

From: "Prosser, Justin" <jprosser@nma.org>

To: "Small, Jeffrey D" <jeffrey_small@ios.doi.gov>, "Nolan, Rich" <RNolan@nma.org>

Cc: "Getto, Leila S" <leila_getto@ios.doi.gov>

Subject: RE: [EXTERNAL] National Mining Association Request

Date: Tue, 16 Jun 2020 17:15:46 +0000

Attachments: KM_General_Meeting_Information_Request_Form_-_NMA_Board_Mtg_June_30_2020.docx

Inline-Images: image002.png

Afternoon Jeff,

Please find attached the request form for Deputy Secretary MacGregor should the Secretary be called away. Please let me know if anything else is needed.

Thank you,
Justin

From: Small, Jeffrey D <jeffrey_small@ios.doi.gov>

Sent: Monday, June 15, 2020 3:21 PM

To: Nolan, Rich <RNolan@nma.org>; Prosser, Justin <jprosser@nma.org>

Cc: Getto, Leila S <leila_getto@ios.doi.gov>

Subject: Re: [EXTERNAL] National Mining Association Request

Hi Rich and Justin,

Thank you for the follow-up. Can one of you fill out the attached form? If so, then I can get the ball rolling with Kate's team to see about her being the backup if the Secretary gets called out.

Sincerely,

Jeff Small
Senior Advisor to the Secretary
U.S. Department of the Interior
Intergovernmental Affairs/External Affairs/Communications
1849 C Street NW
Office 6217
Washington D.C. 20240
202-208-6649 (direct)
202-344-5532 (work cell)
jeffrey_small@ios.doi.gov

Note: Every email and text I send or receive is subject to public release under the Freedom of Information Act.

From: Nolan, Rich <RNolan@nma.org>

Sent: Monday, June 15, 2020 2:55 PM

To: Small, Jeffrey D <jeffrey_small@ios.doi.gov>; Prosser, Justin <jprosser@nma.org>

#1363410.1

Cc: Getto, Leila S <leila_getto@ios.doi.gov>

Subject: RE: [EXTERNAL] National Mining Association Request

Thanks Jeff and Leila,

We would still love to have him for sure. If he gets taken out by the White House, can you send Kate MacGregor to us for an update to the board?



Rich Nolan
President & CEO
National Mining Association
101 Constitution Ave. NW, Suite 500 East
Washington, D.C. 20001
202-463-2600
rnolan@nma.org
www.nma.org

From: Small, Jeffrey D <jeffrey_small@ios.doi.gov>

Sent: Thursday, June 11, 2020 3:59 PM

To: Prosser, Justin <jprosser@nma.org>; Nolan, Rich <RNolan@nma.org>

Cc: Getto, Leila S <leila_getto@ios.doi.gov>

Subject: Fw: [EXTERNAL] National Mining Association Request

Rich and Justin,

The Secretary would like to participate in this and greatly appreciates the opportunity.

However, we need to make you all aware he has to go out on travel June 30th and we do not yet know what time of day he will leave as this is White House travel that we are not involved in.

Obviously, travel can change but we can keep you all posted as we know more if that works?

Looping in Leila from the scheduling team.

Sincerely,

Jeff Small
Senior Advisor to the Secretary
U.S. Department of the Interior
Intergovernmental Affairs/External Affairs/Communications
1849 C Street NW
Office 6217
Washington D.C. 20240
202-208-6649 (direct)
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jeffrey_small@ios.doi.gov

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From: Nolan, Rich <RNolan@nma.org>

Sent: Wednesday, June 10, 2020 1:14 PM

#1363410.2

To: Getto, Leila S <leila_getto@ios.doi.gov>

Cc: Phelleps, Moya <MPhelleps@nma.org>; Hebert, Samantha T <samantha_hebert@ios.doi.gov>; Zunk, Skyler T <skyler_zunk@ios.doi.gov>; SIO, Scheduling <scheduling_sio@ios.doi.gov>

Subject: [EXTERNAL] National Mining Association

Hi Leila!

