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

7/17/13 Oversight Hearing on
"A Washington, DC-Based Bureaucratic Invention with Potential Water Conservation and Property Rights Impacts: The National Blueways Order"

For Individuals:

1. Name: Karen Budd-Falen

2. Address: 300 East 18th Street, Cheyenne, WY 82001

3. Email Address: main@buddfalen.com

4. Phone Number: 307/632-5105

* * * * *

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:

For all Witnesses

Name/Organization: Karen Budd-Falen/Budd-Falen Law Offices, LLC
Title/Date of Hearing: On the prior page

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.

See Exhibit 1

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.

See Exhibit 1

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.

See Exhibit 1

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.

None

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.

See Exhibit 2

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.

None

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

None

Witnesses Representing Organizations

Name/Organization_____
Title/Date of Hearing_____

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

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).

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).

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.

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)).

KAREN BUDD-FALEN

300 East 18th Street • Cheyenne, Wyoming 82001 • (307)632-5105

PROFESSIONAL EXPERIENCE

BUDD-FALEN LAW OFFICES, L.L.C., CHEYENNE, WYOMING.
Attorney at Law, 6/92 to Present
Co-Owner of a multi-attorney law firm specializing in federal lands, endangered species, clean water and natural resources law. Attorneys in my firm represent both local governments and private individuals to protect private rights and community stability on private and federal lands.

DRAY, MADISON AND THOMSON, CHEYENNE, WYOMING
Attorney at Law, 3/89 to 6/92
Senior associate in general practice law firm, specializing in federal lands, endangered species, natural resources, administrative law and general land use planning. Assisted clients in all phases of federal administrative appeals, litigation and negotiation.

MOUNTAIN STATES LEGAL FOUNDATION, DENVER, COLORADO
Attorney at Law, 8/87 to 12/88
Staff attorney for public interest foundation specializing in natural resources, environmental, public land, and administrative law. Extensive public speaking, agency testimony, client contact and oral advocacy involved. Represented clients with interests in grazing, timber, and oil and gas.

WYOMING STATE HOUSE OF REPRESENTATIVES, CHEYENNE, WYOMING
Intern, 1/85 to 3/85; 1/87 to 3/87; and 1/89 to 3/89
Drafted legislation and amendments for four House standing committees with jurisdiction over agriculture, wildlife, recreation, transportation and tourism issues. Wrote press releases, speeches and position statements.

SOLICITOR'S OFFICE, BRANCH OF WATER AND POWER, U.S. DEPARTMENT OF THE INTERIOR, WASHINGTON, D.C.
Law Clerk, 5/86 to 8/86
Provided technical, legal and political advice on Bureau of Reclamation law as applied in specific situations. Wrote legal and factual case descriptions for the U.S. Department of Justice to use in defending Interior suits.

ASSISTANT SECRETARY, LAND AND MINERALS MANAGEMENT, U.S. DEPARTMENT OF THE INTERIOR, WASHINGTON, D.C.
Special Assistant, 2/82 to 8/84
Provided technical and political expertise on federal land and wilderness issues. Designed and managed three bureau-wide task management computer systems. Advised the Secretary on appointments to national and local advisory boards. Communicated with congressional committees.

EDUCATION

UNIVERSITY OF WYOMING COLLEGE OF LAW, LARAMIE, WYOMING
Juris Doctor, May, 1987

UNIVERSITY OF WYOMING, LARAMIE, WYOMING
Bachelor of Arts, Journalism/Political Science, May, 1982

EXHIBIT 1

PROFESSIONAL QUALIFICATIONS

- Admitted to Practice - State of Wyoming, U.S. District Court for the District of Wyoming, 1987; Supreme Court State of Wyoming, 1987; U.S. Court of Appeals for the Tenth Circuit, 1990; U.S. Court of Federal Claims, 1990; Court of Appeals for the Federal Circuit, 1995; U.S. Court of Appeals for the Ninth Circuit, 1998; Supreme Court of the United States, 1999;U.S. District Court for the District of Nebraska, 2003; U.S. District Court for the District of Columbia, 2004; U.S. Court of Appeals for the Seventh Circuit, 2004; U.S. Court of Appeals for the D.C. Circuit, 2006; U.S. Court of Appeals for the Eighth Circuit, 2007.

PROFESSIONAL HONORS

- Individual of the Year - Arizona and New Mexico Coalition of Counties for Stable Economic Growth, 2011.
- Bud Eppers Memorial Award - New Mexico Public Lands Council, 2005.
- "Always There Helping" – New Mexico Cattle Growers Association, 2003.
- Wyoming Agriculture Hall of Fame - Wyoming Livestock Journal, 2001.
- Founding Fathers Award – Arizona and New Mexico Coalition of Counties for Stable Economic Growth, 1999.
- Who's Who: 20 For the Future -- *Newsweek*, September 30, 1991.

