

United States Senate

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2013 AUG 29 PM 1:25

OFFICE OF THE
EXECUTIVE SECRETARY

August 19, 2013

Ms. Sarah Neimeyer
Director of Congressional and Legislative Affairs
U.S. Department of Interior
Mail Stop 6242
1849 C Street, NW
Washington, D.C. 20240

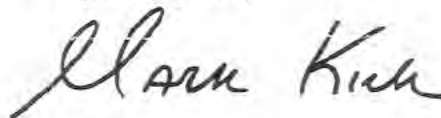
Dear Ms. Neimeyer:

Enclosed please find the correspondence I received from my constituent, (b) (6) of Glenview, Illinois.

My constituent respectfully requested I forward his correspondence to your office for reply. Further details of their concerns may be found in the attached documents. I appreciate any assistance or further information you would be able to offer my constituent.

Thank you in advance for your attention to this matter. Please do not hesitate to contact my Executive Assistant to the Chief of Staff, Alexandra Felgenhauer, at 312-886-3506 should you have any further questions.

Very truly yours,



Mark Kirk
United States Senate

MSK:ALF

E-Mail Viewer

Message | **Details** | Attachments | Headers | Source

[HTML](#)

From: (b) (6)
 Date: 8/18/2013 9:25:48 PM
 To: "webmail@kirk-iq.senate.gov" <webmail@kirk-iq.senate.gov>
 Cc:
 Subject: Why is the DOI buying a Toyota Prius?

<IP>131.103.137.132</IP> <APP>SCCMail <PREFIX>Mr.</PREFIX>
 <FIRST>(b) (6)</FIRST>
 <LAST>(b) (6)</LAST>
 <ADDR1>(b) (6)</ADDR1>
 <CITY>glenview</CITY>
 <STATE>IL</STATE>
 <ZIP>60025</ZIP>
 <PHONE>(b) (6)</PHONE>
 <EMAIL>(b) (6)</EMAIL>

<MSG> I am copying you on correspondence that I sent to the Department of the Interior:

My family and I recently returned from a lovely vacation in South Dakota where we were able to enjoy many National Park sites.

I was aghast, though, as we were approaching the entrance to the Badlands National Park, to see a Toyota Prius with a United States Department of the Interior decal on each door.

I'm writing in hopes that someone can help me understand how the United States government could use taxpayer funds to bail out American automobile companies and then purchase automobiles from a Japanese company.

I'll concede that the car may have been manufactured in the US and that it's environmentally appealing...however US automakers offer environmentally friendly cars that are built in the US and whose profits remain in the US.

I look forward to your response. I plan to send a copy of this note to local and national media outlets as well as to my Senators, Congressman, and to the White House. </MSG>

<ISSUE>CASE.TRADE</ISSUE>
 </APP>

[Close]



United States Department of the Interior

National Park Service

Midwest Region
601 Riverfront Drive
Omaha, Nebraska 68102-4226



10.D(MWR-PCL/PAL)

October 18, 2013

23 OCT 2013

The Honorable Mark Kirk
United States Senate
524 Hart Senate Office Building
Washington, D.C. 20510

Dear Senator Kirk,

Thank you for your inquiry dated August 18, 2013, regarding the concerns of your constituent, (b) (6) with the vehicle fleet at Badlands National Park. As the National Park Service Regional Director for the area that includes Badlands National Park, I have been asked to respond.

The National Park Service has the responsibility of caring for cultural and natural resources, and we are making great strides in managing those resources in as sustainable a manner as possible, including our dependence on fossil fuels. We also are challenging ourselves to significantly reduce greenhouse gas emissions generated from our own park management activities. In the last four years, managers at Badlands National Park have purchased three hybrid vehicles: the 2008 Toyota Prius (b) (6) observed, a 2010 Ford Escape hybrid, and a 2011 Ford Fusion hybrid. Badlands has a diverse fleet of vehicles based upon various needs and tasks which must be performed, including fuel efficient and environmentally friendly vehicles manufactured by different companies. The General Services Administration does not limit government vehicle purchases to American-owned manufacturers; however, over 96 percent of the park fleet (cars, trucks, SUVs) is produced by American companies.

