

LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - **All Filers Are Required To Complete This Page**

1. Registrant Name:

EARTHJUSTICE LEGAL DEFENSE FUND

2. Address:

1625 MASSACHUSETTS AVENUE, NW, #702, WASHINGTON, DC 20036

3. Principal place of business (if different from line 2):

4. Contact Name: MARTIN B. HAYDEN

Telephone: 2026674500

E-mail (optional): mhayden@earthjustice.org

Senate ID #: 12972-12

House ID #:

7. Client Name: ☒ Self

TYPE OF REPORT

8. Year 2006 Midyear (January 1 - June 30): ☐ **OR** Year End (July 1 - December 31): ☒

9. Check if this filing amends a previously filed version of this report: ☐

10. Check if this is a Termination Report: ☐ => Termination Date: 11. No Lobbying Activity: ☐

INCOME OR EXPENSES

Complete Either Line 12 **OR** Line 13

12. Lobbying Firms

INCOME relating to lobbying activities for this reporting period was:

Less than \$10,000: ☐

\$10,000 or more: ☐ => Income (nearest \$20,000): _____

Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).

13. Organizations

EXPENSES relating to lobbying activities for this reporting period were:

Less than \$10,000: ☐

\$10,000 or more: ☒ => Expenses (nearest \$20,000): 115,500.00

14. Reporting Method.

Check box to indicate expense accounting method. See instructions for description of options.

☐ **Method A.** Reporting amounts using LDA definitions only

☒ **Method B.** Reporting amounts under section 6033(b)(8) of the Internal Revenue Code

☐ **Method C.** Reporting amounts under section 162(e) of the Internal Revenue Code

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: ANI (one per page)

16. Specific lobbying issues:

H.R.5386 Department of the Interior, Environment, and Related Agencies Appropriations Act, 2007 H.R. 1615 Salmon Planning Act H.R. 3824 Threatened and Endangered Species Recovery Act of 2005 S. 2110 Collaboration for the Recovery of Endangered Species Act: To amend the Endangered Species Act of 1973 to enhance the role of states in the recovery of endangered species and threatened species. To implement a species conservation recovery system , to establish certain recovery programs etc. S. 4087 Endangered Species Recovery Act of 2006 (ESRA). To amend the Internal Revenue Code to provide a tax credit to individuals who enter into agreements to protect the habitats of endangered and threatened species, and for other purposes. H.R. 5213 To direct the Secretary of Commerce to provide emergency disaster assistance to mitigate the economic losses caused by declining Klamath River salmon and to develop and implement a recovery plan S. 2649 Salmon Assistance and Recovery Act of 2006 S. 2662 To direct the Secretary of Commerce to provide emergency disaster assistance to mitigate the economic losses caused by salmon fishery restrictions along the California and Oregon coast S. 2012/H.R. 5946 Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 H.R. 5051 Magnuson-Stevens Fishery Conservation and Management Amendments Act of 2006 H.R. 4857 Endangered Species Compliance and Transparency Act of 2006 H.R. 5018 American Fisheries Management and Marine Life Enhancement Act H.R. 4075 Marine Mammal Protection Act Amendments of 2006 H.R. 5672 Science, State, Justice and Commerce, and Related Agencies Appropriations RULEMAKINGS: NMFS NOAA DOC 50 CFR Part 226 Proposed Rule Endangered and Threatened Species; Designation of Critical Habitat for 13 Evolutionarily Significant Units of Pacific Salmon (*Oncorhynchus* spp.) and Steelhead (*O. mykiss*) in Washington, Oregon, and Idaho; Dec 14 2004 NOAA; DOC; Final Salmon Hatchery Policy; June 16,2005 USDOI; 50 CFR Part 17 Proposed Rule Endangered the Threatened Wildlife and Plants; Designating the Great Yellowstone Population of Grizzly Bears as a Distinct Population Segment; Removing the Yellowstone Distinct Population Segment of Grizzly Bears from the Federal List of Endangered the Threatened Wildlife; November 17, 2005 50 CFR Part 17 Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Contiguous United States Distinct Population Segment of the Canada Lynx; Final Rule, November 9, 2006 LEGISLATION: H.R. 1837 To amend the Endangered Species Act of 1973 to establish limitations on the designation of critical habitat, and for other purposes. H. R. 2361 Department of Interior and Related Agencies Appropriations Act, 2006

