

47 Four Oaks Road
Bedminster, NJ 07921
November 7, 2009

Mr. Jack O'Brian
Intermountain Regional FOIA Officer
Intermountain Regional Office---NPS
PO Box 25287
Denver, Colorado 80225

re: IMR/09-145C **A Modified and Restated FOIA Request**

Dear Mr. O'Brian:

With this letter I would like to modify and restate my original FOIA request to render it more cost effective and time efficient.

Again, I am not seeking expedited processing, and I am not filling a request for another person or party. I am an individual seeking information for personal use and not for commercial use; and I am willing **to pay \$26.00** for the processing of my FOIA request and I am not requesting a statutory fee waiver.

I have prioritized my request and put the information I am seeking in **a new** numerical order of importance. I request that you or those at Mesa Verde National Park who will be gathering the information start with the first item and work your way down the list in numerical order from number 1 to number 7. And when I have used up the two hours of free search and review time to which I am entitled, please stop. If the total number of copies eventually exceeds my entitled 100 pages, **I am willing to pay up to \$26.00 for any additional copies.**

Here are the requests for information that I am seeking:

1. I am requesting hard copy printed versions or electronic, digital versions (CD's or copies sent via email) of the final Mesa Verde National Park FY 2007, the final Mesa Verde National Park FY 2008, and the final and completed Mesa Verde National Park FY 2009 financial statements pertaining to and detailing the final and exact expenditures of each and every local account of the ONPS budgets, and the "Project, Fire Pro, Donations, Reimbursable, and Fee Demonstration" accounts.

These financial records are easily accessible and they are on several computers in the Headquarters of Mesa Verde National Park and throughout the park for those who have access codes to the files. Linda Lanier (the Budget Analyst of Mesa Verde National Park), and Bill Nelligan (the Acting Superintendent as of November 2, 2009) and possibly others would know on which computers this information is available, how to access it, and how to reproduce it. To reproduce all these financial reports in hard copy would take approximately fifteen minutes if a standard report generation was done by anyone

familiar with the park's programs for financial bookkeeping, and possibly less time if the information was sent in a digital format.

What I am seeking would include at least all the current categories (i.e. "Obj Class") that are being used by MVNP. In other words, I am seeking financial reports that include at least the following "Obj Classes" of 10, 21, 211R, 22, 222E, 23, 24, 25, 26, 31, 21, CLER, and OTHR. If more detailed reports are generated by the Park's current financial accounting program, I would like to have these details.

I base my time estimate for this RFI on the MEVE's 575's that Bill Nelligan emailed Tessy Shirakawa for my use on July 16, 2009. I am sure this report only took a few minutes to develop, it's an easy and basic document for any financial program to compile, and it shouldn't take more than **15 minutes** to either print the financials for the Mesa Verde National Park's FY's 2007, 2008, and 2009, and/or to email them to me.

2. I am interested in how much money, if any, has been paid to or received from CyArk, the non-profit entity involved in laser scanning operating from Orinda, California during the 2005, 2006, 2007, 2008, and 2009 fiscal years, and what money has been paid to or received from the Kacyra Family Foundation during those years.

This information can be easily accessible in the park's financial AR and AP reports. It can easily be generated from the park's financial accounting programs if CyArk or the Kacyra Family Foundation were ever entered as a vendor or as an account.

If any money was ever paid to CyArk or the Kacyra Family Foundation for services rendered or as a contribution, or if any money was ever received, then a "vendor history" report can be generated for all those years in less than five minutes, and I would like a copy of that "vendor history" report.

A standard vendor report like this would only take five minutes to print or reproduce. And if CyArk and/or the Kacyra Family Foundation were never set up as vendors, then it will take no time.

If the financial accounting program that Mesa Verde National Park uses does not generate "vendor history reports", if it does not and cannot generate historical information about payments paid to or credits received from vendors, please skip this request.

3. I am interested in discovering how many "sister parks" or "partner park relationships" does Mesa Verde National Park currently have?

Although this should be a fairly straightforward and simple question, there's only one park mentioned on the park's website, there are no parks mentioned in the recent annual Superintendent's report, yet there are rumors of three or more official sister park relationships with associated trips to them.

Consequently, I would like a copy of **any** official current listing of Mesa Verde National Park's current "sister parks" or "partner park relationships."

This could be in the form of a page from a new Superintendent's Annual Report, a copy of a page from the park's website, a copy of any other report or official listing of MVNP's "sister parks" or "partner park relationships," or even the minutes from a meeting during which these relationships were established and formalized. It could be from the park's newspaper or from any news releases.

If there is no official listing of Mesa Verde National Park's sister parks, then it will take no time to develop this. If there is, it might take five minutes to locate this information and reproduce it.

4. I am particularly interested in the travel expenses of Larry Wiese (the **former** superintendent) and in how many travel authorizations and travel vouchers were prepared and used by him, for how many days, to what kind of locations, and for what purpose during fiscal years 2007, 2008, and 2009.

For instance, in the 2008 Superintendent's Report, there were 21 travel authorizations and travel vouchers prepared for individuals in the Administrative Division, and I would presume many, if not most, were for travel by Larry Wiese.

Consequently, I am seeking copies of the primary travel vouchers relating to travel by Larry Wiese during 2007, 2008, and 2009.

The records of these vouchers and the supporting documents are easily accessible on several computers and files in the Headquarters of Mesa Verde National Park. Details about the expenditures would be contained in the files and/or "budget books" in the Headquarters and probably in Linda Lanier's office. Linda Lanier, the Budget Analyst of Mesa Verde National Park, and Bill Nelligan, the **Acting** Superintendent would all know where information is available, how to access it, and how to reproduce it.

