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CAHA Superintendent  
Sent by: Cyndy Holda

01/09/2007 04:30 PM  
EST

To:  
cc: (bcc: Sandra Hamilton/DENVER/NPS)  
Subject: Update on Reg-Neg and Related Issues

Dear Proposed Participants in the CAHA Negotiated Rulemaking:

Happy New Year to you all! This is to update you on several items related to the interim protected species management strategy/environmental assessment (EA), long-term ORV management plan/environmental impact statement (EIS), and the proposed negotiated rulemaking (RegNeg) process.

- 1) NPS is working on completion of the decision document for the Interim Protected Species Management Strategy/EA. Our goal is to have this completed by the end of January.
- 2) On December 11, 2006, the National Park Service (NPS) published a **Notice of Intent to develop the ORV management plan/EIS** in the Federal Register to officially open the public scoping period. NPS is in the process of finalizing plans to hold public scoping meetings the last week of February. We will send out more information about these meetings (dates, times and locations) when the details are finalized.
- 3) NPS has also drafted a **Notice of Intent (NOI) to establish a negotiated rulemaking committee**. The NOI is under review in Washington and once it is published in the Federal Register it will formally open the public comment period about the NPS proposal to use the negotiated rulemaking (RegNeg) process to develop an ORV regulation and about the proposed participants. NPS will notify you and the public once this NOI is published.
- 4) On December 18, 2006, **Defenders of Wildlife issued a 60-day Notice of Intent to Sue** the Fish & Wildlife Service (FWS) and the National Park Service (NPS) for violations of the Endangered Species Act in connection with the FWS Biological Opinion and NPS Interim Protected Species Management Strategy/EA. Comments or concerns about the effect, if any, of the NOI to Sue on the negotiated rulemaking or about proposed participants may be submitted during the public comment period for the Notice of Intent to Establish a Negotiated Rulemaking Committee when it is published. (See item #3 above). A copy of the NOI to Sue is posted on the Cape Hatteras National Seashore parkplanning PEPC website and can be reached at the following address:  
  
<http://parkplanning.nps.gov/document.cfm?parkID=358&projectId=13331&documentID=17700>
- 5) The first collaborative workshop for proposed RegNeg participants will be held Thursday - Friday, **February 8-9, 2007**, at the Roanoke Island College of the Albemarle campus (former Manteo Middle School across from the Chesley Mall) on Old Hwy. 64 in Manteo. The two-day workshop will run from 9:00 a.m. to 4:30 p.m. on Thursday, then from 8:30 a.m. to 1:00 p.m. on Friday. On Thursday, please park in the parking lot at the south end of the building and meet at 9:00 a.m. in the auditorium at the same end of the building. On Thursday evening (Feb 8), there will be an optional "no-host" social hour and dinner at a local restaurant (TBA) for the proposed

negotiating committee members and alternates. All proposed members and alternates are encouraged to attend both the workshop and the optional social opportunity to begin to get acquainted with the collaboration process, as well as with the other proposed RegNeg participants. See the attached agenda for details.



CAHA RegNegWorkshopAgenda Feb07.doc

**Please RSVP no later than January 25, 2007 to let us know if you plan to attend the workshop, by responding to this e-mail message or calling Cyndy Holda at 252-478-2111, ext. 148 .**

As you can see, there are many things happening related to ORV management planning and rulemaking at Cape Hatteras National Seashore. I wish you well in the New Year and look forward to working with you in the days ahead.

Sincerely,

Mike Murray  
Superintendent  
Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS  
(w) 252-473-2111, ext. 148  
(c) 252-216-5520  
fax 252-473-2595

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**CAPE HATTERAS NATIONAL SEASHORE**  
**WORKSHOP ON MUTUAL GAINS NEGOTIATION**  
**AND NEGOTIATED RULEMAKING**

**February 8 and 9, 2007**

**GOALS**

- Provide an opportunity for diverse stakeholders to get to know one another.
- Learn common terms and techniques in collaboration and negotiation to "set the stage" for the regulatory negotiation to follow.
- Learn more about regulatory negotiation as a process.