Thank you for your interest in the efforts at Badlands National Park to address fuel consumption and American made products. Should you wish further information about the park's vehicle fleet, please contact Badlands National Park Superintendent Eric Brunnemann at 605-433-5281.

Michael T. Reynolds
Midwest Regional Director

cc:

(b) (6)

Glenview, Illinois 60025

(b) (6)

Mr. Eric Brunnemann, Superintendent
Badlands National Park
P.O. Box 6
Interior, South Dakota 57750

TAKE PRIDE
IN AMERICA 

46845

United States Senate

April 18, 2013

Mr. Christopher Mansour
Director of Congressional and Legislative Affairs
U.S. Department of the Interior
Mail Stop 6242
1849 C Street, NW
Washington, D.C. 20240

Dear Mr. Mansour:

Enclosed please find correspondence I received from my constituent, Eugene Miron, of Willowbrook, Illinois.

My constituent contacted my office regarding his FOIA requests to the Department of Interior. Mr. Miron respectfully requests further review of his requests. Please find further details of his request in the attached documents. I appreciate any assistance or further information you would be able to offer my constituent.

Thank you in advance for your attention to this matter. Please do not hesitate to contact my Constituent Services Representative, Megan Toal, at 312-886-3506 should you have any additional questions.

Very truly yours,



Mark Kirk
United States Senate

522380

MSK:MT

RECEIVED
2013 APR 30 AM 10:35
WASHINGTON OFFICE
224 HART BUILDING
WASHINGTON, DC 20510
202-224-2854

United States Senate

WASHINGTON, DC 20510

Privacy Act Release

Name EUGENE MIRON

Address 324 CENTRAL AVE

WILLOWBROOK, IL. 60527

Home Phone 630 908 7633

Work Phone _____

Cellular Phone (b) (6)

E-Mail Address _____

Agency Involved DEPARTMENT OF THE INTERIOR

Pertinent Case Number(s) FOIA Appeal Number 2013-028

Please provide a brief description of your issue. You may attach additional pages or supporting documents if necessary.

FOIA request => DENIED

FOIA Appeal => DENIED

Please provide email address to submit all the documents

Pursuant to the Privacy Act of 1974, as amended, 5 U.S.C. 552a, I authorize the release of all pertinent records and information regarding my case to Senator Mark Kirk and his staff. The information I have provided to Senator Kirk's office is true and accurate to the best of my knowledge and belief. The assistance I have requested from Senator Kirk's office is in no way an attempt to evade or violate any federal, state or local law.

Signature Eugene Miron Date 04/15/2013

Please return to: Senator Mark Kirk
230 South Dearborn Street, Suite 3900
Chicago, IL 60604
Fax: (312) 886-2117



United States Department of the Interior

OFFICE OF THE SOLICITOR
Washington, D.C. 20240

IN REPLY REFER TO:
FOIA Appeal No. 2013-028

MAR 21 2013

Eugene Miron
Legacy Electric Automation &
Communications, Inc.
324 Central Avenue
Willowbrook, IL 60527-6156

Dear Mr. Miron:

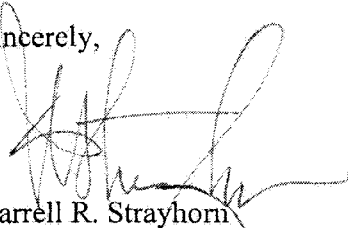
This responds to your December 10, 2012, Freedom of Information Act ("FOIA") appeal ("appeal") (No. 2013-028) to the Department of the Interior ("Department"). You filed this appeal because the National Park Service ("NPS") did not respond to your FOIA request within the 20 workday time limit set in the FOIA. *See 5 U.S.C. § 552(a)(6)(A)(i)* (requiring an agency to determine within 20 workdays after the receipt of a FOIA request whether it will comply with such a request (i.e., grant or deny the request (or any portion thereof))). Your FOIA request sought the names of the contractors who submitted proposals for RFP # P12PS00874, including the amount that each contractor proposed and the "Government's estimate amount."