17. House(s) of Congress and Federal agencies contacted:

Commerce, Dept of (DOC)
Council on Environmental Quality (CEQ)
Defense, Dept of (DOD)
HOUSE OF REPRESENTATIVES
Interior, Dept of (DOI)
SENATE
U.S. Fish & Wildlife Service (USFWS)

18. Name of each individual who acted as a lobbyist in this issue area:

Name: FREUND, KATE
Covered Official Position (if applicable): LEGISLATIVE ASSISTANT
Name: HOLMES, SUSAN
Covered Official Position (if applicable): SENIOR LEGISLATIVE REPRESENTATIVE

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: CAW (one per page)

16. Specific lobbying issues:

RULEMAKINGS Proposed Modified nationwide Permits, 71 Fed. Reg. 56,258 (Sept. 26, 2006). Proposed Rule Exempting Water Transfers from the Clean Water Act, 71 Fed. Reg. 32887 (June 7, 2006). Proposed Rule on "Compensatory Mitigation for Losses of Aquatic Resources" published at 71 Fed. Reg. 15520 (March 28, 2006) Proposed Rule on National Ambient Air Quality Standards for Particulate Matter, 71 FR 2620 (Jan. 17, 2006) Proposed Rule, Revisions to Ambient Air Monitoring Regulations, 71 FR 2710 (Jan. 17, 2006) Oil Pollution Prevention; Spill Prevention, Control, and Countermeasure Plan Requirements Amendments; Environmental Protection Agency, Proposed rule, 70 Fed. Reg. 73523 (Dec. 12, 2005). Oil Pollution Prevention; Non-Transportation Related Onshore Facilities; Environmental Protection Agency, Proposed rule, 70 Fed. Reg. 73517 (Dec. 12, 2005). National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry, Proposed Rule, 70 Fed. Reg. 72330 (Dec. 2, 2005). Revision of December 2000 Regulatory Finding on the Emissions of Hazardous Air Pollutants From Electric Utility Steam Generating Units and the Removal of Coal- and Oil-Fired Electric Utility Steam Generating Units From the Section 112(c) List (March 29, 2005). Application of Pesticides to Waters of the United States in Compliance With FIFRA; Proposed rulemaking and notice of interpretive statement; 70 Fed. Reg. 5083 (Feb. 20, 2005). Notice of Draft Aquatic Life Criteria for Selenium and Request for Scientific Information, Data, and Views; 69 Fed. Reg. 242 (December 17, 2004). Proposed NESHAP/Proposed Standards of Performance for New and Existing Stationary Sources: Electric Utility Steam Generating Units. 69 Fed. Reg. 4652 (January 30, 2004). LEGISLATION S. 912 Clean Water Authority Restoration Act. H.R. 1356 Clean Water Authority Restoration Act. H.R. 2719 Clean Water Protection Act. S. 753 Corps of Engineers Modernization and Improvement Act of 2005. H.R. 2864 The Water Resources Development Act (WRDA) of 2005. S. 728 The Water Resources Development Act (WRDA) of 2005. S. 753 Corps of Engineers Modernization and Improvement Act. S. 2288 Water Resources Planning and Modernization Act of 2006. S. 1269 Pest Management and Fire Suppression Flexibility Act. H.R. 1749 Pest Management and Fire Suppression Flexibility Act. S. 1848 The Cleanup of Inactive and Abandoned Mines Act. S. 2780 The Good Samaritan Clean Watersheds Act. H.R. 5404 The Good Samaritan Clean Watersheds Act. H.R. 2361 Department of the Interior, Environment, and Related Agencies Appropriations Act, FY 2006. H.R. 2419 Energy and Water Appropriations Act, FY 2006. S. 131 Clear Skies Act of 2005. H.R. 6 Energy Policy Act of 2005. H.R. 1640 Energy Policy Act of 2005. S. 10 Energy Policy Act of 2005. S. 726 Natural Gas Price Reduction Act of 2005. H.R. 3 Safe, Accountable, Flexible, and Efficient Transportation Equity Act of 2005. S. 1772 Gas Petroleum Refiner Improvement & Community Empowerment Act (Gas PRICE Act). H.R. 3893 Gasoline for America's Security Act of 2005. H.R. 1648 To require Executive Order 12898 to remain in force until changed by law, to expand the definition of environmental justice, to direct each Federal agency to establish an Environmental Justice Office, and for other purposes. H.R. 4541 Clean Lakes, Estuaries, and Rivers Act of 2005. S. 363 Ballast Water Management Act of 2005. S. 770 National Aquatic Invasive Species Act of 2005. S. 1110 Engine Coolant and Antifreeze Bittering Agent Act of 2005. H. 2567 Antifreeze Bittering Act of 2005. S.J. Res. 20 Disapproving a rule promulgated by the Administrator of the Environmental Protection Agency to delist coal and oil-direct utility units from the source category list under the Clean Air Act. H.R. 5254 Refinery Permit Process Schedule Act. H.R. 5359 To amend the automobile fuel economy provisions of title 49, United States Code, to authorize the Secretary of Transportation to set fuel economy standards for passenger automobiles based on one or more vehicle attributes HR 4388 Tax Extender Bill LEGISLATION: S. 912 Clean Water Authority Restoration Act. H.R. 1356 Clean Water Authority Restoration Act. H.R. 2719 Clean Water Protection Act.

