

11.14.03

*Exxon Valdez* Oil Spill Trustee Council

**July 24, 2003**

11.14.03

**Agenda**



# Exxon Valdez Oil Spill Trustee Council

441 W. 5<sup>th</sup> Ave., Suite 500 • Anchorage, Alaska 99501-2340 • 907/278-8012 • fax 907/276-7178



AGENDA  
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL  
MEETING  
July 24, 2003  
441 West 5<sup>th</sup> Avenue, Suite 500, Anchorage

DRAFT

Trustee Council Members:

GREGG RENKES  
Attorney General  
State of Alaska

JAMES BALSIGER  
Administrator, Alaska Region  
National Marine Fisheries Service

ERNESTA BALLARD  
Commissioner  
Alaska Department of  
Environmental Conservation

DRUE PEARCE  
Senior Advisor to the Secretary  
for Alaskan Affairs  
U.S. Department of the Interior

KEVIN DUFFY  
Commissioner  
Alaska Department of Fish  
and Game

JOE MEAD  
Forest Supervisor  
U.S. Department of Agriculture  
Forest Service

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Meeting in Anchorage, Trustee Council Office, 441 West 5<sup>th</sup> Avenue, Suite 500  
\_\_\_\_\_ State Chair

1. Call to Order – 9:00 a.m.
    - Approval of Agenda
    - Approval of Meeting Notes  
April 23, 2003
  2. Public comment – 9:00 a.m.
  3. Executive Session
  4. \*Selection of Executive Director
- Adjourn

Executive session discussion of Executive Director.  
\* Indicates action items.



# Exxon Valdez Oil Spill Trustee Council

441 W. 5<sup>th</sup> Ave., Suite 500 • Anchorage, Alaska 99501-2340 • 907/278-8012 • fax 907/276-7178



## TRUSTEE COUNCIL MEETING NOTES

Juneau, Alaska

April 23, 2003

By Molly McCammon  
Executive Director

DRAFT

DRAFT

Trustee Council Members Present:

Joe Meade, USFS  
Drue Pearce, DOI  
\*James Balsiger, NMFS

Kevin Duffy, ADF&G  
Ernesta Ballard, ADEC  
Gregg Renkes, ADOL\*\*

\* Chair

\*\* Present at 10:15 a.m.

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Meeting convened at 10:05 a.m., April 23, 2003 in Juneau at the NMFS Conference Room in the Federal Building.

1. Approval of the Agenda

APPROVED MOTION: Approved the April 23, 2003 agenda with addition of briefing on data synthesis. (Attachment A)

Motion by Pearce, second by Duffy

2. Executive Session

APPROVED MOTION: Approved moving to executive session to discuss litigation items and personnel issues.

Motion by Duffy, second by Meade

EXECUTIVE SESSION AND LUNCH BREAK

Off Record at (12:15 p.m.)

On Record at (2:05 p.m.)

3. Approval of Meeting Notes

APPROVED MOTION: Approved the November 25, 2002 meeting notes. (Attachment B)

Motion by Pearce, second by Duffy

Public comment period began at 2:45 p.m.

**Five individuals made public comments.**

Public comment period closed at 3:05 p.m.

4. Approval of FY 03 Work Plan Deferred Projects

APPROVED MOTION: Approved the recommendations for FY 03 Phase II deferred projects as outlined in the spreadsheet dated April 9, 2003, with the following conditions: (1) If a Principal Investigator (PI) has an overdue report or manuscript from a previous year, no funds may be expended on a project involving the PI unless the report is submitted or a schedule for submission is approved by the Executive Director, (2) a project's lead agency must demonstrate to the Executive Director that requirements of the National Environmental Policy Act (NEPA) are met before any projects funds may be expended (with the exception of funds spent to prepare NEPA documentation), and (3) the PI for each project must submit a signed form to the Executive Director indicating his or her agreement to abide by the Trustee Council's data and report requirements. (Attachment C)

Motion by Pearce, second by Duffy

5. Approval of the FY 04 Invitation

APPROVED MOTION: Approved the release of FY 2004 Invitation for Proposals on May 1, 2003 and changes to the Financial Procedures to provide for multiple-year funding of proposals.

Motion by Pearce, second by Duffy

6. Approval of ARLIS Librarians

APPROVED MOTION: Approved the Trustee Council's support in Federal Fiscal Year 2004 for one full time librarian (Carrie Holba) for 12 months and a

second full time librarian (Celia Rosen) for 9 months, through June 30, 2004.