By letter dated December 17, 2012, the NPS responded to your FOIA request (copy attached), which resolves the issue in the appeal of a failure to respond. Therefore, the Department is closing its file on this matter.

On another matter, the Department notes that you have filed another appeal with this office, challenging the NPS's December 17, 2012, response to you. The Department will address the issues that you raised in the other appeal in separate correspondence to you.

If you have any questions, you may call LaRima Lane at (202) 208-5339.

Sincerely,


Darrell R. Strayhorn
FOIA Appeals Officer
Department of the Interior

Attachment

cc: Charis Wilson, FOIA Officer, NPS
Patty Rooney, Midwest Regional FOIA Contact, NPS

MARK KIRK
ILLINOISRUSSELL SENATE OFFICE BUILDING
SUITE 387
WASHINGTON, DC 20510
(202) 224-2554
<http://kirk.senate.gov/>

United States Senate

WASHINGTON, DC 20510

April 15, 2011

Mr. Christopher Mansour
Director of Congressional and Legislative Affairs
U.S. Department of the Interior
Mail Stop 6242
1849 C Street, NW
Washington, D.C. 20240

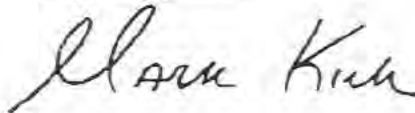
Dear Mr. Mansour:

Enclosed please find correspondence I received from my constituent, (b) (6) of Winfield, Illinois.

My constituent expressed concerns about the treatment of Native Americans by the United States government. (b) (6) alleges that he contacted the Department of Interior in the past regarding this issue. Further details of his concerns may be found in the enclosed documents. I appreciate any assistance or further information you would be able to offer my constituent.

Thank you in advance for your attention to this matter. Please do not hesitate to contact my Staff Assistant, Megan Toal, at 312-886-3506 should you have any questions. If you would not mind, please direct all written correspondence to my Chicago office located at: 230 S. Dearborn Suite 3900 Chicago, Illinois 60604.

Very truly yours,



Mark Kirk
U.S. Senate

MSK:MT

United States Senate

WASHINGTON, DC 20540

Privacy Act Release

Name **(b) (6)**
Address **(b) (6)**

Winfield, IL 60190

Home Phone **(b) (6)**

Work Phone

Cellular Phone

E-Mail Address **(b) (6)**

Agency Involved Elk BLM, BIA, Dept of Interior - Ken Salazar

Pertinent Case Number(s) Too numerous to mention

Please provide a brief description of your issue. You may attach additional pages or supporting documents if necessary.

See attached letter

Pursuant to the Privacy Act of 1974, as amended, 5 U.S.C. 552a, I authorize the release of all pertinent records and information regarding my case to Senator Mark Kirk and his staff. The information I have provided to Senator Kirk's office is true and accurate to the best of my knowledge and belief. The assistance I have requested from Senator Kirk's office is in no way an attempt to circumvent or violate any federal, state or local law.

Signature **(b) (6)** Date 4/12/11

Please return to: Senator Mark Kirk
230 South Dearborn Street, Suite 3900
Chicago, IL 60604
Fax: (312) 886-2117

Dear Senator,

The treatment of Native Americans by the U.S. government was utilized as part of Hitler's plan to engage in the mass murder of Jews (and others) as he clearly stated in Mein Kampf. I am writing on behalf of the Western Shoshone and Carrie and Mary Dann, two Shoshone grandmothers (Mary has passed away). Teaching my grandson (I am a "daddy-grandpa") this latter case is the most embarrassing instance of American history I must explain to him because of the blatant wrong-headedness and brutal treatment of these Shoshone elders, including physical manhandling, theft of their horses and cattle by an army of federal thugs. And, the feds did it three times to these now octogenarians. For a filmed record of these events see the DVD American Outrage.

