

COMMITTEE ON NATURAL RESOURCES
113th Congress Disclosure Form
As required by and provided for in House Rule XI, clause 2(g) and
the Rules of the Committee on Natural Resources

National Park Service's Implementation of the Government Shutdown 10-16-2013

For Individuals:

1. Name: Denis P. Galvin
2. Address:
3. Email Address:
4. Phone Number:

* * * * *

For Witnesses Representing Organizations:

1. Name: Denis P. Galvin
2. Name of Organization(s) You are Representing at the Hearing:
National Parks Conservation Association
3. Business Address: 777 6th Street, Washington, DC 20001
4. Business Email Address: dpgalvin01@msn.com
5. Business Phone Number: **202.223.6722**

For all Witnesses

Name/Organization__ Denis P. Galvin/NPCA

Title/Date of Hearing **National Park Service's Implementation of the Government Shutdown/ 10-16-2013**

a. Any training or educational certificates, diplomas or degrees or other educational experiences that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

BA, Science and Mechanical Engineering

b. Any professional licenses, certifications, or affiliations held that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

n/a

c. Any employment, occupation, ownership in a firm or business, or work-related experiences that relate to your qualifications to testify on or knowledge of the subject matter of the hearing.

40 years at National Park Service

d. Any federal grants or contracts (including subgrants or subcontracts) from the Department of the Interior (and /or other agencies invited) that you have received in the current year and previous four years, including the source and the amount of each grant or contract.

n/a

e. A list of all lawsuits or petitions filed by you against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed.

n/a

f. A list of all federal lawsuits filed against you by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

n/a

g. Any other information you wish to convey that might aid the Members of the Committee to better understand the context of your testimony.

n/a

Witnesses Representing Organizations

Name/Organization__ Denis P. Galvin/NPCA

Title/Date of Hearing **National Park Service's Implementation of the Government Shutdown/ 10-16-2013**

h. Any offices, elected positions, or representational capacity held in the organization(s) on whose behalf you are testifying.

n/a

i. Any federal grants or contracts (including subgrants or subcontracts) from the *Department of the Interior (and /or other agencies invited)* that were received in the current year and previous four years by the organization(s) you represent at this hearing, including the source and amount of each grant or contract for each of the organization(s).

n/a

j. A list of all lawsuits or petitions filed by the organization(s) you represent at the hearing against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed for each of the organization(s).

1. Center for Biological Diversity, et al. v. U.S. EPA, US Court of Appeals, DC Circuit, No. 12-1238: National Ambient Air Quality Standards for SO₂ and NO₂
2. Stat of Mississippi v. U.S. EPA, U.S. Court of Appeals, DC Circuit, No. 08-1200 (and consolidated cases): National Ambient Air Quality Standards for Ozone
3. Buffalo River Watershed Alliance, NPCA et al v. US Department of Agriculture et al. - Challenge to environmental review and authorization of loan guarantee assistance to C & H Hog Farms located on a major tributary of the Buffalo River, our nation's first national river. 42 USC 4321—4375; 16 USC 1531-1544; 16 USC 460 m-8—m-14
4. Drakes Bay Oyster Company v. Sally Jewell et al - Intervened in law suit involving the Secretary of the Interior's decision to not renew the lease for an oyster farm located within Point Reyes National Seashore. Pub. L. No. 111-88 (2009); 42 USC 4321; 16 USC 1133(c); 5 USC 701 (a)(2)
5. NPCA et al. v. Sally Jewell- Challenge to NPS decision to grant special use permits and extended right-of-way across the Delaware Gap National Recreation Area, the Middle Delaware National Scenic and Recreational River and the Appalachian National Scenic Trail for construction of transmission lines. 416 USC 1 et seq.; 2 USC 4321 et seq.; 16 USC 1271 et seq.
6. Billings County, ND, et al. v. USA- Counties seek to establish rights-of-way on 4, 624 miles of section lines in National Grasslands adjacent to Theodore Roosevelt NP. R.S. 2477
7. Northwest Mining Association et al. v. Salazar - Challenge to withdrawal of lands adjacent to Grand Canyon NP for uranium mining. 43 USC 1701

