



United States Department of the Interior

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Please deliver the following pages to:

- 1. Name: Jim Belcher Fax No. 808-533-2467
 - 2. Name: _____ Fax No. _____
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- (if more than one name, circle addressee)

From: Deborah Bardwick

Date: 5-13-08 Pages Transmitted: 3
(including this page)

Time: 5:00

Subject: Marshall - Follow up to 5-8-08 conference

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1462

Remarks:



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May 13, 2008

James Bickerton, Esq.
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Honolulu, HI 96813

Dear Jim,

This letter is to set out the terms regarding Mr. Marshall's opportunity to remove the Argonauta materials from Haleakala National Park as we discussed before Magistrate Judge Chang on May 8, 2008.

- On or before July 8, 2008, Mr. Marshall will present a written removal plan to NPS. This removal plan, as set out in my letter of March 24, 2008, must specify the materials which Mr. Marshall intends to remove, the specific dates upon which the work will be completed, and the vehicles which Mr. Marshall intends to bring within the Park to remove the materials. Upon approval of this plan, the Park will issue a Special Use Permit which will allow Mr. Marshall to remove any or all of the Argonauta materials that he identifies in his removal plan, including the structure and/or the foundation.
- Mr. Marshall's contractor will contact Mark Rentz, Chief of Maintenance/Facilities Management at Haleakala to arrange for access to the Park and the removal of the materials. Mr. Rentz can be reached by telephone at 808-572-4420. Mr. Marshall indicated that he intends to use East Maui Construction, which is a licensed contractor and will comply with all NPS rules and regulations. However, NPS will not object if Mr. Marshall selects a different licensed contractor subject to this agreement.
- On July 8, 2008, the parties will have a status conference before Judge Chang.

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- All materials which are identified in Mr. Marshall's removal plan will be completely removed from the Park on or before August 9, 2008.
- NPS will begin restoring the site by removing any remaining materials, including elements of the foundation and structure, at any time after August 9, 2008 without further notice to Mr. Marshall.

You indicated at our meeting on May 8, 2008 that you would confirm this arrangement in writing. I look forward to hearing from you.

Sincerely,



Deborah S. Bardwick, Esq.
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