All redactions are 5 U.S.C. §§ (b)(6) and (b)(7)(C) of the FOIA

To Harry Humbert
cc
bcc
Subject Hubbell

Harry-

We are in the process of discussing this case, apparently Alan told [redacted] to prepare a non-responsive letter on this case, but it was in the process of getting an extension... I will let you know the final outcome of this once [redacted] talks to Alan, but it looks like [redacted] will be getting an extension on this.

[Redacted]
Assistant to the AIG/DAIG
Office of Investigations
Department of the Interior - OIG
1849 C St. N.W. - MS 4428
Washington, DC 20240
Office: (202) 208-...
Fax: (202) 219-1203
I'll give him a call next break, which should be in the next 20 minutes. This was sent from a wireless device.

----- Original Message -----  
From:  
Sent: 04/21/2009 02:09 PM MDT  
To: Alan Boehm  
Cc: Harry Humbert  
Subject: Re: Malone investigation

Alan:

Since the case is assigned to PID, I would prefer that you, Harry, or someone from your group call him. I would appreciate it.

Thank you.

----- Original Message -----  
From:  
Sent: 04/21/2009 01:59 PM MDT  
To: Alan Boehm; Harry Humbert  
Cc:  
Subject: Re: Malone investigation

Alan/Harry:

The report is done but we are waiting action by NPS. Do you want me to call the AUSA or you? We are in Herndon for the SAC meeting. This was sent from a wireless device.

----- Original Message -----  
From:  
Sent: 04/21/2009 01:56 PM MDT  
To: Alan Boehm; Harry Humbert  
Cc:  
Subject: Fw: Malone investigation

Alan/Harry:

Hello there. I have left you both voicemail messages regarding the below message from AUSA
regarding the Hubbell Trading Post case assigned to Agent Okereke. In brief, Bill Malone (subject of HTP) is suing NPS and private defendants concerning the NPS investigation that was conducted. They have tried to FOIA Okereke's report because Malone says it will support his claims. The AUSA requests a status of the case and needs to report that status to the court and Malone's attorney tomorrow I believe. Please read AUSA [REDACTED] entire email.

Since this is out of your shop I thought you might want to handle this matter. Let me know. Thank you.

[REDACTED]
Special Agent
U.S. Department of the Interior
Office of Inspector General
Albuquerque Investigations
Direct - [REDACTED]
Fax - (505) 346-2744

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--- Forwarded by: [REDACTED]/DEN/OIG/DOI on 04/21/2009 01:48 PM ---

[REDACTED]/DEN/OIG/DOI
04/21/2009 12:38 PM
To: [REDACTED]@doig.gov
cc
Subject: Fw: Malone Investigation

Call me on my cell to discuss.

This message was sent from a wireless device.

From: [REDACTED] (USAAZ) [REDACTED]@usdoj.gov
Sent: 04/21/2009 01:16 PM AST
To: Art Willhite
Subject: Malone Investigation

I am defending a lawsuit brought by Billy Malone, a former employee at Hubbell Trading Post in Gandao, Arizona. He has sued numerous NPS employees and private defendants (who ran Hubbell for the NPS). It is my understanding that OIG began an investigation arising out of an NPS criminal investigation of Malone by Clyde Yee beginning in 1994 and that Paul Berkowitz was intimately involved with reporting alleged improprieties to the OIG about the Malone investigation.
Malone's lawyer has told me that he believes that OIG will be issuing a report soon, and that the report will support his lawsuit. Please provide to me any information available regarding the timing of any report to be issued and whether it be made public. Please note that I will be reporting whatever you tell me to Malone's lawyer and to the Court.

Thanks

[Redacted]

Assistant United States Attorney
District of Arizona, Civil Division
405 West Congress Street - Suite 4800
Tucson, Arizona 85701

(520) 620-7300 Main Line
[Redacted] Direct Line
(520) 620-7149 Fax
[Redacted]@usdoj.gov
I'll give him a call next break, which should be in the next 20 minutes.
This was sent from a wireless device.

----- Original Message -----
From: [Redacted]
Sent: 04/21/2009 02:09 PM MDT
To: Alan Boehm
Cc: Harry Humbert; [Redacted]
Subject: Re: Malone investigation

Alan:

Since the case is assigned to PID, I would prefer that you, Harry, or someone from your group call him. I would appreciate it.

Thank you.

[Redacted]

Alan Boehm/WDC/OIG/DOI

----- Original Message -----
From: [Redacted]
Sent: 04/21/2009 01:56 PM MDT
To: Alan Boehm; Harry Humbert
Cc: [Redacted]
Subject: Fw: Malone investigation

Alan/Harry:

Hello there. I have left you both voicemail messages regarding the below message from AUSA [Redacted] regarding the Hubbell Trading Post case assigned to Agent Okerberg. In brief, Bill Malone (subject of HTP) is suing NPS and private defendants concerning the NPS investigation that was conducted. They have tried to FOIA Okerberg's report because Malone says it will support his claims. The AUSA requests a status of the case and needs to report that status to the court and Malone's attorney
I am defending a lawsuit brought by Billy Malone, a former employee at Hubbell Trading Post in Gandelier, Arizona. He has sued numerous NPS employees and private defendants (who ran Hubbell for the NPS). It is my understanding that OIG began an investigation arising out of an NPS criminal investigation of Malone by Clyde Yee beginning in 1994 and that Paul Berkowitz was intimately involved with reporting alleged improprieties to the OIG about the Malone investigation.