In 1863, the Western Shoshone Nation entered into the Treaty of Ruby Valley with the U.S. It was a treaty of accommodation, not a cessation of hostilities agreement. The Treaty affirmed the boundaries of the Indian Nation and gave the U.S. limited access to and use of Western Shoshone lands for specified purposes.

In 1974, the U.S. sued Mary and Carrie Dann for trespassing. The U.S. accused the two elders of grazing cattle on U.S. public land without having obtained a federal permit. The Dann's response was that they were grazing cattle on Western Shoshone land as recognized in the Treaty of Ruby Valley. In 1984, the dispute ended up before the U.S. Supreme Court. And in 1985 the Court handed down its decision in U.S. v. Dann. The Court held that the Western Shoshone had been paid because the government placed funds in a trust account in the name of the Western Shoshone, and that such payment barred the Dann sisters from raising Western Shoshone title as a defense against the federal government's trespass charges. The underlying basis of the Court's decision is that American Indians are classified as "wards" of the U.S. government. Thus, the Court deemed that the U.S. federal government could pay itself as the Indians "guardian" and say that the Indians, therefore, had been paid. Importantly, the Supreme Court based its ruling in U.S. v. Dann on the definition of "finality" found in Section 22(a) of the Indian Claims Commission Act, part of which required an ICC report to be filed with Congress. However, what the Court did not realize at the time of its decision is that the Indian Claims Commission had never filed a report with Congress as required by statute, and that the "finality" in the Western Shoshone case had never been achieved by the ICC in the case.

As a result of the ICC process, the monetary "award" for the purported extinguishments of Western Shoshone title (\$140 million), is still held in trust by the U.S. Treasury because the Shoshone have refused to accept money for land they argue was never sold, ceded, lost, or abandoned.

In April 1993, Mary and Carrie Dann filed a petition with the Inter-American Commission on Human Rights (IACHR) alleging that their human rights had been, and were being violated by the U.S. under various articles of the American Declaration of the Rights and Duties of Man. Other Western Shoshone communities joined the Dann sisters in their petition.

The U.S. government denied that it had violated the Dann sisters' rights under the American Declaration. It argued that the Sisters' claims are not human rights issues but rather involve lengthy litigation of land. They further argued that the Danns and other Western Shoshone lost their rights to the land in 1872 as a result of encroachment by non-Native Americans. What could be more ludicrous than arguing that the trespasser by engaging in the act of encroachment gained land rights by their trespassing actions?

On January 9, 2003, the IACHR released its final report on the petition. The Commission concluded that The United States' claims to Western Shoshone lands are illegal and contrary to international human rights law. They also concluded that the U.S. had used illegitimate means to assert ownership of the lands. The Commission directed the U.S. to provide a fair legal process to determine the Danns' and other Western Shoshone land rights and review its laws, procedures and practices to ensure that U.S. policies governing the property rights of Indigenuous peoples comply with the American Declaration on the Rights and Duties of Man.

More than eight years later we are still waiting, as are the Danns and other Western Shoshone people, for some semblance of compliance, some sense of justice. I urge you to use any influence you may have to stand up for what is clearly right and honorable and help Carrie Dann live whatever few years she has left in her traditional and moral and environmentally sound way. If you need to put a knee on Harry Reid's back as he lays face down in the dirt—just as those cowardly Feds did to the octogenarian sisters—to get him to quit backing his gold-mining pals out there on the Indian lands, you certainly have my permission.

