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Clerk of the House of Representatives Legislative Resource Center B-106 Cannon Building Washington, DC 20515	Secretary of the Senate Office of Public Records 232 Hart Building Washington, DC 20510
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LOBBYING REPORT

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

1. Registrant Name Earthjustice (12972-12)	
2. Address	<input type="checkbox"/> Check if different than previously reported 1625 Massachusetts Ave., NW Suite 702
3. Principal Place of Business (if different from line 2)	Washington DC 20036-2212
4. Contact Name	Telephone E-mail (optional)
Martin Hayden	202.667.4500
7. Client Name	<input checked="" type="checkbox"/> Self
5. Senate ID #	6. House ID #

TYPE OF REPORT 8. Year 2004 Midyear (January 1-June 30) OR Year End (July 1-Dec)

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

INCOME OR EXPENSES - Complete Either Line 12 OR Line 13

<p>12. Lobbying Firms</p> <p>INCOME relating to lobbying activities for this reporting period was:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input type="checkbox"/> ⇨ \$ _____ Income (nearest \$20,000)</p> <p>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).</p>	<p>13. Organizations</p> <p>EXPENSES relating to lobbying activities for this reporting period were:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input type="checkbox"/> ⇨ \$ <u>300,000</u> Expenses (nearest \$20,000)</p> <p>14. REPORTING METHOD. Check box to indicate accounting method. See instructions for description</p> <p><input type="checkbox"/> Method A. Reporting amounts using LDA definition</p> <p><input checked="" type="checkbox"/> Method B. Reporting amounts under section 162(e) Internal Revenue Code</p> <p><input type="checkbox"/> Method C. Reporting amounts under section 162(e) Internal Revenue Code</p>
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Signature Martin B. Hayden

Printed Name and Title Martin B. Hayden, Jr. Legislative Director

1 D 2 (REV. 6/98)

Registrant Name Earthjustice Client Name Self

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

SEE ATTACHMENT

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

Check if None

US House of Representatives
US Senate
CEQ

USDA
USFS
US Dept. of Interior

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

Name	Covered Official Position (if applicable)
Martin Hayden	
Randall Moorman	
Sarah Wilhoite	
John Garder	

19. Interest of each foreign entity in the specific issues listed on line 16 above

Check if None

Signature  Date 9-10-00

Printed Name and Title Martin B Hayden Legislative Director

Page

NAT

Legislation

H.R. 6 Energy Policy Act of 2003

H.J. Res. 2 Omnibus Appropriations (??)

H. Rpt. 108-76 Wartime Supplemental Appropriations (??)

H.R. 1639 R.S. 2477 Rights-of-Way Act of 2003

H.R. 1899 Cape Fox Land Entitlement Adjustment Act of 2003

S. 1354 Cape Fox Land Entitlement Adjustment Act of 2003

H.R. 2369 National Forest Roadless Area Conservation Act

S. 1200 National Forest Roadless Area Conservation Act

S. 1466 Alaska Land Transfer Acceleration Act

S. 2095 Energy Policy Act of 2003

H.R. 3102 To utilize the expertise of New Mexico State University, University of Arizona, Northern Arizona University in conducting studies under National Environmental Policy Act of 1969 in connection with grazing allotments and range and continuing range analysis for National Forest System lands in New Mexico and Arizona and for other purposes

S. 150 Internet Tax Non-Discrimination Act of 2003

S. 1637 Jumpstart Our Business Strength Act

H.R. 4568 Department of the Interior and Related Agencies Appropriations Act, 2005

H.R. 4513 To provide that in preparing an environmental assessment or environmental impact statement required under section 102 of the National Environmental Policy Act of 1969 with respect to any action authorizing a renewable energy project, no federal agency is required to identify alternative project locations or actions other than the proposed action and the no action alternative, and for other purposes

H.R. 4503 Energy Policy Act of 2004

H.R. 4514 Arctic Coastal Plain Domestic Energy Security Act of 2004

Administrative Policies/Rulemakings

USDOJ; Northwest National Petroleum Reserve; Alaska Draft Integrated Activity Plan/Environmental Impact Statement; January 17, 2003 at 68 FR 2568.

USDA-FS; Proposed Rules; 36 CFR Part 219; National Forest System Land and Resource Management Planning; December 6, 2002 at 67 FR 72770

USDA-FS; Notice of proposed interim directive; NEPA Documentation Needed for Limited Timber Harvest; January 8, 2003 at 68 FR 1026.