PUBLICATIONS AND CONGRESSIONAL TESTIMONY

- *Oversight Hearing on "The Endangered Species Act: How Litigation is Costing Jobs and Impeding True Recovery Efforts,"* U.S. House of Representative Committee on Natural Resources, Washington D.C., 2011;
- Select Committee on Federal Natural Resource Management, Wyoming State Legislature, Douglas Wyoming, 2011.
- *Task Force on Improving the National Environmental Policy Act*, U.S. House of Representatives Committee on Resources, Field Hearing, Rio Rancho, New Mexico, 2005.
- *Oversight Hearing on the Endangered Species Act's Impact in New Mexico*, Committee on Resources, Clovis ,New Mexico, 1998.
- *Oversight Hearing on Livestock Grazing Policies on National Forests*, Committee on Resources, Subcommittee on Forest and Forest Health, Washington D.C., 1997.
- *Protecting Community Stability and Local Economics: Opportunities for Local Government Influence in Federal Decision and Policy-Making Processes,* Rowman and Littlefield, 1996.
- *The Right to Graze Livestock on the Federal Lands: The Historical Development of Western Grazing Rights,* Idaho Law Review, 1993-1994.
- *Ecosystem Management: Will National Forests Be Managed Into National Parks?*, Yale University Press, 1991.
- *How to Survive the Bureaucratic Maze: A Guide to the Forest Service and Bureau of Land Management Appeals Processes,* National Inholders Association, 1990.

AT-LARGE APPOINTMENTS AND ACTIVITIES

- Wyoming Water Development Commission; Four-year term appointment by Wyoming Governor and Confirmation by Wyoming State Senate, 2012.
- Board of Directors; Wyoming Natural Resources Foundation, 2012.
- Coach, Future Farmers of America Agriculture Issues Career Development Event, National Champions 2010; 2012.

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.

Case Name and Description	Approximate Date Filed

Federal Court Cases

Pierson v. USA,
US Court of Federal Claims
Docket No. 09-cv-5 — 01/09

Represented private landowner in a takings case against the United States related to Endangered Species Act. (16 U.S.C. § 1531 et seq.)

Ayers. et al. v. USA,
U.S. Court of Federal Claims
No. 09-cv-133 — 03/09

Represented unpatented mining claim owner in a takings case against the United States under 1872 Mining Law.

Defenders of Wildlife et al. v. Tuggle,
U. S. District Court AZ
Case No.08-cv-00280-DCB — 04/09

Represented New Mexico Cattle Growers' Association as intervenors supporting the U.S. Fish and Wildlife Service in supporting Section 10(j) rule under the Endangered Species Act (16 U.S.C. § 1531 et seq.).

Cross Mountain Ranch v. Vilsack et al.,
U.S. District Court CO
No. 09-cv-1902 AP — 08/09

Represented grazing permittee against the U.S. Forest Service in case regarding grazing permit reduction under Federal Land Policy and Management Act and National Environmental Policy Act (43 U.S.C. Chapter 35).

EXHIBIT 2

Hugh B. Mckeen v. United States Forest Service et al.,
U. S. Court of Appeals for the Tenth Circuit
Case No. 08-2290 09/09

Represented grazing permittee against the U.S. Forest Service in term permit renewal case under Federal Land Policy and Management Act and National Environmental Policy Act (43 U.S.C. Chapter 35).

Forest Guardians, et al. v. U.S. Forest Service,
Case No. 07-1043-LCS-ACT
U. S. Court of Appeals Tenth Circuit
09-2295 11/09

Represented New Mexico Cattle Growers' Association as intervenors in support of the U.S. Forest Service supporting the categorical exclusion for certain term grazing permits under the National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Yavapai Ranch Limited Partnership v. Vilsack et al.,
U.S. District Court AZ
10-cv-08119 07/10

Represented landowner against the Forest Service in challenge to appraisal in Forest Service/private land exchange.

Bradley v. Edward Schafer, et al.,
U.S. Court of Appeals for the Ninth Circuit, 10-36141 12/10

Represented right-of-way owner against the Forest Service to quiet title to his 1866/1891 Act ditch right-of-way.

Western Watersheds Project v. U.S. Bureau of Land Management,
U.S. District Court for Wyoming, 10cv266-D 12/10

Represented grazing permittee in support of the Bureau of Land Management in an intervention case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project, et al. v. U.S. Forest Service,
U.S. District Court Idaho
Case No. 10-cv-00612 12/10

Represented Wyoming Stock Growers' Association in support of the U.S. Forest Service as intervenors supporting the categorical exclusion for certain term grazing permits under the National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Whitetail Water Users v. Vilsack, et al.,
U.S. District Court MT
No. 11-cv-3 DWM 1/11

Represented right-of-way owner against the U.S. Forest Service to quiet title to his 1866/1891 Act ditch right-of-way.