Winfield, Illinois, 60190

(b) (6)

MARK KIRK
ILLINOIS

RUSSELL SENATE OFFICE BUILDING
Suite 387
WASHINGTON, DC 20510
(202) 224-2864
http://kirk.senate.gov



FACSIMILE COVER PAGE
OFFICE OF SENATOR MARK KIRK

To: Dept of Interior Today's Date: 4/15/11

Fax: 202-208-5533 Pages: _____

Phone: 202-208-7693 Subject: _____

500527

From:

- | | | |
|---|--|--|
| <input type="checkbox"/> Eric Elk | <input type="checkbox"/> Mike Zolnierowicz | <input type="checkbox"/> Jodie Anderson |
| <input type="checkbox"/> Lance Trover | <input type="checkbox"/> Susan Kuczka | <input type="checkbox"/> Matt Abbott |
| <input type="checkbox"/> Andrew Field | <input type="checkbox"/> Ed Murphy | <input type="checkbox"/> Rob Johnson |
| <input type="checkbox"/> Sam Keeley | <input type="checkbox"/> Kayleen Carlson | <input type="checkbox"/> Brette Davis |
| <input type="checkbox"/> Patrick Tiderman | <input type="checkbox"/> Andrew Weissert | <input checked="" type="checkbox"/> Megan Toal |
| <input type="checkbox"/> Mary Daniels | <input type="checkbox"/> Eileen McGrath | <input type="checkbox"/> Ed Kelly |

2011 APR 19 AM 9:21

RECEIVED

Comments: Hard copy to follow!
Thank you!

PLEASE CALL (312) 886-3506 IMMEDIATELY IF THERE ARE ANY PROBLEMS WITH THE TRANSMISSION OF THIS FAX.



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Washington, DC 20240

JUN 13 2011

Tribal Government Services
COCR-2011-001219

The Honorable Mark Kirk
United States Senator
230 S Dearborn Suite 3900
Chicago, Illinois 60604

Dear Honorable Senator Kirk:

We are in receipt of your April 15, 2011, letter on behalf of your constituent, (b) (6) regarding the treatment of Native Americans by the United States government, particularly the Western Shoshone. Your letter was referred to our office for response.

The claims of the Western Shoshone have been fully litigated. Congress has passed legislation to appropriate funds to implement the distribution of judgment funds awarded to the Western Shoshone in Docket 326-K. We are in the last stages of making those distributions pursuant to the Western Shoshone Claims Distribution Act of July 7, 2004 (118 Stat. 805).

Thank you for your interest in this matter. Please let us know if we can be of assistance in the future.

Sincerely,

Michael S. Black
Director, Bureau of Indian Affairs

cc: Copy to your Washington Office
Regional Director, Western Region w/copy of incoming letter.

Congress of the United States
Washington, DC 20515

March 23, 2010

THE HONORABLE KEN SALAZAR
SECRETARY
DEPARTMENT OF THE INTERIOR
1849 C STREET, N.W
WASHINGTON, DC 20240-0002

Dear Secretary Salazar:

As the lead sponsors of the American Veterans Disabled for Life Commemorative Coin Act (P.L. 110-277), we are writing to seek your assistance in working with the National Park Service (NPS) to remove a few remaining obstacles preventing the construction of the American Veterans Disabled for Life Memorial. As you know, this memorial will honor our veterans who became disabled while serving to defend and protect our country. The memorial was authorized by Public Law 106-348 in October 2000 and will be located in Washington, D.C., on land transferred from the District to the NPS by Public Law 109-396.

To build the memorial, Congress authorized the Disabled Veterans' Life Memorial Foundation (DVLMF) to raise the private funds necessary to design and construct the memorial, at which time it will be turned over to the Park Service to operate. Almost all of the required private funding has been secured; the balance is expected to be raised in the next six months from the sale of the 2010 American Veterans Disabled For Life Silver Dollar (authorized by our bill, the American Veterans Disabled for Life Commemorative Coin Act, which is now law), which the U.S. Mint began issuing just last month, and through other private fundraising efforts.