April 9, 2003 Memorandum of Understanding between the State of Utah and the Department of Interior on State and County Road Acknowledgement

USDOJ; Final Rule; Conveyances, Disclaimers and Corrections Rule; - Federal Register Vol. 68 No. 3, RIN 1004-AD-50

USDA-FS; Final rule; Notice, Comment, and Appeal Procedures for National Forest System Projects and Activities; June 4, 2003 at 68 FR 33582

USDA-FS; Notice of final NEPA implementing procedures; NEPA Documentation Needed For Fire Management Activities; June 5, 2003 at 68 FR 33814

USDOJ- DOC; Proposed rule; Joint Counterpart Endangered Species Act Section 7 Consultation Regulations; June 5, 2003 at 68 FR 33806

USDA-FS; Final Rule and Record of Decision; Special Areas; Roadless Area Conservation; Applicability to the Tongass National Forest, Alaska; December 30, 2003 at 68 FR 75136

USDA-FS; Advance Notice of Proposed Rulemaking; Special Areas; National Forest System Land and Resource Management Planning; Special Areas; Roadless Area Conservation; July 15, 2003 at 68 FR 41864

USDOJ-DOC; Final Rule; Joint Counterpart Endangered Species Act Section 7 Consultation Regulations; December 8, 2003 at 68 FR 68254

USDA-FS; Final Implementing Procedures; NEPA Documentation Needed for Fire Management Activities; Categorical Exclusion; June 5, 2003 at 68 FR 33814

Northwest Forest Plan related issues, including the Aquatic Conservation Strategy and Survey Management Requirements

USDOJ; Proposed Rule; Grazing Administration—Exclusive of Alaska – Federal Register Vol. 68 No. 235, RIN 1004-AD-42 (December 8, 2003)

USDOJ- NPS; Special Regulations; Areas of the National Park System Proposed Rule; August 2003 at 68 FR 51526.

USDOJ-BLM; Proposed Amendment to the Integrated Activity Plan for the Northeast National Petroleum Reserve-Alaska

USDA-FS; Final Rule; Land Uses; Special Uses Requiring Authorization; July 13, 2004 at 69 FR No. 133, RIN 0596-AB74

Registrant Name Earthjustice Client Name Self

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

16. Specific lobbying issues

SEE ATTACHMENT

17. House(s) of Congress and Federal agencies contacted Check if None

- US House of Representatives
- US Senate
- Department of Interior
- Department of Commerce
- Department of Defence
- CEO
- USFWS

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

Name	Covered Official Position (if applicable)
Susan Holmes	
Marty Hayden	

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

Chick

Signature Martin B Hayden Date 7/10

Printed Name and Title Martin B Hayden Legislative Director

ANI

Legislation

S. 369 Endangered Species Listing and Delisting Process Act of 2003

H.R. 1662 Sound Science for Endangered Species Planning Act of 2003

S. 2009 Sound Science for Endangered Species Planning Act of 2003

H.R. 2933 Critical Habitat Reform Act

H.R. 4568 Department of the Interior and Related Agencies Appropriations Act, 2005

H.R. 3102 To utilize the expertise of New Mexico State University, University of Arizona, North Arizona University in conducting studies under National Environmental Policy Act of 1969 in connection with grazing allotments and range and continuing range analysis for National Forest System lands in New Mexico and Arizona and for other purposes

Administrative

DOC-NOAA, DOI-FWS, EPA; Advance Notice of Proposed Rulemaking; DOC: 50 CFR Part 402; 50 CFR Part 402; EPA: 40 CFR Chapter I; Endangered Species and Pesticide Regulation - Proposed Rules; January 24, 2003 at 68 FR 3786

January, 2003 -- Readiness and Range Preservation Initiative

DOI-FWS; Final Rule; 50 CFR Part 17; Endangered and Threatened Wildlife and Plants; Final Rule Reclassify and Remove the Gray Wolf From the List of Endangered and Threatened Wildlife in Portions of the Conterminous United States; Establishment of Two Special Regulations for Threatened Gray Wolves; April 1, 2003 at 68 FR 15804

DOI-FWS; Advance Notice of Proposed Rulemaking; 50 CFR Part 17; Endangered and Threatened Wildlife and Plants; Removing the Eastern Distinct Population Segment of Gray Wolf From the List of Endangered and Threatened Wildlife; April 1, 2003 at 68 FR 15876

DOI-FWS; Advance Notice of Proposed Rulemaking; 50 CFR Part 17; Endangered and Threatened Wildlife and Plants; Removing the Western Distinct Population Segment of Gray Wolf From the List of Endangered and Threatened Wildlife; April 1, 2003 at 68 FR 15879

May 28, 2003 -- Critical habitat funding and "disclaimer" language into all future CH designations