Just checking in and hope you all are doing great. Hoping to check on our invitation in the hope that the date will work. All the best. Rich

On May 27, 2020, at 10:34 AM, Getto, Leila S <leila_getto@ios.doi.gov> wrote:

Thank you so much! Either I or my colleague, Skyler, will follow up with you soon. Thank you!

Leila Getto

Direct #202-208-5359

Cell # 202-706-9435

From: Phelleps, Moya <MPhelleps@nma.org>

Sent: Wednesday, May 27, 2020 10:16:08 AM

To: Getto, Leila S <leila_getto@ios.doi.gov>

Cc: Nolan, Rich <RNolan@nma.org>

Subject: FW: [EXTERNAL] Mining

Leila:

I hope you are doing well. Rich forwarded the form to me and the completed form is attached. Please let us know if you have any questions or need anything further. We hope Secretary Bernhardt's schedule will permit him to address the board on Tuesday, June 30.

Best regards,

Moya

<image001.png>

Moya Phelleps
Senior Vice President, Member Services
National Mining Association
101 Constitution Ave. NW, Suite 500 East
Washington, D.C. 20001
Phone: (202) 463-2600
Direct: (202) 463-2639
mphelleps@nma.org

From: Nolan, Rich <RNolan@nma.org>

Sent: Tuesday, May 26, 2020 1:29 PM

To: Phelleps, Moya <MPhelleps@nma.org>

Subject: FW: [EXTERNAL] Mining

From: Getto, Leila S <leila_getto@ios.doi.gov>

Sent: Tuesday, May 26, 2020 1:23 PM

To: Nolan, Rich <RNolan@nma.org>

Cc: SIO, Scheduling <scheduling_sio@ios.doi.gov>; Hebert, Samantha T <samantha_hebert@ios.doi.gov>; Zunk,

#1363410.3

Skyler T <skyler_zunk@ios.doi.gov>

Subject: FW: [EXTERNAL] Mining

Hi Rich! I hope you and your entire family are all doing well. Thank you for your email. The Secretary appreciates your thoughtful invitation. Sorry to be bureaucratic but can I trouble you to fill out the attached form we ask of everyone? I appreciate your understanding and help. Thank you!

Leila Getto

Deputy Director, Scheduling and Advance

Immediate Office of the Secretary

Direct: 202-208-5359; Cell: 202-706-9435

Email: Leila_Getto@ios.doi.gov

From: Nolan, Rich <RNolan@nma.org>

Sent: Tuesday, May 26, 2020 12:07 PM

To: Getto, Leila S <leila_getto@ios.doi.gov>

Subject: [EXTERNAL] Mining

Hi Leila, sorry we all had to cancel in March. We were hoping to get David back on the board for some brief remarks to our CEO board via zoom on June 30 at 1 p.m. Both hardrock and coal mining. Happy to fill out the relevant forms.

Thank you for your kind consideration on this request. Rich

<image003.png>

Rich Nolan
President & CEO
National Mining Association
101 Constitution Ave. NW, Suite 500 East
Washington, D.C. 20001
202-463-2600
rnolan@nma.org
www.nma.org

#1363410.4

Meeting Information Request Form

To ensure that the appropriate individual within the Department of the Interior is meeting with you on a given matter and because the Department of the Interior is committed to maintaining the highest ethical standards, we need the information requested below before we can agree to schedule a meeting¹.

