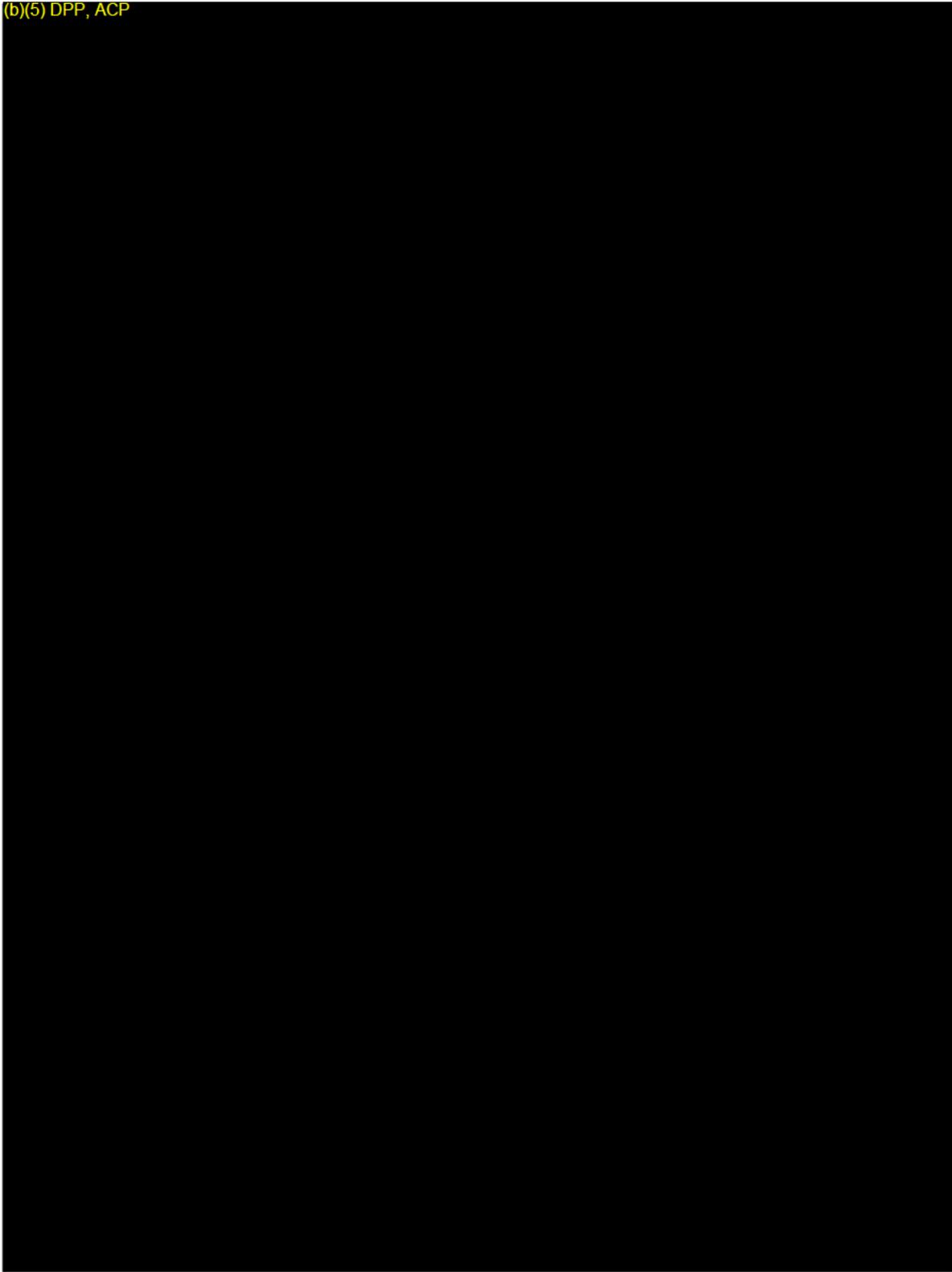
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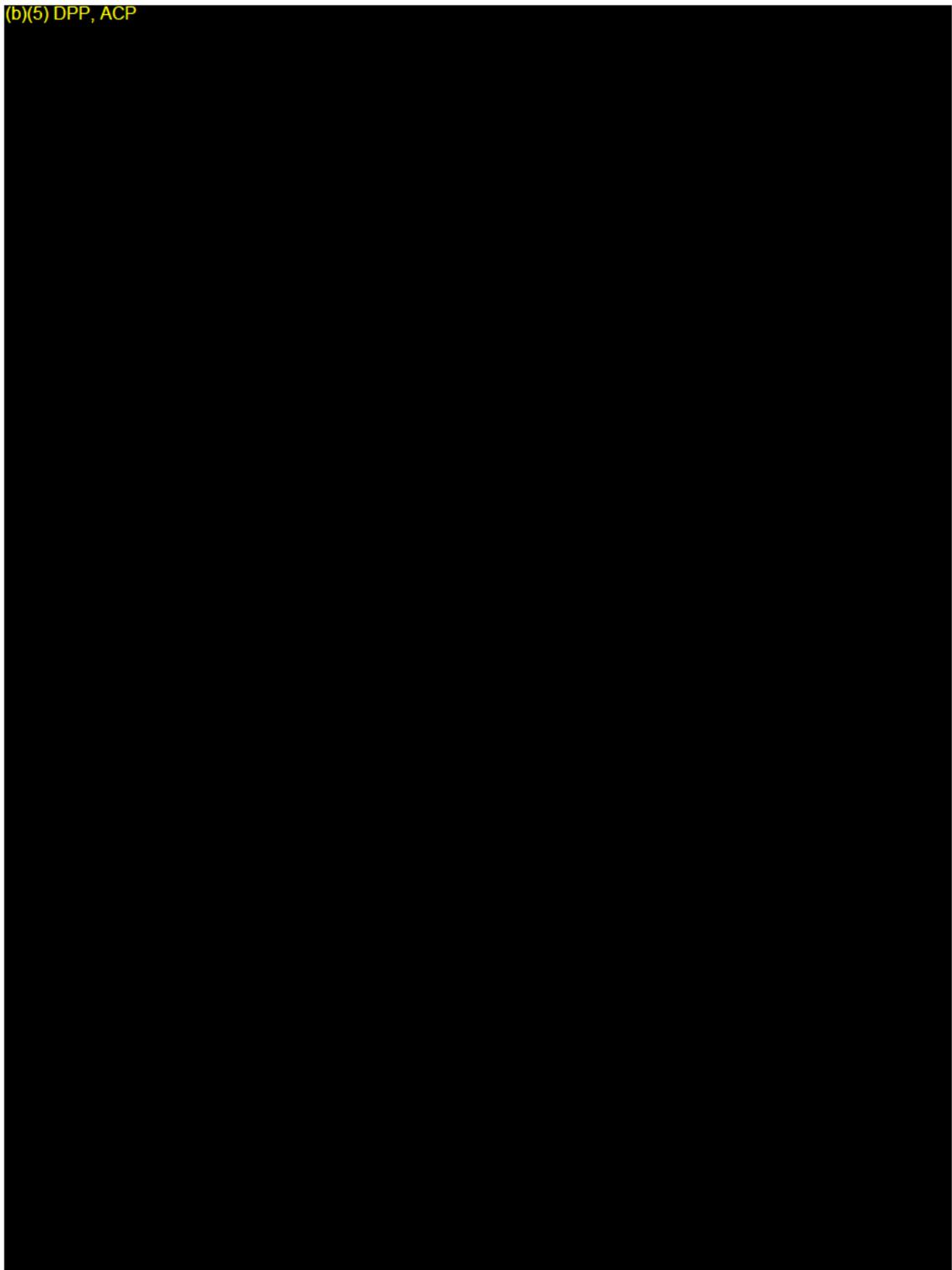
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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