Motion by Duffy, second by Pearce

7. Approval of STAC Nominee

APPROVED MOTION: Approved appointment of Dr. Tom Royer to serve out the remainder of Warren Wooster's two-year term (until April 2004), at which time he would be eligible for reappointment to a full four-year term.

Motion by Pearce, second by Meade

8. Approval of Meeting Note Corrections

APPROVED MOTION: Approved corrections to meeting notes for August 3, 2000 and August 6, 2001 as recommended in April 4, 2003 memorandum.

Motion by Pearce, second by Duffy

9. Approval of Kodiak Waste Management – Lapse Date Extension

APPROVED MOTION: Approved an extended lapse date for Project 99304 to September 30, 2004.

Motion by Ballard, second by Duffy

10. Habitat Protection

MOTION: Failed to approve motion to extend the offer on PWS 05/Valdez Duck Flats to October 30, 2003.

Motion by Pearce, second by Duffy

11. Approval of Recruitment for Executive Director

APPROVED MOTION: Approved an effort to seek a new executive director to be coordinated by Craig Tillery and Molly McCammon.

Motion by Ballard, second by Duffy



Meeting adjourned at 5:40 p.m. Motion by Ballard, second by Pearce



Anton Larsen, Inc.      Koniag, Inc.      Bells Flats Natives, Inc.  
Ayakulik, Inc.      Litnik, Inc.      Uganik Natives, Inc.

July 7, 2003

**Via facsimile and First Class Mail**

Hon. Gary Stevens  
Alaska State Senate  
State Capitol, Room 409  
Juneau, AK 99801-1182

Hon. Dan Ogg  
Alaska State House of Representatives  
State Capitol, Room 417  
Juneau, AK 99801-1182

Dear Senator Stevens and Representative Ogg:

We were extremely disappointed by Governor Murkowski's June 12<sup>th</sup> veto of the "receipt authority" for the North Afognak Island lands restoration project that was approved by the State Legislature. We are hopeful that when he becomes fully apprised of the facts of the transaction and its benefits, as well as other matters raised below in this letter, he will reconsider his position and agree to support, at this time, at least \$3.5 million in oil spill restoration funds receipt authority and \$1 million in receipt authority for the federal coastal grant also approved by the legislature. This amount of receipt authority would enable another \$2.5 million in private funds to be brought into this project from outside Alaska this year.

As you know, support of this request would greatly benefit all concerned, including the economy of the Kodiak area. The Governor has always been a friend of Native Corporations and has supported other land projects in the past as well as in the current State Capital Budget. It appears that he may not have been apprised as to some additional relevant factors about, as well as the importance of, this project.

**Modified Request**

We request that you seek the Governor's concurrence with a modified request to the Legislative Budget and Audit Committee for approval at this time of a total of \$4.5 million in receipt authority. This amount, along with some additional matching funding, would enable a key one-third of this project to be completed with obvious benefit to the local and regional economy. These funds would be used in the Waterfall area involving five small Native corporations as well as two parcels containing timber harvest rights at Laura and Paul's Lakes on land already conveyed to the state of Alaska in 1997.

We also request that the remainder of the project that passed the legislature be reconsidered in the months ahead and adjustments made as necessary and appropriate by landowners involved working with the Trustee Council, which includes new Trustees from the Governor's administration.

**Similar Land Transactions**

The following highlight several similar land projects and other matters relevant to this project. We ask that you consider them in the hope that they will be helpful to you in obtaining the Governor's review and support for this modified request for a reduced amount of receipt authority:

- As you may know, the Governor approved over \$3 million in federal receipt authority for similar projects in the Capital Budget passed by the legislature that contained the north Afognak Project. More than \$2 million of those funds are for the purchase of Native lands and/or conservation easements being negotiated now in the Bristol Bay region.
- The Kodiak Island Borough Assembly passed a resolution in strong support of this project that involves Native lands.
- In the fall of 2002, the governor who was still a Senator supported providing \$3.3 million for Native land conservation in the vicinity of the Wood Tikchik State Park that was also supported by the Alaska Federation of Natives.
- As a Senator, the Governor was the lead Senate sponsor of CARA (Conservation and Reinvestment Act) legislation that would commit an amount each year equal to the entire Exxon Civil Settlement for the Land and Water Conservation Fund for land acquisition. To his great credit, Congressman Don Young was the House lead co-sponsor of that Act. Alaska would be eligible for CARA funding, some of which would have been made available for conserving private non-Native lands, state lands, such as the Mental Health Trust, and Native lands.
- While in the U.S. Senate, the Governor helped enact legislation that provided \$125 million in oil spill funds for marine research and specifically provided \$25 million for fish and wildlife habitat lands conservation on non-Native and Native lands. It is from these habitat funds that the Trustee Council, including those members from the Administration of President George W. Bush, approved the Afognak Island project.
- In the late 1980s and early 1990s, the Governor supported federal acquisition of Native lands on Kodiak and Afognak Islands, including some of these very lands, in exchange for oil and gas development elsewhere in Alaska.