Please respond to the questions below and send your response to katherine_white@ios.doi.gov

Requesting individual/organization: (Please identify the person(s) (name and affiliation) requesting the meeting, including any background information on the affiliated organization(s).)	Rich Nolan, president and CEO, National Mining Association - National Mining Association's Rescheduled Spring Board of Directors Meeting (Virtual Board Meeting)
Contact information (Name, Email, Phone):	Moya Phelleps, mpheleps@nma.org and (202) 463-2639
Please describe the action sought from the Office of the Secretary:	Deputy Secretary MacGregor is invited to deliver remarks to open the NMA Board of Directors meeting. This is the rescheduled spring meeting of the board of directors of the NMA. At this meeting, members will be updated on policy and regulatory issues impacting the membership and discuss several operating issues. Original meeting in March was cancelled due to COVID-19.
Meeting date (if date is flexible please indicate the range): Please explain any time sensitivity that impacts the date of the meeting, such as court-ordered or statutory deadline:	Tuesday, June 30 - NMA's request is for the Deputy Secretary to speak at the beginning of the board meeting on Tuesday, June 30 at 1 p.m. (EST).
Proposed meeting location (City, State):	Virtual Board Meeting
Expected meeting participants (name, title, and organizational affiliation):	National Mining Association is the host. Attendees are members of its Board of Directors and representatives of member companies that include companies actively mining or developing mines in the U.S. as well as equipment and service companies serving the U.S. mining industry.
Are any expected meeting participants registered lobbyists or lobbying organizations, and/or registered under the Foreign Agents Registration Act? (If yes,	NMA employs and retains registered lobbyists. In addition, some NMA member companies employ or retain registered lobbyists.

¹Per the Administration Ethics Pledge, political appointees agreed that they will not for a period of two years from the date of his/her appointment participate in any particular matter involving specific parties in which a former employer or client of his/hers is or represents a party, if s/he served that former employer or client during the two years prior to their appointment, absent a waiver under Section 3 of Executive Order No. 13770. This includes recusal from any meeting or other communication with such a former employer or client unless (1) there are five or more different stakeholders present and (2) no particular matters involving specific parties are discussed.

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please identify.)	
Are any expected meeting participants a partisan political candidate, a representative of a political party or a registered political action committee (PAC)? (If yes, please identify.)	No
Do any expected meeting participants seek or currently have any business interests with the Department such as permits, contracts, litigation, grants, etc.? (If yes, please identify.)	NMA litigation where DOI is a party: - NMA challenge to the Office of Natural Resource Revenue's 2016 coal valuation regulations, 81<i>Fed. Reg.</i> 43338 (July 1, 2016) –filed in the Wyoming District Court on June 12, 2019. - NMA intervened in support of DOI in a still ongoing 2009 challenge to two BLM rules (1) the 2003 Mill Site Rule, 68 <i>Fed. Reg.</i> 61,046, (October 24, 2003); and (2) the 2008 Mining Claim Rule, 73 <i>Fed. Reg.</i> 73,789 (December 4, 2008) – oral argument held in Oct. 2017 but still awaiting decision. NMA does not maintain a list of member companies' pending permits so it is possible that one or more companies may be awaiting permit decisions from Interior.
Describe the proposed meeting topic/ agenda, provide available briefing materials, and identify desired outcome(s):	Deputy Secretary MacGregor is invited to deliver remarks to open the NMA Board of Directors meeting. Specific remarks related to the Administration's plans to advance policies that address mine permit delays, regulatory burdens and encourage domestic mining are requested.
Will the meeting involve legislation, broad policy options, or other general matters that involve a large and diverse range of persons and interests? (If yes, please describe.)	No
Will the meeting involve regulations, rules, or other matters that impact a specific industry, sector of the economy, or group of persons? (If yes, please describe.)	Yes - The meeting will involve the review of regulations, rules and other matters that impact the members of the National Mining Association.
Will the meeting involve a litigation matter, a permit, a grant, a contract, or any other matter that involves specific parties? If yes, please identify the matter and	No

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list the specific parties.	
With which Bureau or Agency does your agenda most align? Please list all, if more than one.	BLM and OSMRE
If the Department Official you have requested is unable to meet, is a surrogate desired? If yes, who specifically?	TBD
Any additional notes or information?	The event is closed to the public and the press. Approximately 100-120 Board of Directors and NMA member are expected to participate in the virtual Board of Directors meeting. This invitation extends to members of the Deputy Secretary's staff who need to be present to support her remarks.

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