17. House(s) of Congress and Federal agencies contacted:
Army, Dept of (Corps of Engineers)
Council on Environmental Quality (CEQ)
Environmental Protection Agency (EPA)
HOUSE OF REPRESENTATIVES
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HAYDEN, MARTIN
Covered Official Position (if applicable): VICE PRESIDENT FOR POLICY AND LEGISLATION
Name: MULHERN, JOAN
Covered Official Position (if applicable): SENIOR LEGISLATIVE COUNCIL
Name: WILHOITE, SARAH
Covered Official Position (if applicable): LEGISLATIVE ASSOCIATE

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: GOV (one per page)

16. Specific lobbying issues:

H.R. 418, the REAL I.D. Act H.R. 420 Lawsuit Abuse Reduction Act H.R. 1268, Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Tsunami Relief S. 1296, Ninth Circuit Judgeship and Reorganization Act of 2005 S. 1301, Ninth Circuit Judgeship and Reorganization Act of 2005 S. 1845, The Circuit Court of Appeals Restructuring and Modernization Act of 2005 H.R. 4093, Federal Judgeship and Administrative Efficiency Act of 2005 S. 489, Federal Consent Decree Fairness Act H.R. 1229, Federal Consent Decree Fairness Act H.R. 2470, Commission on the Accountability & Review of Federal Agencies Act H.R. 3277, Federal Agency Performance Review and Sunset Act H.R. 4772, Private Property Rights Implementation Act of 2005 H.RES.1047, Rule related to H.R.4772 in House H.RES.1054 Title: Waiving points of order against consideration of the bill (H.R. 4772) to simplify and expedite access to the Federal courts for injured parties whose rights and privileges under the United States Constitution have been deprived by final actions of Federal agencies or other governments officials or entities acting under color of State law, and for other purposes. NOMINATIONS: Nomination of Judge Samuel A. Alito, Jr. to the United States Supreme Court Re-nomination of William G. Myers III to U.S. Court of Appeals for the 9th Circuit OTHER: Changes in Senate filibuster rule LEGISLATION: H.R. 211, Ninth Circuit Judgeship and Reorganization Act of 2005 H.R. 212, Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2005 H.R. 3125, Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2005

17. House(s) of Congress and Federal agencies contacted:
HOUSE OF REPRESENTATIVES
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: FORD, ELISA

Covered Official Position (if applicable): LEGISLATIVE ASSOCIATE

Name: HAYDEN, MARTIN

Covered Official Position (if applicable): VICE PRESIDENT FOR POLICY AND LEGISLATION

Name: MULHERN, JOAN

Covered Official Position (if applicable): SENIOR LEGISLATIVE COUNSEL

Name: SLIKKER, ANNAMARIE

Covered Official Position (if applicable): LEGISLATIVE ASSOCIATE

Name: SUGAMELI, GLENN

Covered Official Position (if applicable): SENIOR JUDICIAL COUNCIL

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: NAT (one per page)