These initiatives reflected the creative use of Native lands aimed at conserving certain lands and at the same time generating working capital for Native corporations. We believe that the Governor, in those instances in which he *supported* transactions similar to ours on Afognak Island, was attempting to do something positive for landowners, including Alaska Native Corporations, and for the overall Alaskan economy. For identical or similar reasons, the Afognak Island Project deserves his support.

#### Making Good Economic Use of Lands

Another key point the Governor may not have been aware of, or have been reminded of, is that the lands involved in the project on Afognak Island were conveyed to Alaska Native corporations through a Joint Venture *specifically for uses those Native Corporations chose to make of the lands, including economic uses*, as they are in this project.

For over twenty years, many of the lands on Afognak Island have been used for timber harvesting through the Afognak Joint Venture (AJV). All of our corporations have been a part of the AJV until recently. Most of the remaining Native lands on Afognak *continue to be available for timber harvesting* at such a time that landowners and the currently acutely depressed timber market might permit. However, a series of fundamental structural changes to the international timber market have occurred. Among those are burgeoning supplies of timber from Russia, New Zealand and plantation forests, statutory housing code changes in Japan, and the lack of barriers to substitution of commodity timber products.

For corporations with small timber inventories such as ours, it no longer makes good free-enterprise business sense to simply hold such lands for 20, 40, 60 years in the expectation of a timber market recovery if there is a way to make productive use of the land and its resources now, as the Governor urges regarding the Alaskan economy in general. Today, the most sensible economic use of these particular lands is for oil spill restoration and outdoor recreation purposes (hunting, fishing, wildlife viewing, tourism, etc.) very similar to other projects listed above that the governor has supported. Not to permit our corporations to proceed after the substantial investment of time, effort and financial resources is to not only squander that investment but to impose a judgment upon us as to what is in the best economic and other interests of our corporations.

### Productive Use of Natural Resources

The area involved with the Afognak project contains prime elk habitat and is associated with the state's largest annual elk hunt with *most of such hunters being residents of Alaska*. Two of Afognak's eight elk herds, the Seal Bay and Waterfall herds, utilize coastal timber for wintering and calving habitat. Four years ago, a particularly harsh winter severely depleted Kodiak's deer herd as well as Afognak's elk and deer. The elk herds on northern Afognak, however, were spared most of the brunt of the depletion because of the thick timber cover there since it is warmer and there is also forage available in the forest's understory.

A recent issue of *Alaska* magazine had a cover story on the Shuyak Island and North Afognak Island area as one of the state's premier sea kayaking destinations. The five lodges in the area strongly support the conservation of the coastal-forested viewsheds this project entails. Kodiak's tourism sector including charter boats, air taxis, guides and outfitters also strongly support this proposed transaction.

Generating working and investment capital from lands from hardrock mining, timber harvesting, oil and gas production or from conservation/tourism are all appropriate ways to help fuel the economy of a region. To deny that land conservation can be a logical part of that mix would be to not recognize the benefits of any number of past ANCSA land exchanges and conservation projects such as those mentioned above that were aimed at helping Native Corporations more fully participate in the economy and instead to relegate those Native Corporations to the status quo.

Everyone knows that our State's second largest industry, tourism, is not primarily based on people coming here to shop in our malls, although we have outstanding malls. Visitors to our state come here to see and enjoy the great outdoors that is unique to Alaska. This project would enhance that attraction for the Kodiak region's tourism businesses.

