



BURNS BLM ROUTING		
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AND.	RSC	2/2/13
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OTHER	FLM	2/4/13

FEB 22 2013

2800 (ORB000)  
OR-65891

CERTIFIED MAIL - 7010 1870 0002 7993 0279  
RETURN RECEIPT REQUESTED

Decision

Guy Piazza  
Echanis, LLC  
1111 Main Street, Suite 110  
Vancouver, Washington 98660

Case File No. OR-65891  
BLM Bond No.: ORB000264  
Cash Amount: \$651,897.00

Bond Refunded

Dear Mr. Piazza:

This letter is to inform you that Bureau of Land Management (BLM) is revoking the limited May 21, 2012 Notice to Proceed (NTP) for Echanis, LLC, to commence with preconstruction activities. Due to the current litigation and interrupted status of the project, the BLM finds that the bond and Cost Recovery Agreement dated May 18, 2012 will need to be recalculated at a future date when construction is reasonably foreseeable.

At this time, Echanis, LLC still holds a valid Right-of-Way (ROW), however, Echanis, LLC shall not perform any activities outside of casual use within the ROW until the following has occurred:

1. A current construction bond has been calculated and deposited with the BLM per the stipulations of the ROW grant, OR-65891.
2. The Cost Recovery Agreement has been reviewed and updated as necessary depending on time and cost factors.
3. BLM has received and accepted: engineered transmission line plans with pole locations and a map detailing work schedules by section.
4. BLM has issued a NTP.

BLM has initiated the refund process for the bond (which Echanis LLC deposited with the Federal Government on March 19, 2012) in the amount of \$651,897.00. Refunds typically take 1-2 weeks.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 or 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

Please call me at (541) 573-4400 if you have any questions.

Sincerely,



Brendan Cain  
District Manager

TMCLAIN:md 2/21/13:LANDSAND