



U.S. Department of Justice

Environment and Natural Resources Division

*General Litigation Section
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June 24, 2005

Mr. Alan L. Schneider
1437 SW Columbia Street, Suite 200
Portland, OR 97201-2535

Re: *Bonnichsen v. United States*

Dear Mr. Schneider,

This letter is in response to the Video Documentation Proposal, dated June 14, 2005. The United States Army Corps of Engineers has decided to deny access to the remains to Mr. Dan Sonnet and his team for videotaping of the remains (see attached).

Please contact Tim Simmons at (503) 727-1156 if you have any questions.

Sincerely,

SIGNED

Sydney Cook

cc: Tim Simmons
Jennifer Richman



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, NORTHWESTERN DIVISION
PO BOX 2870
PORTLAND OR 97208-2870

JUN 23 2005

Office of Counsel

Mr. Tim Simmons
Assistant U.S. Attorney
1000 SW Third Ave., Suite 600
Portland, Oregon 97204

Ms. Sydney Cook
U.S. Department of Justice (ENRD- General Litigation Section)
P.O. Box 663
Ben Franklin Station
Washington, DC 20044-0663

Dear Mr. Simmons and Ms. Cook:

This letter serves as a response to the plaintiffs' proposed videotaping of the taphonomic study of the Kennewick remains, as outlined in their *Video Documentation Proposal: Kennewick Man Skeleton*, dated June 14, 2005 (hereinafter referred to as "Video Proposal"). Access to the remains for videotaping the taphonomic study, pursuant to the Video Proposal, is denied. Based on the advice of my staff, the curators in St. Louis, the Burke Museum, and our conservators, I believe that the videotaping outlined by the plaintiffs in the Video Proposal has the potential to impact the remains and may impede the taphonomic studies.

I previously granted access to the remains for the purpose of completing a number of taphonomic studies, which can be accomplished while safeguarding the remains. The additional people and equipment required for the video proposal may subject the remains to additional dangers and will deflect attention away from the facilitation of the taphonomic study. I believe the approved proposal for photography by Mr. Chip Clark will suffice in documenting the process and educating the public.

Please forward this response to the plaintiffs. Questions about the Kennewick Man studies can be directed to Ms. Jennifer Richman of my staff at (503) 808-3763.

Sincerely,

SIGNED

WILLIAM T. GRISOLI
Brigadier General, U.S. Army
Division Engineer