### Our Request To and Support For the Governor

We very much appreciate what both of you did in obtaining the passage by the Finance committees of the Alaska House of Representatives and the State Senate, including, your good-faith consultation with the Governor's office itself. With this in mind, we know you understand our current deep disappointment over the veto of Afognak Island receipt authority after so much work, coordination, and effort with all the parties involved to develop the project, to work it out with the Trustees, including

Hon. Gary Stevens and Hon. Dan Ogg  
July 7, 2003  
Page 4 of 4

those of the Bush Administration, to see it worked with the Governor's office, and to obtain legislative approval in the Capital Budget.

We agree with and support the Governor's goal of moving Alaska ahead economically. In furtherance of that goal, we respectfully request that you engage the Governor (1) to explain these considerations and the recommended modifications to the project, and (2) to seek his concurrence in the approval of \$4.5 million in receipt authority so that the Waterfall and the Laura and Paul's lakes portion of this project may proceed ahead to a conclusion as soon as possible this year. There is a finite time limit on how long the private non-profit funds will be available. Such funds coming into Alaska should not be lost.

We look forward to working with you in this effort and seek your intercession, support and guidance in conveying the concerns and detailed explanations we wish to convey in this letter. We continue to believe that, if Governor Murkowski understands more fully the benefits of this project, and the support it enjoys, and the other relevant factors we have set forth in this letter, he will support (or not oppose) the Legislative Budget and Audit Committee's restoring at this time \$4.5 million in receipt authority for this project previously approved by the state legislature.


Sincerely,



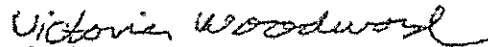
Martha Randolph, President  
Anton Larsen, Inc.  
P.O. Box 1366  
Kodiak, AK 99615



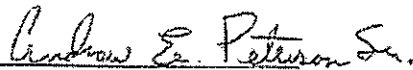
Dennis Metrokin, President  
Kontag, Inc.  
4300 B St., Suite 407  
Anchorage, AK 99503



Robert Berg, President  
Bells Flats Natives, Inc.  
1877 East Tudor Road  
Apartment E-301  
Anchorage, AK 99507



Victoria Woodward, President  
Litnik, Inc.  
P.O. Box 1962  
Kodiak, AK 99615



Andrew E. Peterson, Sr., President  
Ayakulik, Inc.  
3741 Richmond Avenue, #5  
Anchorage, AK 99514



Richard Simeonoff, President  
Uganik Natives, Inc.  
P.O. Box 241963  
Anchorage, Alaska 99524

cc: State of Alaska and Federal EVOS Trustee Council Trustees  
Kodiak Island Borough  
Afognak Joint Venture  
Alaska Federation of Natives

SESSION ADDRESS:  
Alaska State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-4925  
Fax: (907) 465-3517  
Toll Free: 1-800-821-4925

Senator Gary Stevens  
Alaska State Legislature

INTERIM ADDRESS:  
112 Mill Bay Road  
Kodiak, Alaska 99615  
(907) 486-4925  
Fax: (907) 486-5264



July 9, 2003

The Honorable Frank Murkowski, Governor  
State of Alaska  
P.O. Box 110001  
Juneau, Alaska 99811-0001

Re: Request for Reconsideration of Receipt Authority for Afognak Island  
Oil Spill Restoration Project

Dear Governor Murkowski:

As you know, your recent veto of the "receipt authority" for the funds in the capital budget for use in the North Afognak Island oil spill restoration project has prompted considerable concern within our community. In light of a number of factors set forth in this letter, and in the copy of the enclosed letter I received from a number of my Alaska Native constituents including constituents who are members of the Afognak Joint Venture, I urge that you reconsider your earlier decision and agree to support a revised request that I would like to forward to the Legislative Budget and Audit Committee to restore, at this time, \$4.5 million of the original amount of receipt authority approved for this project earlier by the Legislature. With this smaller amount of receipt authority, an additional \$2.5 million in private funds that were secured for this project can be committed to it; otherwise they will be lost to our community.

In the heat of the legislative session, you may not have had time to obtain or reflect on certain information about this project and its importance to the Kodiak community. You have mentioned that the reason for your veto of this project was a reluctance to see private land acquired. While that is a general policy with which I would usually agree, there *are* certain particular projects for which such use of funds *is* appropriate and constructive. Several examples mentioned in the enclosed letter from six Alaska Native Corporations indicate the types of private land sales or conservation easements that can have short and long-term positive results for Alaska. Bearing on that point are: your past support of \$3.3 million for land purchases from Native Corporations near the Wood Tikchik State Park; your approval of \$2 million in receipt authority in this Capital Budget this year for Native land conservation; your co-sponsorship of CARA legislation which provides land acquisition funds; your legislation that set aside \$25 million in the oil spill Restoration Reserve for land conservation; and your support a decade or so ago of federal acquisition of Native lands on Kodiak and Afognak Islands, including some of the lands in this project, in exchange for oil and gas development rights in other locations of Alaska. I believe that the North Afognak project is, as those cited above were, sufficiently meritorious to justify your and my support.

