

Congress of the United States

Washington, DC 20515

July 20, 2011

The Honorable Barbara Boxer
Chair
Senate Environment and
Public Works Committee
SD-410
Washington, DC 20510

The Honorable James Inhofe
Ranking Member
Senate Environment and
Public Works Committee
SD-410
Washington, DC 20510

The Honorable Jeff Bingaman
Chair
Senate Energy and Natural
Resources Committee
SD-304
Washington, DC 20150

The Honorable Lisa Murkowski
Ranking Member
Senate Energy and Natural
Resources Committee
SD-304
Washington, DC 20510

Dear Senators:

As you consider President Obama's nomination of Ms. Rebecca Wodder as Assistant Secretary for Fish, Wildlife and Parks at the Department of the Interior, we respectfully write to let you know of our serious concerns with her record as the head of American Rivers, a single-purpose interest group focused on litigating against the federal government and removing economically important infrastructure. We seriously question whether she could adequately represent broader and more balanced interests at the federal level, especially at a fragile economic time with national unemployment exceeding nine percent.

The position for which Ms. Wodder has been nominated oversees the management of at least 180 million federal acres and would have a direct influence on current and potential federal regulations impacting private lands, water rights, energy projects and other infrastructure. This is troubling given her past activities at the Wilderness Society and American Rivers, a non-governmental organization with a long record of receiving American taxpayer dollars while actively litigating against the federal government on multiple fronts. Between 1988 and 2011, American Rivers has either sued or been a party to 150 lawsuits against various parties, mostly the federal government. In fact, American Rivers is currently party to seven lawsuits against American taxpayers and the federal government.

One illuminating piece of litigation revolves around American Rivers' longstanding lawsuit against the federal government's operation of four multi-purpose dams in the Pacific Northwest. These dams, located on the lower Snake River in Washington state, provide multiple benefits including emissions-free, renewable hydroelectricity (enough power to serve a city the size of Seattle), navigation to deliver agricultural products to market, recreation and the good-

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paying jobs associated with these benefits. Writing in the August 25, 2003 edition of The Dissident Voice, Ms. Wodder wrote that "Breaching the four dams on the lower Snake River would be the single most effective way to bring back wild salmon." This is a completely unproven statement and the reality is breaching these dams is an extreme action that would have devastating economic impacts across an entire region while not actually assisting fish recovery. Despite broad agreement, including from the Obama Administration, on a biological opinion for Columbia Basin salmon recovery, Ms. Wodder's organization continues an over decade long lawsuit campaign against the federal government in an effort to demolish these dams.

There are numerous examples of how the policies advocated by Ms. Wodder at American Rivers will have serious impacts throughout the country. First, she effectively advocated for federal regulations that caused up to 40 percent unemployment in parts of the San Joaquin Valley, California by diverting farm water under the guise of protecting the Delta smelt, a three-inch fish. Second, she endorsed last Congress' controversial legislation (H.R. 5088 and S. 787) that many argued could allow the EPA to regulate street and gutter water run-off and man-made ditches. This could cause significant job loss throughout rural America and the National Association of Counties, a non-partisan entity composed of locally elected officials, was concerned that this legislation could lead to "more court cases" and federal groundwater regulation. Third, by naming the Susquehanna River as one of "America's most endangered rivers," her organization attempted to stifle the domestic production of affordable natural gas through hydraulic fracturing.

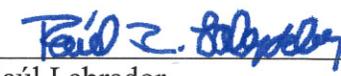
Furthermore, we are also concerned that this appointment may run afoul of President Obama's own goal of ensuring that political appointees would not work on regulations or contracts directly and substantially related to their prior employer. Ms. Wodder has received significant, long-term compensation during her tenure at American Rivers. As previously noted, the organization currently has numerous pending lawsuits against the very agencies over which she would have regulatory authority and for others that directly or indirectly have been involved in litigation with the Interior Department. This creates a very real and serious conflict of interest.

As Members of the House of Representatives, we appreciate the unique role of the Senate in the confirmation process. Nonetheless, the policies advocated by this nominee would be so detrimental to jobs, our economy and the livelihood of rural Americans that we felt compelled to make our views known and ask that you take them into consideration.

Sincerely,



Doc Hastings
Member of Congress



Raúl Labrador
Member of Congress

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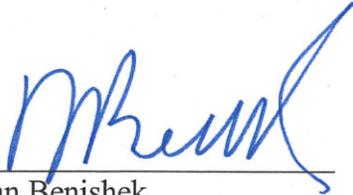
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Member of Congress



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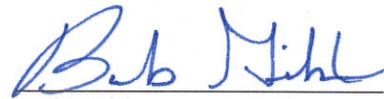
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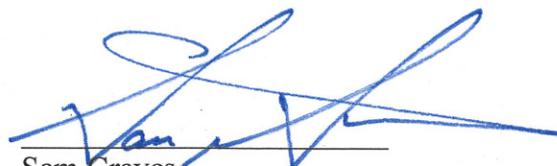
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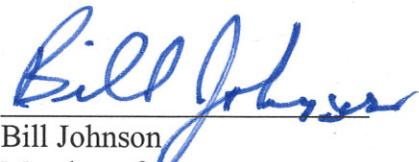
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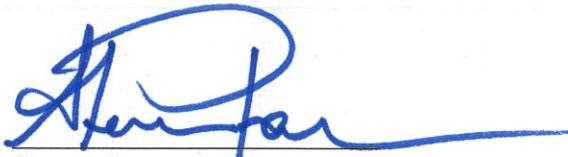
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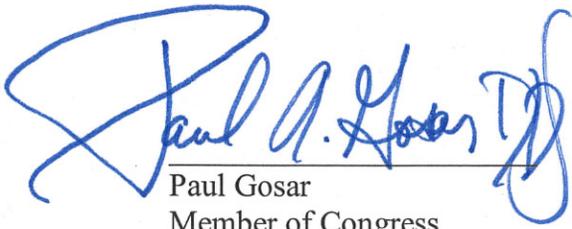
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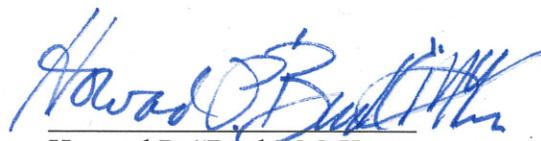
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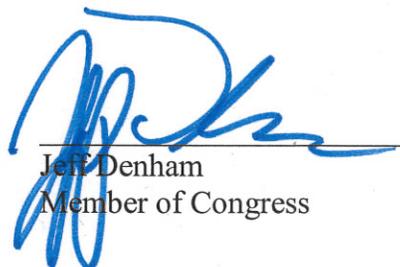
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Steve Southerland, II
Member of Congress