8. NPCA v. Office of Surface Mining- Challenge to regulations adopted by the Office of Surface Mining governing mountaintop removal and stream buffer zones. 30 USC 1201 et seq.; 33 USC 1251 et seq.; 16 USC 1531 et seq.
9. Defenders of Wildlife et al. v. Ken Salazar et al.- Challenge to NPS plan for off road vehicle access and trails in Big Cypress National Preserve (Bear Island Unit). 16 USC 1 et seq.; 42 USC 4321 et seq.; E.O. 11,644; 16 USC 1531 et seq.; E.O. 11,989
10. NPCA v. Department of the Interior - Challenge to NPS plans for Big Cypress (addition lands) 16 USC. 1 et seq.; 16 USC 1131 et seq.
11. Wyoming v. DOI - Winter use plan in Yellowstone. 16 USC 1 ; 16 USC 21-40
12. Petition to NPS to Regulate Hunting in JDR Parkway

k. A list of all federal lawsuits filed against the organization(s) you represent at the hearing by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

n/a

l. For tax-exempt organizations and non-profit organizations, copies of the three most recent public IRS Form 990s (including Form 990-PF, Form 990-N, and Form 990-EZ) for each of the organization(s) you represent at the hearing (not including any contributor names and addresses or any information withheld from public inspection by the Secretary of the Treasury under 26 U.S.C. 6104)).

See attachments

Committee on Oversight and Government Reform
Witness Disclosure Requirement - "Truth in Testimony"
Required by House Rule XI, Clause 2(g)(5)

Name: Denis P. Galvin

1. Please list any federal grants or contracts (including subgrants or subcontracts) you have received since October 1, 2010. Include the source and amount of each grant or contract.

n/a

2. Please list any entity you are testifying on behalf of and briefly describe your relationship with these entities.

National Parks Conservation Association, board member

3. Please list any federal grants or contracts (including subgrants or subcontracts) received since October 1, 2010, by the entity(ies) you listed above. Include the source and amount of each grant or contract.

n/a

I certify that the above information is true and correct.

Signature:

Denis P. Galvin (u)

Date:

10-15-2013

COMMITTEE ON NATURAL RESOURCES

1324 Longworth House Office Building

Washington, D.C. 20515

(202) 225-2761

113th CONGRESS DISCLOSURE FORM

**As required by and provided for in House Rule XI, clause 2(g)
and the Rules of the Committee on Natural Resources**

Joint Oversight Hearing with the Committee on Oversight and Government Reform on "*As Difficult As Possible: The National Park Service's Implementation of the Government Shutdown*"

For Individuals:

1. Name:
2. Address:
3. Email Address:
4. Phone Number:

* * * * *

For Witnesses Representing Organizations:

1. Name:
2. Name of Organization(s) You are Representing at the Hearing:
3. Business Address:
4. Business Email Address:
5. Business Phone Number:

NPCA Air Cases – October 2013

Case name	Venue	State/ Region	Summary	Status
<p><i>Public Service Company of New Mexico v. EPA</i></p> <p>Case Nos. 11-9552, 11-9557 and 11-9567</p>	10 th Circuit	NM	Intervening on behalf of EPA to defend the nitrogen oxide (NOx) Best Available Retrofit Technology (BART) Federal Implementation Plan (FIP) for San Juan Generating Station.	Active
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-1343 (and consolidated cases)</p>	DC Court of Appeals	Eastern US	Appealing the Cross State Air Pollution Rule (CSAPR) Better than BART Rule. The rule exempts all power plant BART sources from regional haze emission controls substituting the BART program with the CSAPR trading program requirements. State-based Circuit Court appeals consolidated in DC Court.	Stayed
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-2910</p>	8 th Circuit	MN	Appealing aspects of SIP that erroneously (1) relied on CSAPR to satisfy BART requirements, (2) determined inadequate BART determination for Sherco, and (3) approved reasonable progress/long term strategy.	Stayed
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-2331</p>	8 th Circuit	ND	Appealing inadequate (1) BART determinations for Leland Olds and MR Young plants and (2) reasonable progress analysis for Coyote coal plant.	Decision on 9/23/13
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-3061.</p>	8 th Circuit	NE	Appealing inadequate portions of SIP and FIP that relied on CSAPR to satisfy BART requirements and issued improper BART determination for Gerald Gentleman that was inconsistent with EPA findings analysis.	Stayed
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-3534</p>	3 rd Circuit	PA	Appealing portions of inadequate SIP for (1) improper reliance on CSAPR to satisfy BART requirements for power plants and (2) inadequate BART determinations for non-coal plant industrial polluters, including refineries, pulp and paper mills and cement kilns.	Stayed
<p><i>NPCA v. EPA</i></p> <p>Case No. 12-4316</p>	2 nd Circuit	NY	Appealing (1) portions of SIP for failure to require adequate sulfur dioxide (SO2) BART at Danskammer coal plant and long	Stayed