Malone’s lawyer has told me that he believes that OIG will be issuing a report soon, and that the report will support his lawsuit. Please provide to me any information available regarding
the timing of any report to be issued and whether it be made public. Please note that I will be reporting whatever you tell me to Malone's lawyer and to the Court.

Thanks

[Redacted]
Assistant United States Attorney
District of Arizona, Civil Division
405 West Congress Street - Suite 4800
Tucson, Arizona 85701
(520) 620-7300 Main Line
(520) 620-7149 Direct Line
(520) 620-7149 Fax
[Redacted]@usdoj.gov
The report is done but we are waiting action by NPS. Do you want me to call the AUSA or you? We are in Herndon for the SAC meeting.

This was sent from a wireless device.

--- Original Message ----
From: 
Sent: 04/21/2009 01:56 PM MDT
To: Alan Boehm; Harry Humbert
Cc: 
Subject: Fw: Malone investigation

Alan/Harry:

Hello there. I have left you both voicemail messages regarding the below message from AUSA regarding the Hubbell Trading Post case assigned to Agent Okenberg. In brief, Bill Malone (subject of HTP) is suing NPS and private defendants concerning the NPS investigation that was conducted. They have tried to FOIA Okenberg's report because Malone says it will support his claims. The AUSA requests a status of the case and needs to report that status to the court and Malone's attorney tomorrow I believe. Please read AUSA entire email.

Since this is out of your shop I thought you might want to handle this matter. Let me know. Thank you.

Special Agent
U.S. Department of the Interior
Office of Inspector General
Albuquerque Investigations
Direct -
Fax - (505) 346-2744

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--- Forwarded by ----
From: 
Sent: 04/21/2009 01:48 PM
To: 
Cc: 
Subject: Fw: Malone investigation
Their response is long past due. Neither nor are involved other than physically being located in ABQ, as is the USA.
This was sent from a wireless device.
Bruce Delaplaine

----- Original Message ----- 
From: Bruce Delaplaine 
Sent: 04/22/2009 09:41 AM EDT 
To: Alan Boehm; 
Subject: Re: Fw: Malone investigation

Gentlemen,
I just left a phone message for USA/ It is my understanding that the matter is still open because we are awaiting BIA response. Our FOIA office has received a request for the information and we turned the request down because it was not yet closed. I am told that BIA may be on its second request for an extension. Can someone tell me when their response is now due? I am guessing that the USA needs to give a date certain to the Court, if possible.
Bruce

Bruce Delaplaine
General Counsel
Office of Inspector General
Department of the Interior
(202) 208-5720
Alan Boehm/WDC/OIG/DOI

----- Original Message ----- 
From: 
Sent: 04/22/2009 09:18 AM 
To: “Bruce Delaplaine” <Bruce_Delaplaine@doloig.gov> 
cc
Subject: Fw: Malone investigation

This is what we talked about. I talked with him last night and asked that he talk with you. He does not want a copy sent to him. (Our report will not help him but it will help the plaintiff.). Please let me know if you need any other info. We can talk when you come out this afternoon.
This was sent from a wireless device.

----- Original Message ----- 
From: 
Sent: 04/21/2009 02:21 PM MDT 
To: Alan Boehm 
Subject: Re: Malone investigation

Great! Thank you so much Alan. You are the best. Enjoy the training.
Scott,

Last Thursday you told me not to send the Unresponsive Memo out on this referral as you had just met with NPS. Did NPS provide a response?? Did we give them an extension???
Alan Boehm/WDC/OIG/DOI  
06/08/2009 07:13 PM
To: [Redacted]  
cc: Scott Culver/WDC/OIG/DOI@OIG  
Subject: Re: Pending Non-Responsive

Non-responsive information - pertains to another investigation

Scott handled Hubbell Thursday. 

This was sent from a wireless device.

---- Original Message ----
From: [Redacted]  
Sent: 06/08/2009 02:27 PM EDT
To: Alan Boehm  
Cc: Scott Culver; [Redacted]
Subject: Pending Non-Responsive

Alan-

Its that time again, we have two LE referrals that I need your input on before they receive non-responsive letters. The two that are in question are:

Scott/Alan: Non-responsive information above - pertains to another investigation

The other case is Hubbell Trading Post (PI-07-0054), I just need to know what was the approved extension date on this. No response has come in as of now, can we close this one out too? Sorry guys, but I'm in the closing business today.....

[Redacted]  
Assistant to the AIGI/DAIGI  
Office of Investigations  
Department of the Interior - OIG  
1849 C St. N.W. - MS 4428  
Washington, DC 20240  
Office: (202) 208-  
Fax: (202) 219-1203
Hi Scott,

I hope your day is going well. I'm just checking in to see if you have heard back from NPS about whether they contemplate or have any outstanding criminal case/activity in the above matter.

Thanks in advance,

[Name]
Associate General Counsel
U.S. Department of the Interior
Office of Inspector General
Office of General Counsel
(202) [Phone number]
Thanks Scott - I appreciate it.

Scott Culver/WDC/OIG/DOI

I asked Alan Boehm to review the status of the case. He was the supervisor there at the time and much more familiar than I about the case. He advised there is no pending criminal action on this case by either NPS or us. Sorry for the delay.

Laurie Larson-Jackson/WDC/OIG/DOI

Hi Scott,

I hope your day is going well. I’m just checking in to see if you have heard back from NPS about whether they contemplate or have any outstanding criminal case/activity in the above matter.

Thanks in advance,

Associate General Counsel
U.S. Department of the Interior
Office of Inspector General
Office of General Counsel