

**To:** David Bernhardt(b) (6) [REDACTED]@ios.doi.gov]; Todd Willens[todd\_willens@ios.doi.gov]  
**From:** Jorjani, Daniel  
**Sent:** 2017-12-21T18:50:01-05:00  
**Importance:** Normal  
**Subject:** Fwd: Motions to Consolidate in Monument Cases  
**Received:** 2017-12-21T18:50:52-05:00  
DENVER-#597899-v1-TWS 12 21 motion to consolidate.DOCX  
DENVER-#597907-v1-The Hopi Tribe 12 21 motion to consolidate.DOCX

This is what Laura and Gary want to discuss tomorrow at 9am. Jeff W called a few minutes ago and he says consolidation is inevitable and it will go to Judge Chutkan due to local DDC practices for assigning judges. Corinne then weighed in and said word of mouth is that Judge Chutkan calls balls-and-strikes fairly. She admitted her evidence was anecdotal, but it is what she's recently heard.

----- Forwarded message -----

**From:** Brown, Laura <laura.brown@sol.doi.gov>  
**Date:** Thu, Dec 21, 2017 at 3:38 PM  
**Subject:** Fwd: Motions to Consolidate in Monument Cases  
**To:** Daniel Jorjani <daniel.jorjani@sol.doi.gov>, Kevin Haugrud <jack.haugrud@sol.doi.gov>, Gary Lawkowski <gary.lawkowski@sol.doi.gov>

Heads up: Not sure why this is suddenly moving but wanted to make sure you've not provided a green light to DOJ.

----- Forwarded message -----

**From:** Philpott, Romney (ENRD) <Romney.Philpott@usdoj.gov>  
**Date:** Thu, Dec 21, 2017 at 3:21 PM  
**Subject:** Motions to Consolidate in Monument Cases  
**To:** Laura Brown <laura.brown@sol.doi.gov>, "Moody, Aaron" <Aaron.Moody@sol.doi.gov>, "Hanson, Joshua" <joshua.hanson@sol.doi.gov>, "Sklar, Ryan" <ryan.sklar@sol.doi.gov>

Hey all,

So in a fast-moving development, we are going to file motions to consolidate the cases tomorrow. Attached are draft motions—we will be seeking to consolidate the cases based on monument (so 1 consolidated case per monument).

Please take a look at the attached and let us know if you have any comments/suggestions/concerns/etc. as soon as possible.

Sorry for the need for quick turnaround,

Romney

--

**Laura Brown, Associate Solicitor**

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

THE WILDERNESS SOCIETY, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:17-cv-02587 (TSC)
	)	
DONALD J. TRUMP, in his official	)	
capacity as President of the United States,	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	

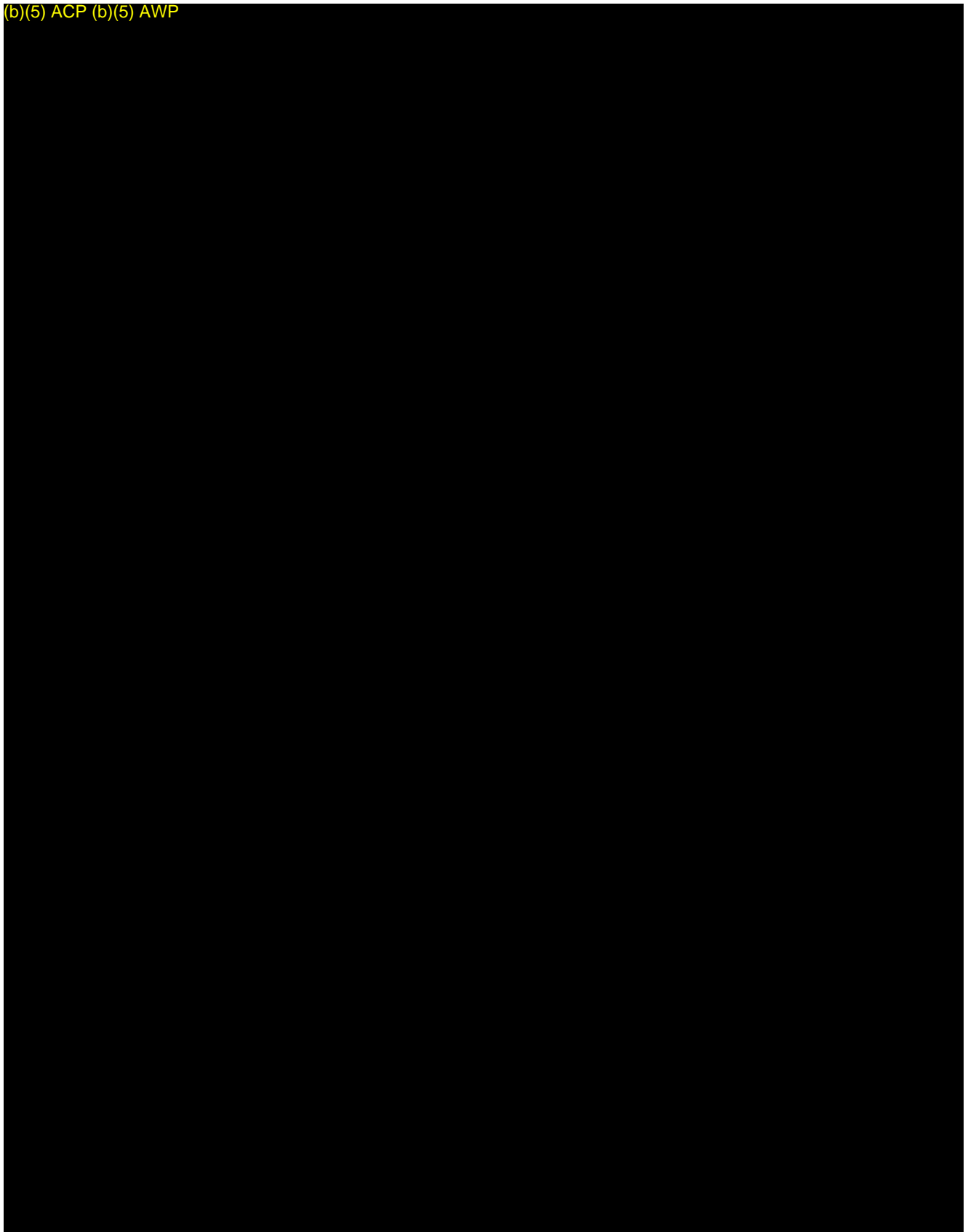
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**FEDERAL DEFENDANTS' MOTION TO CONSOLIDATE**