I don't need all the details of the vouchers. What I am interested in seeing is the **main voucher or summary page** for each trip. These usually would be in a loose-leaf binder, or file folder, and it would take maybe a half hour to reproduce copies of these vouchers.

5. I am interested in discovering how often other employees of Mesa Verde National Park visited parks, historical sites, or attended conventions or seminars in Hawaii, Alaska, or outside the borders of the continental United States? I am interested in discovering how many travel authorizations have been granted for travel outside the continental United States, to whom these authorizations have been given, for what purposes, and for how many days?

Consequently, I am interested in copies of travel vouchers and any supporting documents for travel to places outside the borders of the continental United States by any park employees other than Larry Wiese during the last fiscal year.

Records of these vouchers should be easily accessible on several computers in the Headquarters of Mesa Verde National Park. Details about these expenditures would be contained in the files and/or “budget books” in the Headquarters and probably in Linda Lanier’s office, **or they will be kept in the offices of each department of the park.** Linda Lanier, the Budget Analyst of Mesa Verde National Park, Bill Nelligan, the **Acting** Superintendent would all know where information is available, how to access it, and how to reproduce it.

I don’t need all the details of the vouchers. What I am interested in seeing is the **main voucher or summary page** for each trip. These usually would be in a loose-leaf binder, or file folder, and it would take maybe a **half hour** to reproduce copies of these vouchers.

6. Larry Wiese, the **former** Superintendent of Mesa Verde National Park, has been very involved in programs, seminars, and projects involving CyArk and/or sponsored by CyArk.

For instance,

- there was an inaugural CyArk developmental workshop sponsored by CyArk in a hotel in Oaxaca City, Mexico during CyArk’s laser project at Monte Alban in October 2008. “Representatives from the National Park Service headed by Larry Wiese, Superintendent of Mesa Verde, actively participated in the workshop discussions.” (from the CyArk website)
- there was the Conference on Capturing and Managing Existing Conditions Data for Design, Construction and Operations (SPAR 2008) held March 3-5, 2008 in Houston, Texas during which Larry Wiese was a featured “presenter.”
- there was the SPAR 2009 Annual Conference in Denver, Colorado on March 30-April 1, 2009 during which Larry Wiese was the moderator for one of the seminars.
- there was the Digital Documentation Conference 2009 on April 22 and 23, 2009 in Glasgow, Scotland during which Larry Wiese was a featured speaker.

Furthermore, the National Park Service is listed as an official “partner” of CyArk on its website complete with the NPS’s logo.

I am interested in finding out if Larry Wiese’s active involvement with CyArk and/or the Kacyra Family Foundation has been authorized by the National Park Service?

Consequently, I would like to have copies of any written minutes or a written memorandum or any documents of any meeting during which Larry Wiese's time and the expenses incurred during his involvement with CyArk and/or programs and seminars involving CyArk were officially authorized.

I presume the records of these authorizations might be in Larry Wiese's files, or in the files of some appropriate division of the National Park Service at the national level, or in the files of the NPS Intermountain Regional office.

If there was no official authorization of Larry Wiese's involvement with CyArk or of his participation in conferences with CyArk, then it will take no time to discover that there are no documents. And if his involvement was authorized, the time to locate the minutes or memorandums would be no more than twenty minutes.

Now that Larry Wiese has retired, it will be more difficult to ask him if there was ever a meeting during which his involvement with CyArk was officially authorized. Consequently this request will take longer to determine, and might be better pursued by others. Nevertheless, if any my two hours of free research and review time has not been expended, please pursue this request.

7. I am interested in knowing when the National Park Service became an active partner of the CyArk project. Through which part of the National Park Service was this decision made, when, and how much money was allocated to the project?

Consequently, I would like any written minutes or a written memorandum or document of any meeting during which the National Park's partnership with CyArk was authorized and approved, or when money spent to support it, promote it, or speak on its behalf was approved?

I presume the records of these authorizations might be in Larry Wiese's files, or in the files of some appropriate division of the National Park Service at the national level, or possibly in the files of the NPS Intermountain Regional office.

If no official authorizations exist of the National Park Service's partnership, then it will take no time to discover that there are no documents. And if the partnership was authorized, then the time to locate the minutes or memorandums would be minimal.

Now that Larry Wiese has retired, it will be more difficult to ask him if there was ever a meeting during which his involvement with CyArk was officially authorized. Consequently this request will take longer to determine, and might be better pursued by others. Nevertheless, if any of my two hours of free research and review time has not been expended, please pursue this request.

Based on my estimates, the total time required for the first five items of my FOIA request should be no more than two hours, and should not require more than the 100 pages of duplication to which I am entitled for no additional cost, and certainly should not exceed any additional pages for which I have offered to pay up to \$26.00.

Nevertheless, let me restate my self-imposed limits: you should spend no more than two hours on my request at this time for “search and review” (e.g. no more than the two hours of free time to which I am entitled) and you should duplicate however many pages can be duplicated for the \$26.00 I have offered to pay for copies beyond the 100 pages of free duplication to which I am entitled. (Based on \$0.13 per page, that would mean I am willing, if necessary, to pay for an additional 200 pages.)

I look forward to hearing from you.

Respectfully submitted,

Bruce E. Schundler

bruce@schundler.net

908-581-1021 (home/cell phone)

cc: (via email) Charis Wilson Acting FOIA Officer of the National Park Service
 Alexandra Mallus FOIA Officer of the Department of Interior in Washington, D.C.
 John R. Snyder National Park Service