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12 **IN THE UNITED STATES DISTRICT COURT**  
13 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

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14 COUNTY OF INYO

15 Plaintiff,

16 v.  
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19 DEPARTMENT OF THE INTERIOR,  
DIRK KEMPTHORNE, in his capacity as  
20 Secretary of the United States Department of the  
Interior, NATIONAL PARK SERVICE,  
21 MARY A. BOMAR, in her capacity as Director,  
National Park Service,  
22 JAMES T. REYNOLDS, in his capacity as  
Superintendent, Death Valley National Park,

23 Defendants, and

24 SIERRA CLUB, *et al.*,

25 Defendant-Intervenors.  
26  
27  
28

No. 1:06-CV-01502-AWI-DLB

DECLARATION OF BRUCE D.  
BERNARD

[Filed concurrently with Memorandum  
of Points and Authorities]

Dennis L. Beck  
U.S. Magistrate Judge

Anthony W. Ishii  
U.S. District Court Judge

Hearing Date: June 23, 2008  
Hearing Time: 1:30 p.m.  
Hearing Location: Courtroom 3

1 I, Bruce D. Bernard, declare as follows:

2 1. I am an attorney of record for Federal Defendants in the above-captioned matter.

3 2. This Declaration is submitted on behalf of Federal Defendants and pertains to  
4 Federal Defendants' Motion to Dismiss filed concurrently herewith.

5 3. I have personal knowledge of the matters stated herein and, if called as a witness,  
6 could and would competently testify thereto.

7 4. Attached hereto as Exhibit A are true and correct copies of pages 1-4, including  
8 Response to Requests for Admission Nos. 1-4 (requesting County to admit that it was aware of  
9 designation of Wilderness Study Areas in 1979), and Response to Interrogatory No. 3  
10 (describing basis for denial of Request for Admission No. 3), and pages 24-26 (signature and  
11 service pages), of Plaintiff County of Inyo's Response to Federal Defendant's First Set of  
12 Requests for Admission, Interrogatories and Requests for Production of Documents.

13 3. Attached hereto as Exhibit B are true and correct copies of documents:

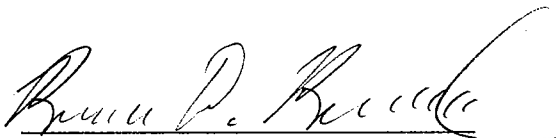
14 a. Produced by Inyo County as Attachment 4 to Plaintiff County of Inyo's  
15 Response to Defendant-Intervenor Sierra Club's First Set of Interrogatories, Requests for  
16 Production, and Requests for Admission, in response to Request for Production No. 6  
17 (requesting documents concerning to the Bureau of Land Management's 1979 designation of  
18 Wilderness Study Areas in Inyo County) and Request for Production No. 7 (requesting  
19 documents concerning the Bureau of Land Management's ("BLM's") management of  
20 Wilderness Study Areas in Inyo County). These documents are identified as document nos. 1-  
21 116 in the index attached as part of Exhibit B.

22 b. Produced by Inyo County as part of Plaintiff County of Inyo's Response  
23 to Defendant-Intervenor Sierra Club's Second Set of Interrogatories and Requests for  
24 Production, in response to Request for Production 2.j. (requesting a full copies of documents  
25 concerning BLM's management of WSAs). These documents are identified as document nos.  
26 117-119 in the index attached as part of Exhibit B.

27 Pursuant to 28 U.S.C. § 1746, I hereby declare under penalty of perjury that the  
28 foregoing is true and correct to the best of my knowledge, information and belief.

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Executed this 9th day of May, 2008, in Denver, Colorado.

By:   
Bruce D. Bernard