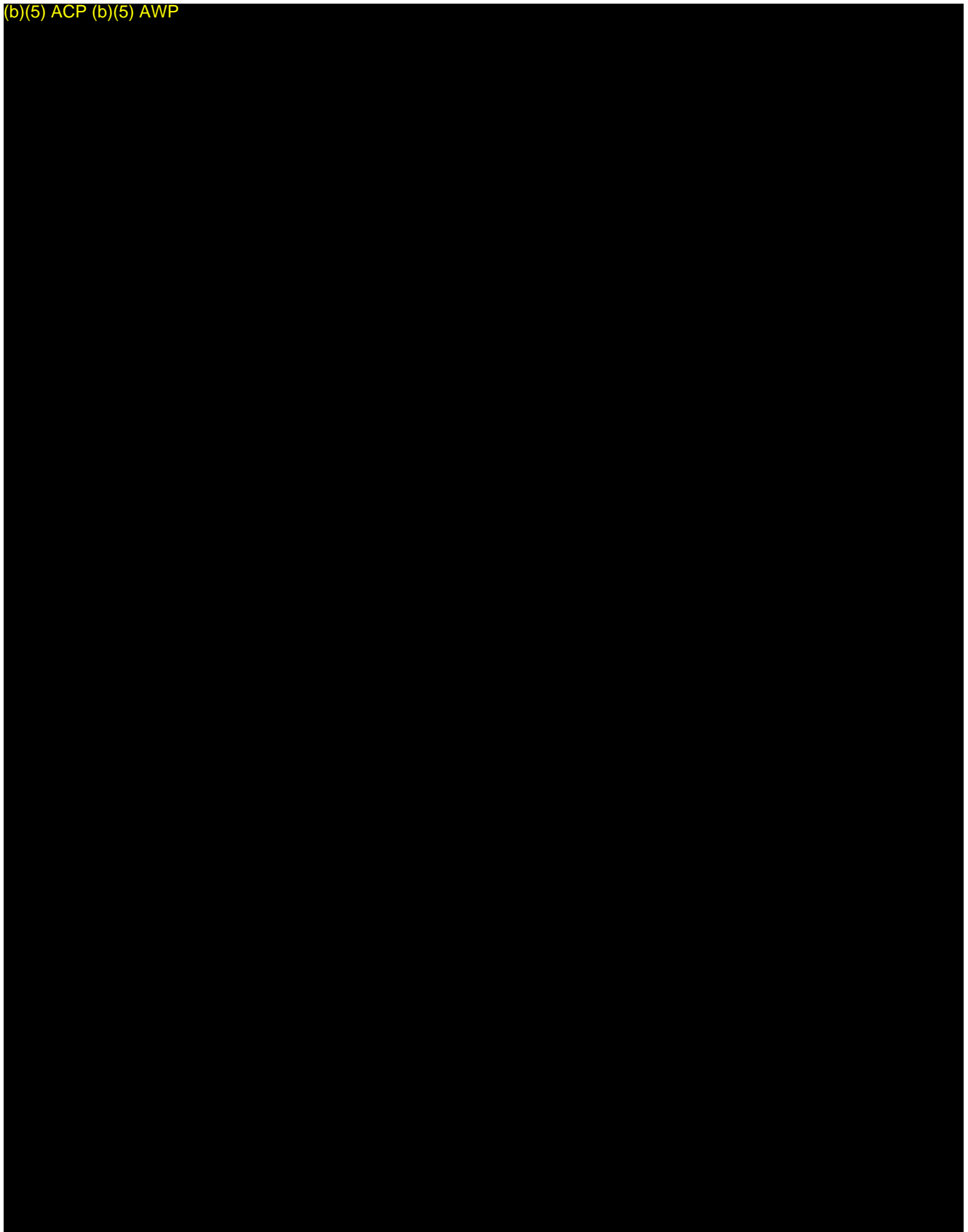
(b)(5) ACP (b)(5) AWP



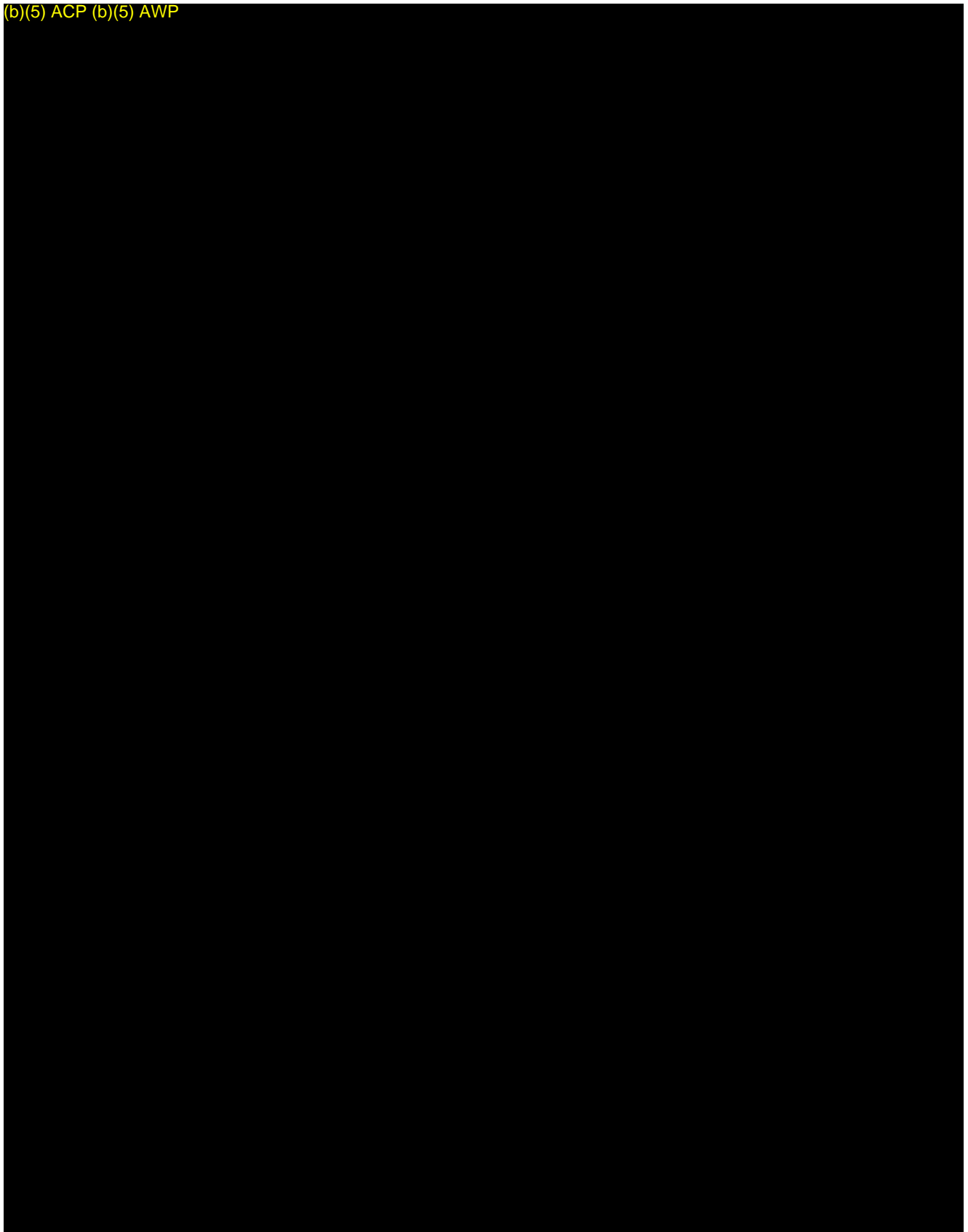
(b)(5) ACP (b)(5) AWP



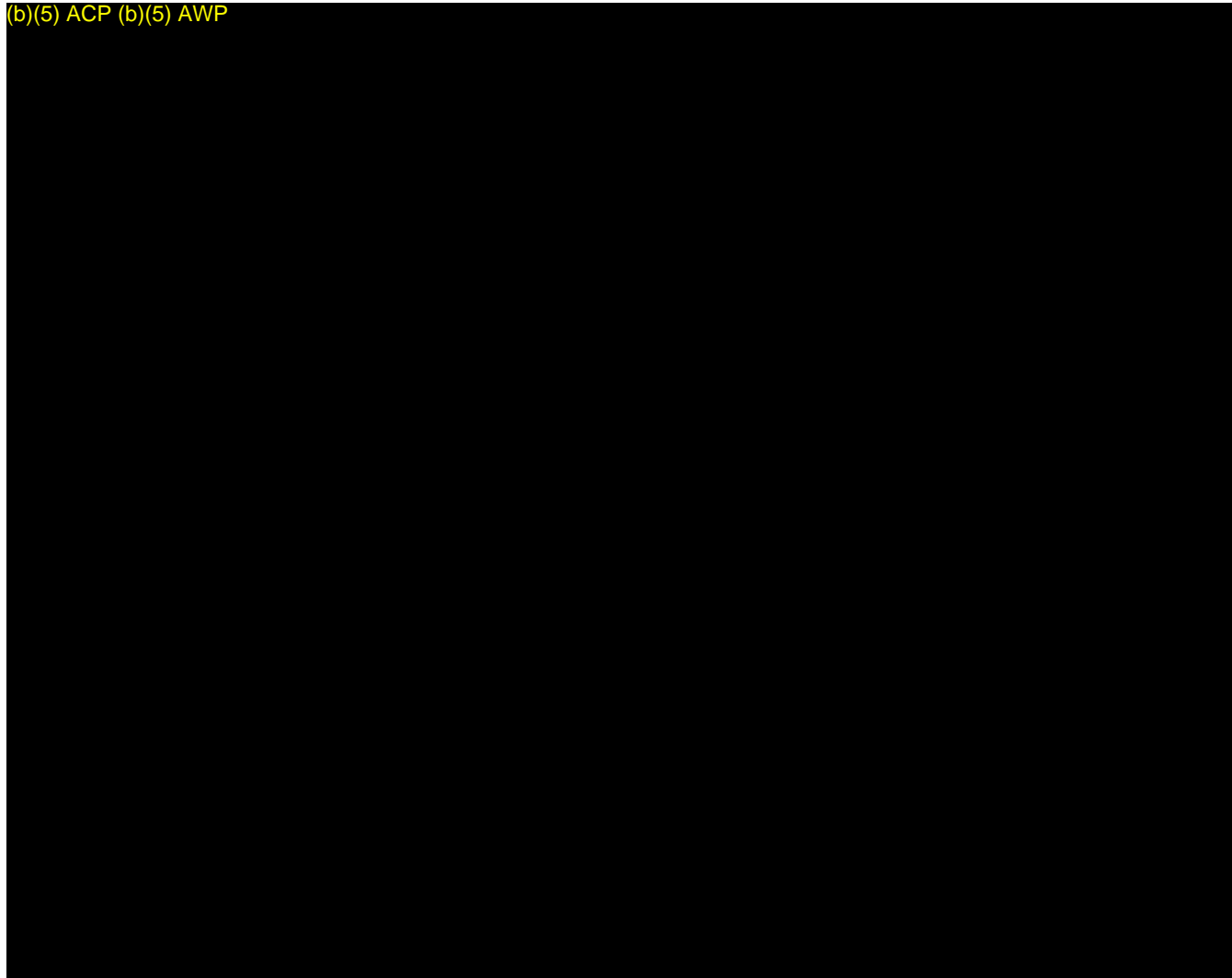
(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



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Acting Assistant Attorney General

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Attorneys for Federal Defendants



**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of December, 2017, I filed the above pleading with the Court's CM/ECF system, which provided notice of this filing by e-mail to all counsel of record.

/s/ Romney S. Philpott  
Romney S. Philpott

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

HOPI TRIBE, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:17-cv-02590 (TSC)
	)	
DONALD J. TRUMP, in his official	)	
capacity as President of the United States,	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	

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**FEDERAL DEFENDANTS' MOTION TO CONSOLIDATE**

(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



(b)(5) ACP (b)(5) AWP



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Acting Assistant Attorney General

/s/ *draft*

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of December, 2017, I filed the above pleading with the Court's CM/ECF system, which provided notice of this filing by e-mail to all counsel of record.

/s/ Romney S. Philpott  
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