In addition, Congress has appropriated, and the Department of Transportation (DOT) has awarded, a total of \$6.68 million of the estimated \$9 million needed to fund the road and infrastructure work required to accommodate the construction of the memorial. Due to security concerns raised by the Architect of the Capitol (AOC), the design had to be modified and significant street and utility changes were made to accommodate the memorial's construction. The street infrastructure work will be federally funded but performed by the District of Columbia's Department of Transportation (DDOT).

The memorial received final approval from the U.S. Commission of Fine Arts last July and should receive final approval from the National Capital Planning Commission early this summer. Nevertheless, until most of the utility work is completed, construction of the memorial cannot begin. Although the District of Columbia has more than sufficient funding on hand to begin the first stage of the utility work, which involves the relocation of a duct bank for the Architect of the Capitol, DDOT is not moving forward with this work due to unresolved questions over utility rights-of-way and who should bear the cost for the relocations. If this

The Honorable Ken Salazar

March 23, 2010

Page 2

delay continues, the memorial's construction could be delayed and significantly increase the cost of the project and endanger some of the private funding.

As the Commemorative Works Act's sponsoring federal agency, it is imperative that the National Park Service take the lead in promoting this work and providing management and control in dealing with other government agencies. The Park Service must provide leadership on behalf of the federal government in working with DOT, the District of Columbia and public utilities to ensure that the Memorial Foundation can begin construction as planned.

Several issues raised by DOT in regard to air rights, ramp closure, and environmental concerns need to be brought to closure immediately. Also, it is essential that utility relocation questions be resolved without unnecessary delay and that the work commence as soon as possible. We have been assured that NPS is, and has been, intimately involved with the memorial from its inception, and we have every confidence that they can effectively resolve these questions and encourage DDOT to begin moving forward. Anything you can do to help move this process forward, in full accordance with public law, will be deeply appreciated.

Mr. Secretary, we know that you will agree with me that this memorial is a long overdue tribute to the millions of disabled veterans, both living and deceased, who have made enormous personal sacrifices defending our country. These men and women have stood up for us and we must now stand up for them.



DENNIS MOORE
Member of Congress

Very truly yours,



MARK STEVEN KIRK
Member of Congress

Enc.

RECEIVED
2010 MAR 30 PM 2:12
OFFICE OF THE
SECRETARY

484474



THE SECRETARY OF THE INTERIOR
WASHINGTON

APR 27 2010

The Honorable Mark Steven Kirk
House of Representatives
Washington, DC 20515

Dear Representative Kirk:

Thank you for your letter of March 23, 2010, regarding the American Veterans Disabled for Life Memorial. The Department of the Interior and the National Park Service appreciate your strong support for the Memorial, especially your recent efforts to authorize the American Veterans Disabled for Life commemorative coin, which will provide valuable funding for the Memorial's construction.

Though by law the Disabled Veterans' LIFE Memorial Foundation is responsible for establishing the Memorial, including funding and construction, the NPS has been intimately involved in the development of the Memorial from its inception. The NPS has been working closely with the Foundation to gain site and design approvals from the Commission of Fine Arts and the National Capital Planning Commission. The NPS is also advising the Foundation on the requirements for memorials located on park land and is working closely with the Foundation, as both the Memorial and the preparatory road work have been designed and coordinated with the District Department of Transportation (DDOT), the U.S. Department of Transportation (USDOT), and the Architect of the Capitol.

The NPS will take all necessary steps to see that the DDOT's work progresses as swiftly as funding and regulatory requirements allow. The NPS staff met with senior officials of both DDOT and the USDOT to work through many of these issues, including those pertaining to the need for a determination pursuant to Section 4(f) of the Transportation Act, compliance with the National Environmental Policy Act, and a framework for extinguishing utility rights-of-way in the short portion of C Street SW that runs through the Memorial site. The NPS will continue to move aggressively on all matters and will work closely with the other public and private interests to ensure their full cooperation.

I understand the importance of the Memorial to the Congress and to the American people, and I share your sense of urgency to complete this project. Thank you for your continued efforts in support of creating the Memorial.

Sincerely,

Ken Salazar