In the enclosed letter I referred to, six Native Corporations make a compelling case for your reconsideration. In addition to a number of positive benefits of this project discussed in that letter would be to enable resolution of key issues of the Afognak Joint Venture ("AJV"). You may not be aware that the land assets of the AJV have been essentially "frozen" from activity since 1997 by the

Senate District R  
Senator\_Gary\_Stevens@legis.state.ak.us

Letter to Hon. Frank Murkowski

July 7, 2003

Page 2 of 2

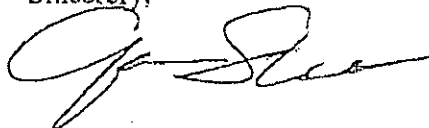
pending land selections and "partitioning out" of all nine members of the AJV. Success of the Afognak project will therefore have the benefit of helping to facilitate completion of the partitioning process. We would thereby be helping to clear the way for future potential development on over 100,000 acres outside the oil spill restoration project area, including timber harvesting, as this project is implemented. By contrast, the small Native corporations involved in this oil spill restoration transaction have virtually no capability of being timber operators or of holding their limited timber volumes to speculate on an improved market for possibly decades from now. In addition, the Kodiak community would like to see these particular coastal lands used for recreation, hunting, sport and commercial fishing, rural subsistence, and tourism as this project provides.

I would also like to stress that approval of this receipt authority will not have an effect on the draw from the Constitutional Budget Reserve and, if approved, this project will greatly benefit the economy of Kodiak at a time when additional revenues are needed to replace the loss of state funds.

Also, I would like to request that you consider permitting the State Trustee Council Members to work with the landowners and others involved to make adjustments, as needed, to the remainder of the project to secure approval and clearance after completion of the modified request identified above. With your administration working creatively with the Native corporations involved, I am certain that this project can become a positive achievement for all. I will be happy to help that process along.

To restate, I ask that you reconsider your earlier decision and agree to this revised request. Thank you for your consideration of, and I will deeply appreciate your approval of, this request. If you should have any questions or need additional information, please let me know. I look forward to working with you on this matter.

Sincerely,



Senator Gary Stevens  
District R

Enclosure: Letter from Anton Larsen, Inc.; Koniag, Inc.; Bells Flats Natives, Inc.; Litnik, Inc.;  
Ayakulik, Inc.; and Uganik Natives, Inc. to Sen. Gary Stevens and Rep. Dan Ogg

cc: Afognak Joint Venture  
Kodiak Brown Bear Trust





710 Mill Bay Road  
Kodiak, Alaska 99615



July 23, 2003

The Honorable Frank Murkowski, Governor  
State of Alaska  
P.O. Box 110001  
Juneau, Alaska 99811-0001

Re: Oil Spill Restoration Project on Afognak Island

Dear Governor Murkowski:

As current and past mayors of the Kodiak Island Borough and the City of Kodiak, as well as residents of Kodiak who lived through the 1989 oil spill and its impact on the Kodiak Archipelago, we request that you reconsider your veto of the receipt authority for the Afognak Island oil spill restoration project that our state legislators, Senator Gary Stevens and Representative Dan Ogg, helped the legislature include in the Capital Budget in May.

While the southwestern area of Prince William Sound was certainly the most heavily oiled area in 1989, unfortunately more wildlife died in and around the Kodiak Archipelago and just north of it, than anywhere else in the spill region. The economic impact of the salmon closure in Area K in Kodiak was devastating to Borough communities. The closure in Area K and western Prince William Sound has had an even larger negative impact in the years since the spill because the 1989 closure led foreign markets to accelerate their shift to farmed salmon. Statewide, the indirect impact is billions of dollars and has been felt worst in fishery-intensive economies like Kodiak and surrounding communities. The ripple effect from these lost dollars in all our businesses, services and tax revenues continues today and is directly related in large measure to the 1989 Exxon-Valdez oil spill.

The Kodiak Island Borough has indicated its strong support for and recognizes the importance of the Afognak project's long-range benefits to the tourism, outdoor recreation, commercial and sport fishing industries in the Kodiak Archipelago.