			term strategy and (2) portions of FIP for failing to require adequate NOx BART for Danskammer.	
<i>Moapa Band of Paiutes v. EPA</i> Case No. 12-73388	9 th Circuit	NV	Appealing inadequate NOx BART determination for Reid Gardner coal plant.	Stayed
<i>Dine' CARE v. EPA</i> Case No. C 12-03987 JSW	Northern District of California	NGS deadline case	Appealing EPA's unreasonable delay to perform nondiscretionary duty to promulgate a BART determination for NGS.	Active
<i>NPCA v. EPA</i> Case Nos. 12-2910 and 12-3481 Consolidated	8 th Circuit	MN	Appealing EPA's unreasonable delay to perform nondiscretionary duty to promulgate a Reasonably Attributable Visibility Impairment (RAVI) BART determination for Sherco	Stayed
<i>NPCA v. EPA</i> Case No. 12-73757	9 th Circuit	MT	Appealing inadequate regional haze plan for MT including claims regarding inadequate emission controls for three coal plants and two cement kilns. If industry appeals we may also intervene in defense of good (NOx and SO2) emission controls for cement kilns.	Active
<i>Medical Advocates for Healthy Air v. EPA</i> Case No. 12-73386	9 th Circuit	CA	Appealing revisions to CA State Implementation Plan that allows San Joaquin Air Quality District to pass emission fines to the public through DMV fees instead of fining major stationary sources of emissions as required under the CAA.	Active
<i>Dine' Citizens Against Ruining Our Environment v. Arizona Public Service Company</i> Case No. 1:11-cv-00889-JB-KBM	District Court for the District of NM	NM/Four Corners Power Plant	Challenging APS for upgrades made to the Four Corners Power Plant in the 1980s and 1990s as being in violation of CAA provisions requiring review of modern emission controls and improved emission limits where "major modifications" have been made.	Stayed
<i>NPCA v. EPA</i> Case No. 13-70425	9 th Circuit	AZ	Intervening on behalf of EPA in defense of 7 excellent NOx BART determinations affecting pollution control requirements at the following AZ coal plants: Apache, Cholla and Coronado. Cholla has the greatest visibility impact on Class I areas of any coal plant in the country.	Active

<p><i>NPCA v. EPA</i></p> <p>Case No. 13-#9525</p>	<p>10th Circuit</p>	<p>CO</p>	<p>Challenging the BART and reasonable progress determinations for the Craig in the Colorado regional haze plan.</p>	<p>Stayed</p>
<p><i>HEAL Utah v. EPA</i></p> <p>WY Case No. 13-9510</p> <p>NM Case No. 13-9509</p> <p>UT Case No. 13-9507</p> <p>ABQ Case No. 13-9508</p>	<p>10th Circuit</p>	<p>WY, NM, UT</p>	<p>Challenging Western Backstop Trading Program (WBTP) as a replacement for the source specific SO2 BART requirements for Utah, Wyoming, New Mexico, and Bernalillo County/Albuquerque sources of pollution. We expect cases to be consolidated.</p>	<p>Active</p>