THE NATIONAL TRUST FOR
HISTORIC PRESERVATION, et al.,

Plaintiffs,

v.

RAYMOND SUAZO, et al.,

Defendant.

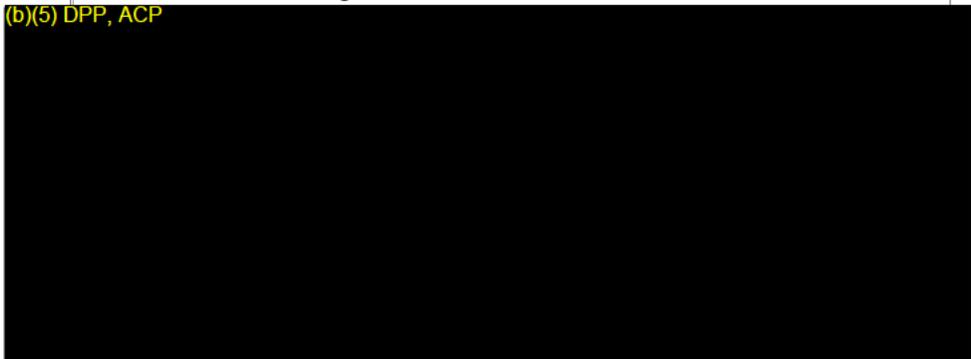
No. CV 13 1973 PHX DGC

**DECLARATION OF EDWARD J.
KENDER**

I, Edward J. Kender, state as follows:

1. My name is Edward J. Kender. I am currently employed by the United States Department of the Interior, Bureau of Land Management ("BLM") as the Lower Sonoran Field Office Manager.