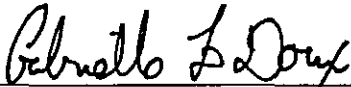
Another so far unrecognized benefit of the Afognak project to our economy is that success of the project will facilitate the conclusion of the partitioning of the Afognak Joint Venture (AJV). Once accomplished, each Native corporation in the AJV will be able to better utilize, with less encumbrances, the land that they will receive from the AJV partitioning process . . . many tens of thousands of acres all told. This is a key step toward realizing greater economic potential from the lands that are in the AJV. The Kodiak Island Borough Assembly has considered and addressed the

issue of taxation of the lands involved in this project, is satisfied with that resolution, and strongly supports the implementation of the Afognak Island restoration project. In addition, the Kodiak Chamber of Commerce Board of Directors this week passed a motion reaffirming the Chamber's support of the Perenos Bay Project.

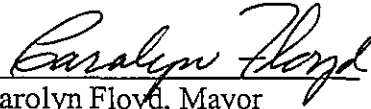
In terms of your efforts to help stimulate diversification and advancement within the economy of each region of Alaska, the full Afognak project is one that significantly adds to that effort. Implementation of the Afognak project at Perenos Bay will permit Native corporations to become economically more active and contribute to the growth of the Alaskan economy. The tourism industry will expand by having access to additional high quality destinations and the Afognak elk herds will have protected winter grounds.

For these reasons, we strongly concur in and endorse all of the requests made by Senator Gary Stevens in his letter of July 9, 2003, to you regarding this project, including importantly, his recommendation that you "agree to support a revised request to the Legislative Budget and Audit Committee to restore, at this time, \$4.5 million of the original amount of receipt authority approved for this project earlier by the legislature." We urge that you favorably respond to his recommendations so that they can be implemented as soon as possible in the coming weeks.

Sincerely,



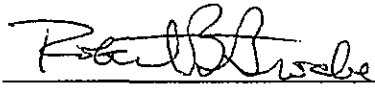
Gabrielle LeDoux, Mayor  
Kodiak Island Borough



Carolyn Floyd, Mayor  
City of Kodiak



Jerome Selby, Former Mayor  
Kodiak Island Borough (1983-1998)



Robert Brodie, Former Mayor  
City of Kodiak (1987-1991)

cc: State Senator Gary Stevens  
State Representative Dan Ogg  
Members of the EVOS Trustee Council  
Kodiak Island Borough Assembly  
City of Kodiak Council



*www.obermeyer.info*

February 20<sup>th</sup>, 2003

Dear Law School Graduate,

I would like to inform you of a new Study Law in Alaska Program that the Seattle University School of Law, in cooperation with the University of Alaska Anchorage, will be offering to law students currently enrolled in ABA approved law schools who plan to spend the summer in Anchorage.

Any student who attends an ABA approved law school and is in good standing will be eligible to participate in the summer program. Young attorneys who want to sharpen their trial skills or gain a deeper comprehension in a specific subject area may also attend any of the classes. The following courses will be offered this summer: Corporate Governance, Judicial/Law Practice Externship, Land Use Planning, Law & Sexuality, Treaty Rights, and Trial Advocacy. All of the classes will be held at the new UAA University Center centrally located on the Old Seward Highway. The course in Law & Sexuality will also be open to upper-division undergraduate students currently enrolled at UAA. We will also present a number of CLEs during the summer in conjunction with the Alaska State Bar Association. Alumni will be able to attend these courses at a reduced rate and we will also have an alumni gathering either before or after one of the CLE programs.

The Seattle University School of Law identified an interest among law students, who either wanted to return home for the summer, intended to practice in Alaska upon graduation, or wanted to explore career options in Alaska. They will have the opportunity to gain valuable work experience by participating in externship positions and take courses that will focus on Alaska legal issues. We are also interested in informing undergraduates interested in the law of Seattle University's unique scholarship endowed by the parents of Reverend Stephen Sundborg, S.J., President of the University, which offers financial assistance for Alaskans who would like to attend the Seattle University School of Law.

Seattle University views the summer program as a first step in our goals of bringing legal education to Alaska and hope that with each passing year our ties with UAA, the City of Anchorage, and Alaska will continue to deepen.