16. Specific lobbying issues:

H.R. 839 Restore Scientific Integrity to Federal Research and Policymaking Act H.R. 3563 National Forest Roadless Area Conservation Act H.R. 5386 Department of the Interior, Environment, and Related Agencies Appropriations for FY07 H.R. 2559 Unrecognized Southeast Alaska Native Communities Recognition and Compensation Act S. 1306 Unrecognized Southeast Alaska Native Communities Recognition and Compensation Act S. 293 University of Alaska Lands Act H.R. 4514 Arctic Coastal Plain Domestic Energy Security Act of 2004 H.R. 3893 Gasoline for America's Security Act of 2005 H.R. 3447 Highway Claims Resolution Act of 2005 H.R. 3973 National Forests Rehabilitation and Recovery Act of 2005 H.R. 4200 Forest Emergency Recovery and Research Act of 2005 H.R. 4241 Deficit Reduction Act of 2005 H.R. 4091 Ratification of part 215, title 36, Code of Federal Regulations H.R. 4761 Deep Ocean Energy Resources Act S. 3636/H.R. 5769 Washington County Growth and Conservation Act HR 4388 Tax Extender Bill HR 5760 Giant Sequoia Transition Act of 2006 HR 6298 RS2477 Rights of Way Recognition Act RULEMAKINGS: USDOl; Northeast National Petroleum Reserve-Alaska; Final Integrated Activity Plan/Environmental Impact Statement; January 28, 2005 at 70 FR 4140 USDA-FS; Final Rule; 36 CFR Part 219; National Forest System Land and Resource Management Planning; January 5, 2005 at 70 FR 1023 USDA-FS; Notice of Proposed NEPA implementing procedures; National Environmental Policy Act Documentation Needed for Developing, Revising or Amending Land Management Plans; Categorical Exclusion; January 5, 2005 at 70 FR 1062 USDA-FS; Final Rule; Special Areas; State Petitions for Inventoried Roadless Area Management; May 13, 2005 at 70 FR 25654 USDOl; Notice of Availability; Final Environmental Impact Statement; Grazing Administration Exclusive of Alaska; June 17, 2004 at 70 FR 35299 USDOl; Final Rule; Grazing Administration Exclusive of Alaska; July 12, 2006 at 70 FR 39452 USDOl; RS2477 Policy and Guidance USDOl-BLM; Proposed Amendment to the Integrated Activity Plan for the Northeast National Petroleum Reserve-Alaska USDA-FS; Tongass National Forest Plan Amendment Environmental Impact Statement; Notice of Intent; March 28, 2006 at 70 FR 15372 USDA-FS; Final directive; NEPA implementing procedures; National Environmental Policy Act Documentation Needed for Developing, Revising or Amending Land Management Plans; Categorical Exclusion; December 15, 2006 at 71 FR 75481 NOMINATIONS: Nomination of Gov. Dirk Kempthorne to be the Secretary of Interior LEGISLATION: S.CON. RES 83 Concurrent Resolution on the Budget for FY 2007 H.CON. RES 83 Concurrent Resolution on the Budget for FY 2007 H.R. 1155 Alaska Rainforest Conservation Act of 2005

17. House(s) of Congress and Federal agencies contacted:

Agriculture, Dept of (USDA)
Council on Environmental Quality (CEQ)
HOUSE OF REPRESENTATIVES
Interior, Dept of (DOI)
SENATE
U.S. Forest Service

18. Name of each individual who acted as a lobbyist in this issue area:

Name: HAYDEN, MARTIN

Covered Official Position (if applicable): VICE PRESIDENT, POLICY AND LEGISLATION

Name: TUCKER, SARA

Covered Official Position (if applicable): LEGISLATIVE ASSOCIATE

Name: WILHOITE, SARAH

Covered Official Position (if applicable): LEGISLATIVE ASSOCIATE

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Signature: ON FILE Date: Feb 12, 2007

Printed Name and Title: MARTIN B. HAYDEN, VICE PRESIDENT FOR POLICY AND LE -

Information Update Page:

Complete ONLY where registration information has changed.

LOBBYIST UPDATE

23. Name of each previously reported individual who is NO LONGER expected to act as a lobbyist for the client

Name: FORD, ELISA

ISSUE UPDATE

24. General lobbying issues previously reported that NO LONGER pertain

AFFILIATED ORGANIZATIONS

25. Add the following organization(s)

26. Name of each previously reported organization that is NO LONGER affiliated with the registrant or client

FOREIGN ENTITIES

27. Add the following foreign entities

28. Name of each previously reported foreign entity the NO LONGER owns, OR controls, OR is affiliated with the registrant, client or affiliated organization

Signature: ON FILE Date: Feb 12, 2007

Printed Name and Title: -