USDOI-DOC; Final Rule; Joint Counterpart Endangered Species Act Section 7 Consultation Regulations; December 8, 2003 at 68 FR 68254

USFWS DOI -- Revisions to the Regulations Applicable to Permits Issued under the Endangered Species Act, June 27, 2003 at FR 03-20941

USFWS DOI -- Safe Harbor Agreements and Candidate Conservation Agreements with Assurances; Revisions to the Regulations, July 21, 2003, FR 03-22776

USFWS DOI; NMFS DOC; Proposed Rule; Joint Counterpart Endangered Species Act Section 7 Consultation Regulations, January 30, 2004, 69 FR 4465

NMFS NOAA DOC; Proposed listing determination for 27 ESUs of West Coast Salmonids and

Registrant Name Earthjustice Client Name Self

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

16. Specific lobbying issues

SEE ATTACHMENT

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

Check if None

- US House of Representatives
- US Senate
- CEQ
- EPA
- US Army Corps of Engineers
- OMB
- Department of Interior

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

Name	Covered Official Position (if applicable)
Joan Mulhern	
Sarah Wilhoite	
Maria Weidner	
James Cox	

19. Interest of each foreign entity in the specific issues listed on line 16 above

Check if None

Date 9-16-0

Signature

Printed Name and Title

Martin B Hayden

Legislative Director

Form LD-2 (Rev. 6/98)

Page

CAW

Legislation

S. 473 Clean Water Authority Restoration Act

H.R. 962 Clean Water Authority Restoration Act

H.R. 738 Clean Water Protection Act

H.R. 1654 Clean Water Enforcement and Compliance Improvement Act

H.R. 654 Environmental Justice Act

H.R. ____ Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, FY 2005

S. VA/HUD Appropriations, FY 2005

H.R. 4612 Energy and Water Appropriations Act, FY 2005

S. ____ Energy and Water Appropriations Act, FY 2005

S. 2188 Corps of Engineers Modernization and Improvement Act

H.R. 2557 the Water Resources Development Act (WRDA) of 2004

S. 2554 the Water Resources Development Act (WRDA) of 2004

H.R. 4517 United States Refinery Revitalization Act of 2004

H.R. 4545 Gasoline Price Reduction Act of 2004

H.R. 4774 FAIR (Foreign Air Impact Regulation) AIR Act of 2004

S. 2062 Class Action Fairness Act

Rulemakings

Draft Programmatic Environmental Impact Statement ("DEIS") on Mountaintop Removal Coal Mining and Valley Fills. 68 Fed. Reg. 32487 (May 30, 2003).

Proposed NESHAP/Proposed Standards of Performance for New and Existing Stationary Sources: Electric Utility Steam Generating Units. 69 FR 4652 (January 30, 2004).

Proposed Rule: Surface Coal Mining and Reclamation Operations; Excess Spoil; Stream Buffer Zones; Diversions. 69 FR 1035 (January 7, 2004).

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15. General issue area code JUD (one per page)

16. Specific lobbying issues

SEE ATTACHMENT

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

Check if None

US Senate

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

Name	Covered Official Position (if applicable)
James Cox	
Glenn Sugameli	
Rhett Millsaps	
Marty Hayden	
Joan Mulhern	

19. Interest of each foreign entity in the specific issues listed on line 16 above

Check if None

Signature [Handwritten Signature] Date 9-10-0

Signature [Handwritten Signature]

Printed Name and Title Martin B Hayden Legislative Director

Form LD-2 (Rev. 6/98)

Page

JUD

US Senate:

S. 562 Ninth Circuit Court of Appeals Reorganization Act of 2003

S. 2278 Ninth Circuit Judgeship and Reorganization Act of 2004

Nomination of Justice Janice Rogers Brown to U.S. Court of Appeals for the D.C. Circuit

Nomination of Judge Carolyn B. Kuhl to U.S. Court of Appeals for the 9th Circuit

Nomination of William G. Myers III to U.S. Court of Appeals for the 9th Circuit

Re-Nomination of Justice Priscilla Owen to U.S. Court of Appeals for the 5th Circuit

Re-Nomination of Judge Charles Pickering, Sr. to U.S. Court of Appeals for the 5th Circuit

Nomination of William H. Pryor to U.S. Court of Appeals for the 11th Circuit

US House:

HR 1033 Ninth Circuit Court of Appeals Reorganization Act of 2003

HR 2723 Ninth Circuit Court of Appeals Judgeship and Reorganization Act of 2003

HR 4247 Ninth Circuit Judgeship and Reorganization Act of 2004