If you know of any students or young lawyers who may be interested in attending the Summer Study Law in Alaska Program, please have them contact Shawn Lipton, Director of Continuing Education, (lipton@seattleu.edu, 206-398-4092) or visit our website: <http://www.law.seattleu.edu/alaskasummer>.

Best regards,

*Rudolph C. Hasl*

Rudolph C. Hasl  
Dean  
Seattle University School of Law

THOMAS S. OBERMEYER, ATTORNEY ✓  
3000 DARTMOUTH DRIVE  
ANCHORAGE, ALASKA 99508-4413

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<p>ROBERT M. JOHNSON, Vice-President ('04) 900 W 5<sup>th</sup> Ave, Ste. 600 Anchorage, AK 99501 276-6401 (work) Fax: 276-5093 E-mail: <a href="mailto:rjohnson@wvib.com">rjohnson@wvib.com</a></p>	<p>MAURI LONG, Member ('04) 510 L St, Ste. 603 Anchorage, AK 99501 277-5400 (work) Fax 277-9896 E-mail: <a href="mailto:mauri@dillonfindley.com">mauri@dillonfindley.com</a></p>
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<p>Public Member TBD ('05)</p>	<p><b>NOTE: Retain 1 copy for Legl. Audit file Update BGO1 if needed *Confirm receipt of all DHL deliveries</b></p>

REQUEST APPOINTMENT ASAP, 5/16/03.

THERESA NANGLE OBERMEYER  
3000 DARTMOUTH DRIVE  
ANCHORAGE, AK 99508-4413  
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tobermeyer@qci.net

Thu, Jul 3, 2003 1:01 PM

**From:** T. Obermeyer <tobermeyer@gci.net>

**Date:** Thursday, July 3, 2003 1:01 PM

**Subject:** 3AN-M03-06575 CR

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FOR IMMEDIATE RELEASE

Further information:(907)278-9455

Theresa Nangle Obermeyer

3000 Dartmouth Drive

Anchorage, Alaska 99508-4413

www.tobermeyer.info

Please review by way of background, www.tobermeyer.info. I was set up on Thursday, June 26, by Sergeant Allen, Officer Breiner, and Officer Washington at Anchorage School District, 1016 West 6th Avenue #300, Anchorage. I had gone to that office and spoken to "Yolanda" who during the academic school year works at Willow Crest. I asked if I could use the phone to call (800)315-6338 Code 2572# which Yolanda taught me to do. All of a sudden, as I was on the phone, Sergeant Allen and Officer Washington walked in and told me I was leaving. I was appalled and attempted to make a "Citizens Arrest" but was dealing with "brute force." I went with Sergeant Allen and Officer Washington and we met Office Breiner in the elevator. I was handcuffed, placed in one of three patrol cars, and taken to Boney Court House where Magistrate Suzanne Cole charged me and jailed me at Anchorage Jail for the rest of the afternoon. I then received a certified letter on June 28 entitled Municipality of Anchorage vs. Theresa Nangle Obermeyer 3AN-M03-6575 CR with the above cited case number for "Trespass." Also noted is that Sergeant Allen discussed with Magistrate Cole several written documents that I have never seen about what I believe are a stacked file of "Trespass" issues and I understood him to state that he had eight witness statements. How did he get eight witness statements that were total fabrications? I understand that the paperwork might be at State Troopers Office on Tudor Road which I will check as soon as possible.

Please review www.tobermeyer.info "Acquittal Trial by Jury:State of Alaska/Hilton Anchorage vs. Theresa Nangle Obermeyer 3AN-S98-2211 CR Part One and Two" which was held November 2-10, 1998 with the charge "Harassment." The issues are similar except that the events at Hilton Anchorage February 20, 1998 resulted in me being knocked out cold waking up in a pool of blood and having to have seven stitches in the back of my head. Then, I became the trespasser and assaulter per a fabricated Anchorage Police Report by then Sergeant Gary Apperson and Officer Patrick Martin. 3AN-S98-2211 CR orchestrated by then District Court Judge Stephanie Joannides who then rose to the Superior Court bench went on for 10 months even though based on Alaska

Rules of Court "Speedy Trial Law," it was mandatory that my trial had to be held by July 20, 1998. I should have had a fabulous civil lawsuit for malicious prosecution but I was unable to get any Alaska attorney to take the case.