Blancett v. Salazar,
U.S. District Court NM
10-00254 ACT/RLP 09/11

Represented Plaintiff against United States Department of the Interior relating to Quite Title Act (28 U.S.C. § 1346(f))

The Board of Commissioners of Catron County, New Mexico, v. United States of America, et al.
U.S. District of NM
12-cv00237-MV-WPL 03/12

Represented Plaintiff against the U.S. Forest Service claiming an interest in an R.S. 2477 right-of-way case that was the subject of this litigation pursuant to the Federal Quiet Title Act, 28 U.S.C. §§ 1346(f) and 2409a.

Western Watersheds Project v. U.S. Fish and Wildlife Service and U.S. Forest Service,
U.S. District Court ID
4:13-cv-176-BLW 06/13

Represent grazing permittees in intervention in case relating to Section 7 of the Endangered Species Act (16 U.S.C. § 1531 et seq.).

The New Mexico Off-Highway Vehicle Alliance v. United States Forest Service et al.,
U.S. District Court NM
12-cv-1272

Represented Plaintiff against United States Forest Service challenging the closure of roads and trails under the guise of a travel management plan. 06/13

Valley Meat LLC. v. Vilsack et. al. and HSUS,
U.S. District Court NM
Civ. No. 12-cv-1083 02/13

Represent Intervenor against Federal Inspection Service relating to delay of a grant of inspection.

Represent Defendant against criminal charges brought by United States.

Administrative Cases

Western Watersheds Project v. Bureau of Land Management,
ID-320-09005 03/09

Represented grazing permittee in intervention in support of Bureau of Land Management in a case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project v. BLM, 4:08 cv-435 08/09

Represented grazing permittee in intervention supporting the Bureau of Land Management in case relating to term permit renewal under Taylor Grazing Act, Federal Land Policy and Management Act and National Environmental Policy Act (43 U.S.C. Chapter 35).

Appeal of STARESSENCE, INC. *et al.*
N 77716
Contract Renewal

Represented contractor against the Bureau of Land Management in renewal of Bureau of Land Management mineral contract.

Cardoza v. U.S. Forest Service,
Appeal 10-005-09-0001-A251-1 02/10

Represented grazing permittee in case against the U.S. Forest Service regarding permit reduction/cancellation under Federal Land Policy and Management Act (42 U.S.C. § 4321 et seq.).

Blancett et al. v. U.S. Department of Interior,
No. 10-cv-00254 03/10

Represented landowner against the Bureau of Land Management in challenge of a Bureau of Land Management dependent resurvey under the Administrative Procedure Act (5 U.S.C. §§ 701-706).

Mary H. Sullivan v. Bureau of Land Management,
NM-210-10-01 05/10

Represented grazing permittee against the Bureau of Land Management in case related to permit cancellation under Federal Land Policy and Management Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project v. Bureau of Land Management,
Case Appeal No. DOI-BLM-MT-B010-2010-001 07/10

Represented grazing permittee in intervention supporting the Bureau of Land Management in case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project v. Bureau of Land Management,
No. 2:10-02896-KJM-KJN 10/10

Represented grazing permittee in intervention in support of the Bureau of Land Management in case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project v. Bureau of Land Management,
WY-050-11-01 06/11

Represented grazing permittee in support of the Bureau of Land Management in an intervention case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project et al. v. Cagney,
10-cv-284-NDF 12/10

Represented grazing permittee in support of the Bureau of Land Management in an intervention case relating to term permit renewal under Taylor Grazing Act (43 U.S.C. § 315), Federal Land Policy and Management Act (43 U.S.C. Chapter 35) and National Environmental Policy Act (42 U.S.C. § 4321 et seq.).

Western Watersheds Project v. United States Bureau of Land Management,
10-CV-266-SWS 09/11

Represented landowner in intervention in support of the Bureau of Land Management in a case relating to the Bureau of Land Management (BLM) satisfying its requirements under the National Environmental Policy Act (NEPA) (42 U.S.C. § 4332).

Ray Dennis d/b/a Sweetwater Outfitters, WY-060-RU11-1, IBLA 2013-0027, Special Recreation Permit 11/12

Represent permit holder against Bureau of Land Management related to cancellation of Special Use Recreation Permit.

Jeramy Frick dba Brush Canyon Outfitters, LLC., WY-060-RU2-12 IBLA-2013-0024,
Special Recreation Permit 11/12

Represent permit holder against Bureau of Land Management related to cancellation of Special Use Recreation Permit.