

October 2, 2003

Amy L. Comstock, Director
U.S. Office of Government Ethics
1201 New York Avenue, N.W. – Suite 500
Washington, D.C. 20005-3917

VIA FACSIMILE [(202) 482-9237; (505) 346.2744] & FIRST CLASS MAIL

***Re: Request for Review of Alleged Federal Ethics Violation
i.c.o. William Gerry Myers III***

Dear Director Comstock:

Public Employees for Environmental Responsibility (PEER) and Friends of the Earth (FoE) hereby submit to you an addendum to our complaint against the U.S. Department of the Interior's Solicitor, William Gerry Myers III, supplementing the pending August 5th complaint against Mr. Myers. Solicitor Myers has continued to meet with a former client – the National Mining Association (“NMA”) – in violation of his agreement with the U.S. Government. See Exhibit A, being three (3) Forms LD-I (Rev. 06/98) “Lobbying Registration” (proving Solicitor Myers was a lobbyist for the National Mining Association; the Peabody Group; and Kennecott Energy Corporation).

Mr. Myers' position as a registered agent of the National Mining Association prior to his appointment to Solicitor required that he not meet with the NMA between July 13, 2001 and July 13, 2002.

However, Solicitor Myers continued to meet with his former client during the one year period in which he was barred from such activity. See Exhibit B, attached. On August 3, 2001, Myers met with Hal Quinn, Senior Vice President of the National Mining Association. Myers also had two other meetings involving the NMA including a meeting on July 30 2001 “NMA invite review w/Tim and Marigrace” and he gave a speech for the NMA in Florida on October 19, 2001.

Upon our best belief and information PEER and FOE have obtained the attached information, indicating that Mr. Myers may be in violation of his recusal agreement, and – as a result – of the federal statutory mandates codified at 18 USCS § 208 (2003)(“Acts affecting a personal financial interest”). Mr. Myers has also been advised that under Executive Order 12674 (as modified by E.O. 12731), he must refrain from taking actions that may create the appearance of impropriety.

Given Mr. Myers' extensive and protracted record of continuing contacts with his former law firm and his former clients, PEER and FoE request that the Office of Government

Ethics launch an immediate, follow-up investigation into Mr. Myers apparent ethical improprieties.

Very respectfully,

Dan Meyer
General Counsel
Public Employees for Environmental
Responsibility

—
Kristen Sykes
Interior Department Watchdog
Friends of the Earth

Cc:

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