To my knowledge, this charge is Municipal and I ask for due process at the Municipal level in accordance with my legal rights. When 3AN-S98-2211 CR was held, the matter was automatically transferred to State of Alaska by Ms. Mary Hughes, former Municipal Attorney 1994-July, 2000, under the pretext that my husband has worked at Municipal Attorney's Office since January, 1994. My husband was told by Bill Greene, former Municipal Attorney July, 2000- June 30, 2003 on June 26 that this case would be transferred to State of Alaska. Bill Greene replaced Mr. Joseph McKinnon, former Assistant Attorney General Civil Section Chief, assigned to Alaska Housing Finance Corporation on July 1. I know that one of the reasons Mr. Greene obtained his Assistant Attorney General job was because he set me up the afternoon of June 26.

My husband, Thomas S. Obermeyer, Attorney, licensed by similar Missouri Bar Exam in April, 1990, a state which has reciprocity with Alaska, has been denied reciprocity for 13 years and has been attempting to be licensed to practice law in Alaska for over 19 years. Tom is taking Alaska Bar Review from Representative Eric Croft, Attorney, for the 28th time and will take Alaska Bar Exam, the only option he has been given in all these years, on July 29-31, 2003. He is dedicating himself to study and we are very optimistic. I applied on May 16, 2003 for a public seat on Alaska Bar Association Board of Governors and have not found out if the Governor might appoint me.

It is apparent after all these years that these issues have continued that there is absolutely no level of accountability in Alaska. The money that is wasted on these matters is unbelievable. Can we imagine how much has already been spent to make up my last only jury trial? How much money is being wasted currently? Please let me know if you can help resolve this situation.

4/4/03

## ST. LOUIS DEATHS

### Edward Bruce Nangle

Retired aldermanic counsel

BY BETHANY PRANGE  
Of the Post-Dispatch

Edward Bruce Nangle, the former longtime legal counsel for the St. Louis Board of Aldermen, was a major player in many of the actions of city government for more than 30 years.

"This is a position that is appointed by the Board of Aldermen, and the fact that he kept the position for over 30 years is certainly a tribute to his skills," said Patrick Conaghan, legal counsel for the Board of Aldermen. "I think it shows how talented he was."

Mr. Nangle died Wednesday (April 2, 2003) of complications from cancer at St. John's Mercy Medical Center in Creve Coeur. He was 70 and lived in St. Louis.

Mr. Nangle was born and reared in St. Louis, one of 12 children of the late St. Louis Circuit Court Judge James F. Nangle.

Mr. Nangle earned his law degree from St. Louis University School of Law in 1958.

Mr. Nangle owned and operated a private law practice in St. Louis and was eventually joined by his brothers, Donald Nangle of St. Louis and Stephen Nangle of Clayton, in their firm, Nangle & Nangle.

Mr. Nangle was named the board parliamentarian for the St. Louis Board of Aldermen in 1963.

In that capacity, he advised the aldermen on the drafting of bills and resolutions and on parliamentary procedure. He also represented aldermen in lawsuits

and made legal recommendations on proposed board actions.

In 1985, the board voted to make him the full-time legal counsel. Mr. Nangle served the board through decades of changes in aldermen and city leaders.

Mr. Nangle retired as aldermanic legal counsel in 1995. He continued to work in his practice until last year.

"He had just a wonderful legal mind," said his longtime friend, retired St. Louis County Associate Circuit Judge Dennis J. Quillin. "His most outstanding traits were his sincerity and his loyalty and his compassion for people."

Mr. Nangle was a member of Our Lady of Lourdes Catholic Church.

Visitation will be from 4 to 8 p.m. today at Kriegshauser West Mortuary, 9450 Olive Boulevard. A funeral Mass will be celebrated at 10 a.m. Saturday at Our Lady of Lourdes Catholic Church, 7148 Forsyth Boulevard. Interment will be at Calvary Cemetery.

In addition to his brothers, Stephen and Donald, the survivors include his wife, Barbara Salarano Nangle of St. Louis; his daughter, Ellen Nangle of Washington; three sons, Timothy Nangle and John Paul Nangle, both of Cleveland, and David Nangle of St. Louis; two brothers, James F. Nangle Jr. of Richmond Heights and Paul Nangle of Anchorage, Alaska; and five sisters, Cecelia Nangle of St. Louis, Kathleen Nangle of Sea Ranch, Calif., Harriet Rose of Belleville, Theresa Obermeyer of Anchorage, Alaska, and Margaret Murphy of Clayton.

Memorial contributions may be made to Forsyth School, 6235 Wydown Boulevard, St. Louis, Mo. 63105.