

1 IGNACIA S. MORENO
Assistant Attorney General
2 Environment & Natural Resources Division

3 CHARLES R. SHOCKEY, Attorney
4 D.C. Bar No. 914879
Natural Resources Section
5 Sacramento Field Office
Environment and Natural Resources Division
6 United States Department of Justice
501 "I" Street, Suite 9-700
7 Sacramento, CA 95814-2322
8 Telephone: (916) 930-2203
Facsimile: (916) 930-2210
9 Email: charles.shockey@usdoj.gov
Attorneys for Federal Defendants

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11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14 _____)
15 CENTER FOR BIOLOGICAL DIVERSITY, *et al.*,)
16 Plaintiffs,)
17 v.)
18 U.S. BUREAU OF LAND MANAGEMENT, *et al.*,)
Federal Defendants, and)
19 KERN COUNTY, CALIFORNIA, *et al.*,)
20 Intervenor-Defendants.)
_____)

Case No. 3:06 CV-04884 SI
FEDERAL DEFENDANTS'
NOTICE OF FILING OF
QUARTERLY REPORT NO. 3

21 Federal defendants, U.S. Bureau of Land Management (BLM), *et al.*, submit this Notice
22 of Filing of Quarterly Report No. 3 to inform the court and the parties as to BLM's progress in
23 implementing the requirements in paragraphs (1)-(6) of the court's January 29, 2011, Order Re:
24 Remedy (Doc. 243 at 14-15), *Center for Biological Diversity v. U.S. Bureau of Land*
25 *Management*, 2011 Westlaw 337364, *10 (N.D. Cal. Jan. 29, 2011).

26 1. On September 28, 2011, BLM filed Quarterly Report No. 2, which noted that BLM had
27 published a Federal Register "Notice of Intent to Prepare an Environmental Document and
28 Proposed Plan Amendment for the West Mojave (WEMO) Plan, Motorized Vehicle

1 Access Element, Inyo, Kern and Los Angeles and San Bernardino Counties, CA.” That
2 Notice commenced the National Environmental Policy Act (NEPA) process to comply
3 with the court’s Order Re: Remedy. The following developments have occurred since
4 then.

- 5 2. On November 9, 2011, BLM sent letters to potentially affected Indian tribes to initiate
6 consultation and request information, along with soliciting an indication of the tribes’
7 ongoing interest and participation in the project.
- 8 3. BLM met with the California State Historic Preservation Officer and the California
9 Regional Air Quality Management District to commence the process of addressing the
10 concerns identified in the court’s orders regarding cultural resource impacts and air
11 quality impacts associated with off-road vehicle use in the WEMO Planning Area.
- 12 4. On December 3, 2011, BLM briefed the California Desert District Advisory Council on
13 the BLM’s process for completing the West Mojave Plan amendment and route
14 designation. The meeting was a regularly scheduled open public session, which also
15 included other topics.
- 16 5. On December 21, 2011, BLM published a news release to announce eight public scoping
17 meetings to gather public comments and recommendations on preparing environmental
18 assessments for travel management areas within the WEMO Planning Area. The meetings
19 will be held in the BLM Barstow and Ridgecrest Field Offices, respectively, and address
20 “location, route or site identification, specific issues, and rationale” for individual
21 subregions. The BLM news release also indicates that this information “will be used to
22 compile travel management area information and develop preliminary route network
23 alternatives” for the WEMO Planning Area. The news release is attached and available at
24 this BLM website:

25 http://www.blm.gov/ca/st/en/info/newsroom/2011/december/CDD1217_wemoscope.html
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1 BLM will file the next quarterly report with the court on or before March 30, 2012.

2 Dated: January 5, 2012.

Respectfully submitted,

3 IGNACIA S. MORENO
4 Assistant Attorney General
5 Environment & Natural Resources Division

6 /s/ *Charles R. Shockey*

7 CHARLES R. SHOCKEY, DC Bar No. 914879
8 Attorney, Natural Resources Section
9 Environment and Natural Resources Division
10 U. S. Department of Justice
11 501 "I" Street, Suite 9-700
12 Sacramento, CA 95814-2322
13 Tel: 916-930-2203 / Fax: 916-930-2210
14 Email: charles.shockey@usdoj.gov
15 Attorneys for Federal Defendants

16 **CERTIFICATE OF SERVICE**

17 I hereby certify that on January 5, 2012, I filed the "FEDERAL DEFENDANTS' NOTICE
18 OF FILING OF QUARTERLY REPORT NO. 3" through the court's ECF system, which
19 automatically serves a copy on all counsel of record.

20 /s/ *Charles R. Shockey*

21 CHARLES R. SHOCKEY
22 Attorney for Federal Defendants
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