***DAY I, Thursday, February 8***

- 9:00 Welcome, Mike Murray, Park Superintendent
- 9:15 Purpose and Agenda for the Workshop
- 9:30 Introductions
- 9:45 Regulatory Negotiation: What is it and how does it work?
  - Brief presentation and discussion
- 10:15 Exercise 1: Win as Much as You Can
  - A short, four person exercise highlighting the tension between creating and claiming value in a negotiation.
- 11:00 Break
- 11:15 Exercise 2: Salt Harbor
  - A two person negotiation over a small parcel of land in a resort community, highlighting key points about distributive bargaining.
- 12:30 Lunch
- 1:30 Clear and Effective Communications
  - A presentation, short exercises, and discussion on techniques for effective communication in a collaborative setting.
- 2:30 Exercise 3: Ted Wiley
  - A four person negotiation highlighting the opportunities for integrative (also called mutual gains) negotiation.

- 4:15 Questions from the Day
- 4:30 Adjourn
- 5:00 Optional: "No-host" social hour at local restaurant, followed by dinner. Location to be determined and will be announced at the workshop.  
*(Participants are encouraged to meet informally after the workshop.)*

**DAY II, Friday, February 9**

- 8:30 Welcome to Day II
- 8:45 Discussion: Opportunities, Concerns, and Ideas about Regulatory Negotiation
- 9:30 Creating Value in Public Sector Negotiations
- A presentation and numerous case examples of creating value in public sector, multi-party negotiations
- 10:00 Break
- 10:15 Mediation: What is it? What is the mediator's role?
- Brief presentation and discussion about the role of mediators in regulatory negotiation and public sector processes.
- 11:00 Exercise 6: Sweetwater
- A series of short scenarios and challenges to building agreement among diverse stakeholders. Includes small group discussion and sharing lessons learned and best advice.
- 12:30 Looking Forward: The Promise of Collaboration, Mike Murray, Park Superintendent
- 1:00 Adjourn

**RegNeg Workshop Location**

Roanoke Island College of the Albemarle (COA) Campus  
 (former Manteo Middle School, across the street from the Chesley Mall)  
 205 Hwy 64 South Business, Manteo, NC 27954  
 Park in parking lot at south end of building. Meet in auditorium at south end of the building.

**Accommodations on Roanoke Island/Manteo:**

		<u>Range</u>
Booth's Guest House	252-473-3696	\$60 to \$120
Burrus House Inn Suites	252-475-1636	\$150 +
Cameron House Inn	252-473-6596	\$110 to \$150 +
Clemons' Cottage	252-256-2662	\$150 +
Dare Haven Motel	252-473-2322	\$60 to \$110
Duke of Dare Motor Lodge	252-473-2175	\$60 to \$110
Elizabethan Inn	252-473-2101	\$110 to \$150 +
Island Guest House	252-473-2434	\$80 to \$110
Island House of Wanchese	866-473-5619	\$110 to \$150 +
Outdoors Inn	252-473-1356	\$60 to \$110
Pirate's Cove Realty	800-537-7245	
Roanoke Island Inn	877-473-5511	\$110 to \$150 +
Scarborough House Inn	252-473-3849	\$80 to \$150
Scarborough Inn	252-473-3979	\$80 to \$150
Tranquil House Inn	800-458-7069	\$150 +
The Inn at Kimbeeba	866-473-6365	\$80 to \$150 +
Wanchese Inn	252-475-1166	\$80 to \$150
White Doe Inn	800-473-6091	\$150 +
Whispering Bay Waterfront	252-473-5323	\$150. +

**Nags Head Accommodations:**

First Colony Inn	800-368-9390	\$110 to \$150+
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**On-line information about accommodations and Outer Banks area**

[www.outerbanks.org](http://www.outerbanks.org)