

5 July 2020

Cheryl Probert, Forest Supervisor
Nez Perce-Clearwater National Forests
903 3rd Street, Kamiah ID 83536

via eMail:

cheryl.probert@usda.gov

attn: Joslyn Osborn-Gaines, Executive Assistant
Jeffrey Shinn, District Ranger/ICT

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cc: Leanne Marten, Regional Forester
USFS Northern Region – Missoula, MT

Mailroom_R1@fs.fed.us

**FREEDOM OF INFORMATION REQUEST: II ~
Gathering Correspondence & Rehab Plan**

Ms. Probert & Friends:

This is a Request under the Freedom of Information Act, 5 U.S.C. § 552, concerning the so-called "2020 Annual Rainbow Gathering" near the Iron Phone site in Nez Perce National Forest.

From our prior exchanges – I received the June 30 Closure Order, but held off on further items by FOIA with the stressful events of July 2-3. This is preceded by a separate **FOIA Request: I** on the 'Delegation of Authority' and related points ... the following documents are Requested here:

- 1) *The letter dated May 28, 2020 from the Nez Perce Tribal Executive Committee to the Forest Supervisor, stating "...Opposition to a Rainbow Family Gathering on Nez Perce-Clearwater National Forests Lands". Also provide correspondence, staff memos and call notes from USFS staff in response to this letter, and related items on the expected gathering location.*
- 2) *Inquiries about obtaining a Permit for the gathering at Iron Phone...provide related email correspondence, staff memos, phone notes & message log entries; this should include the names of such agents or proponents, and redact private contact information as required.*
- 3) *As described by the Supervisor, the "Resource Protection and Rehab Plan" delivered to the Iron Phone site by Mr. Shinn on July 1. In addition, also provide any document or staff memo defining its legal effect – either as a special use authorization in lieu of a 'Group Use' Permit or Operating Plan, or otherwise as a general Order issued to campers at-large in the area.*

This FOIA Request is directed to the Supervisor's office because it deals with this current event and matters of record in Nez Perce-Clearwater National Forests. It is also forwarded to the USFS Northern Region office, where elements of prior policy were implemented, or may have originated. Therefore these few items should be readily available, posing no problems or costs in search.

In light of ongoing events, this information is timely, and this Request is presented by eMail for expedited Response within the 10-day limit allowed – and we can sustain these communications:

Responsive documents may be conveyed via direct email to the undersigned address, and the normal requirement of Response by postal mail is hereby waived.

This Request calls for selected responsive documents, within the page limits for free public inquiries, and averts the costs of printing and mailing hard copies. Accordingly we ask that FOIA fees be waived, and affirm that this information is sought "*for the general use and benefit of the public*". The Forest Service has long recognized **PCU•Free Assembly Project** in these purposes, and in the past has granted exemption from fees under applicable FOIA provisions.

Please reply to the email conveying this Request with return Notification to confirm receipt... and again, you can contact me by phone to clarify the scope and course of this work.

Thanks & Respects,



scottie addison, Coordinator
- St. Louis, MO
... sca@free-assembly.org