



United States Department of the Interior



BUREAU OF LAND MANAGEMENT
Nevada State Office
1340 Financial Boulevard
Reno, Nevada 89502-7147
<http://www.blm.gov/nevada>

DEC 09 2019

In Reply Refer To:
3100 (NV920)

CERTIFIED MAIL 91 7199 9991 7039 9487 4281

DECISION

MJ Feldman
5901 Martita Ave
Las Vegas, NV 89108

: Protest of Parcels in the
: November 12, 2019
: Competitive Oil and Gas Lease Sale

List of Individuals
Attached;

Protest Dismissed Parcels Offered For Sale

On September 27, 2019, the Bureau of Land Management (BLM), Nevada State Office (NVSO), timely received a protest¹ from Feldman, et al (Feldman). Feldman protested all of the parcels scheduled to be offered in the November 12, 2019 Competitive Oil and Gas Lease Sale (the Sale), which relies on the Ely District Office's (EYDO) Environmental Assessment (EA), DOI-BLM-NV-L000-2019-0004-EA and FONSI. The BLM published a Notice of Competitive Oil and Gas Internet Lease Sale on September 13, 2019 that 263 parcels of land would be offered in a competitive oil and gas lease sale scheduled for November 12, 2019².

The protest submitted by Feldman included 12 handwritten protest letters from individuals. These 12 handwritten protest letters contain objections and non-substantive comments in opposition to offering all parcels in the November 2019 Competitive Oil and Gas Internet Lease Sale. The BLM appreciates Feldman's comments and opinion on halting oil and gas leasing and preserving the land for recreation. This request is outside the scope of the proposed action. Those protests are hereby dismissed without further consideration.

APPEAL INFORMATION

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 Form 1842-1 (enclosed). If an

¹ The protest is posted on the BLM website, located at: <https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/leasing/regional-lease-sales/nevada>

² The Sale Notice and NEPA documents are posted to the BLM's website with links to the documents located at: <https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/leasing/regional-lease-sales/nevada>

appeal is taken, a notice of appeal and/or request for stay must be filed in writing, on paper, in this office, either by mail or personal delivery within 30 days after the date of service. Notices of appeal and/or request for stay that are electronically transmitted (e.g., email, facsimile, or social media) will not be accepted as timely filed. The notice of appeal is considered filed as of the date our office receives the hard copy and places our BLM date stamp on the document.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) (request) 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.

If you have any questions regarding this decision, please contact Brian C. Amme, Deputy State Director, Minerals Division, at (775) 861-6585.

Marcus D. Raby, acting
for Jon K. Raby
State Director

Enclosure:

1- Form 1842-1

cc: Attached List

cc (electronic):

WO310

NVL0000

NVL0100

NVL0300

NV0920 (B. Amme)

NV0922 (K. Anderson, F. Kaminer, J. Menghini, J. Estrella)

bcc: Erica Niebauer, Office of the Solicitor, Pacific Southwest Region,
2800 Cottage Way, Room E-1712, Sacramento, California, 95825

Lease Sale Book November 2019
Reading File: NV-922