

**To:** Scheduling SIO[scheduling\_sio@ios.doi.gov]  
**From:** "Getto, Leila" <leila\_getto@ios.doi.gov>  
**Sent:** 2019-02-14T12:55:49-05:00  
**Importance:** Normal  
**Subject:** Fwd: [EXTERNAL] February 14th Conference Call  
**Received:** 2019-02-14T13:56:27-05:00  
[image003.jpg](#)  
[Sage Grouse EIS - Dec 2018-County Proposal -4.docx](#)

*Leila Getto  
U.S. Department of the Interior  
Immediate Office of the Secretary  
Deputy Director, Scheduling and Advance  
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----- Forwarded message -----

**From:** **McDonnell, Edward** <[edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)>  
**Date:** Thu, Feb 14, 2019 at 12:27 PM  
**Subject:** Fwd: [EXTERNAL] February 14th Conference Call  
**To:** Leila Getto <[leila\\_getto@ios.doi.gov](mailto:leila_getto@ios.doi.gov)>  
**Cc:** Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Samantha Hebert <[samantha\\_hebert@ios.doi.gov](mailto:samantha_hebert@ios.doi.gov)>, Scott De La Vega <[scott.delavega@sol.doi.gov](mailto:scott.delavega@sol.doi.gov)>, Heather Gottry <[heather.gottry@sol.doi.gov](mailto:heather.gottry@sol.doi.gov)>, Nicholas Davis <[nicholas\\_davis@ios.doi.gov](mailto:nicholas_davis@ios.doi.gov)>, Jennifer Heindl <[jennifer.heindl@sol.doi.gov](mailto:jennifer.heindl@sol.doi.gov)>

Leila,

We have determined that there is no legal objection under the ethics statutes and regulations, or the administration's Ethics Pledge, to the Acting Secretary accepting a conference call with

Don Cook, Moffat County Commissioner  
Ray Beck, Moffat County Commissioner  
Donald Broom, Moffat County Commissioner  
Jeff Comstock, Natural Resources Director, Moffat County  
Mike Samson, Garfield County Commissioner  
John Martin, Garfield County Commissioner  
Tom Jankovsky, Garfield County Commissioner.

Moffat and Garfield Counties are two of the 64 counties within the State of Colorado. They have an interest in the application of Federal greater sage grouse protections and BLM's inventory of Lands with Wilderness Characteristics within their Counties and the State of Colorado.

**Official Meeting and Nexus to DOI Mission** - It is our understanding that the purpose of the conference call is to discuss a proposal from Moffat and Garfield Counties regarding greater sage grouse protections and the development of fluid minerals under priority habitat, as well as the need for Interior to have BLM inventory roads within Lands with Wilderness Characteristics. The nexus between the DOI mission and those of the Counties allows this to be categorized as an official meeting for the Acting Secretary. While we defer to the preferences of the Acting Secretary, given the topics identified for discussion, it may be helpful to include on the phone call appropriate subject matter experts from the DOI that are responsible for these areas.

**Other Attendees** - If any additional parties external to the DOI are added to the list of expected participants, please let us know so that we can make a determination with respect to the new expected participant(s).

**Ethics Recusal** - None of the participants, nor the organizations they represent, is on the Acting Secretary's recusal list. Also, it does not appear that the phone call would include discussion of any particular matter involving a specific party or parties in which Brownstein Hyatt Farber and Schreck (BHFS) or any of the Acting Secretary's former clients under paragraph 6 of the Pledge is or represents a party. If, during the phone call, it becomes apparent that BHFS or any of the Acting Secretary's former clients under paragraph 6 of the Pledge is or represents a party to a matter under discussion, discussion of that matter must cease.

**Non-Public Information and Party Matters** - Consistent with prior advice, the Acting Secretary must refrain from disclosing non-public information during this phone call (5 C.F.R. 2635.703) and should refrain from discussing or making any commitments about any particular matters involving specific parties, such as: litigation, contracts, leases, permits, etc.

**No Endorsement** - The Acting Secretary may not use his official position or title or any authority associated with his public office to endorse the Counties or their representatives; or any product, service, or enterprise. This includes nonprofit and charitable organizations. 5 C.F.R. 2635.702(c).

**No Partisan Political Activity** - While he may discuss the Administration's policy priorities and ideological approach to proposed laws and regulations during this phone call, the Acting Secretary must strictly avoid partisan political activity in order to remain in compliance with the Hatch Act. Partisan political activity is any activity directed toward the success or failure of a political party, candidate for a partisan political office, or partisan political group and can include verbal remarks and speech.

Please let us know if you have any questions or concerns.

Thank you,

Ed

Ed McDonnell  
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***Public service is a public trust.***

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From: **Leila Getto** <[leila\\_getto@ios.doi.gov](mailto:leila_getto@ios.doi.gov)>  
Date: Wed, Feb 13, 2019 at 6:06 PM  
Subject: Fwd: [EXTERNAL] February 14th Conference Call  
To: Scott de la Vega <[scott.dclavega@sol.doi.gov](mailto:scott.dclavega@sol.doi.gov)>, Heather Gottry  
<[heather.gottry@sol.doi.gov](mailto:heather.gottry@sol.doi.gov)>, <[edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)>,  
<[jennifer.heindl@sol.doi.gov](mailto:jennifer.heindl@sol.doi.gov)>  
Cc: <[scheduling\\_sio@ios.doi.gov](mailto:scheduling_sio@ios.doi.gov)>

Hopefully attachment will come through this time ...

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Begin forwarded message:

**From:** Ray Beck <[rbeck@moffatcounty.net](mailto:rbeck@moffatcounty.net)>  
**Date:** February 13, 2019 at 4:45:56 PM EST  
**To:** 'David Bernhardt' <[David\\_Bernhardt\\_\(b\)\\_6@ios.doi.gov](mailto:David_Bernhardt_(b)_6@ios.doi.gov)>, "'Williams, Timothy'"  
<[timothy\\_williams@ios.doi.gov](mailto:timothy_williams@ios.doi.gov)>  
**Cc:** "'Getto, Leila'" <[leila\\_getto@ios.doi.gov](mailto:leila_getto@ios.doi.gov)>, 'Scheduling SIO'  
<[scheduling\\_sio@ios.doi.gov](mailto:scheduling_sio@ios.doi.gov)>  
**Subject:** [EXTERNAL] February 14th Conference Call

Secretary Bernhardt,

Attached is the very short three page document which we would like to discuss with you tomorrow. This is the proposal Moffat and Garfield County made prior to the Government Shutdown, and has never since been addressed.

If there is a couple minutes toward the end of our phone call , we would like to address the need for Interior to have BLM inventory roads within Lands with Wilderness Character ( LWC's). BLM has not acknowledged the existence of roads within LWC's and a 12 year statute of limitations is fast approaching, with no intent to address the problem.

Thank you for your time Mr. Secretary

Respectfully,

**Ray Beck**

Moffat County Commissioner

District 2

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