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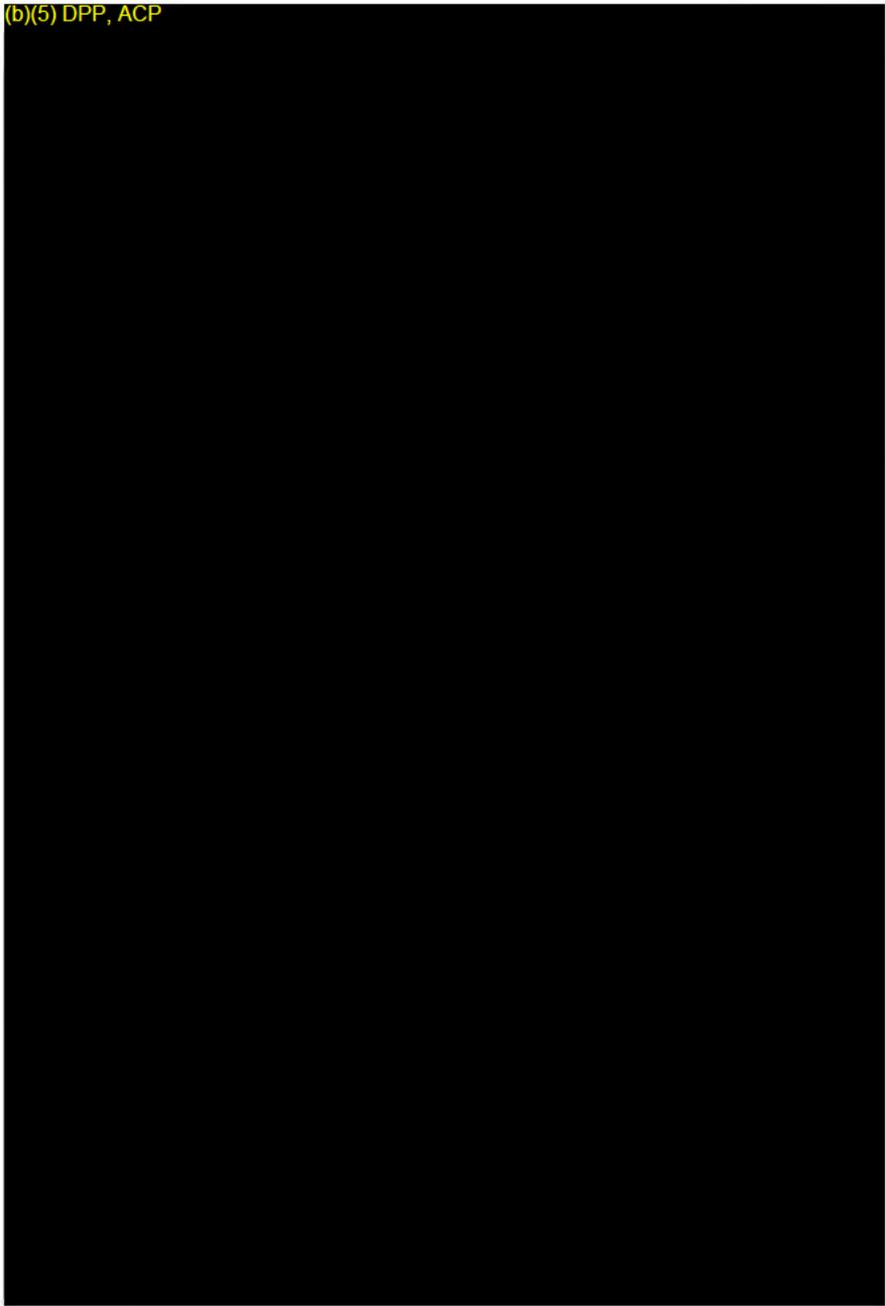
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Deleted: Pursuant to this directive, the Secretary reviewed the designation of the Sonoran Desert National Monument (Monument).

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