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**From:** Barr, James (FTA)  
**To:** Matley, Ted (FTA)  
**CC:** Sukys, Raymond (FTA); Bausch, Carl (FTA); Marler, Renee (FTA); VanWyk, Christopher (FTA); Zelasko, Elizabeth (FTA); Ossi, Joseph (FTA)  
**Sent:** 10/28/2009 4:00:21 AM  
**Subject:** FW: Comments from National Trust on Draft PA for Honolulu Transit Project  
**Attachments:** Draft NTHP Response (1).doc; NTHP Comments on Draft PA for HNL Transit Project.pdf

Attached you will find the original Betsy Merritt letter (Oct. 22) and a draft response. I expect that with the help of counsel, Ted and Ray can spiff it up and get it out. Thanks.

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**From:** Ossi, Joseph (FTA)  
**Sent:** Thursday, October 22, 2009 12:18 PM  
**To:** Zelasko, Elizabeth (FTA); Borinsky, Susan (FTA); Matley, Ted (FTA); Marler, Renee (FTA); VanWyk, Christopher (FTA); Zusman, Nancy-Ellen (FTA); Sukys, Raymond (FTA); Barr, James (FTA)  
**Subject:** FW: Comments from National Trust on Draft PA for Honolulu Transit Project

She does her homework. She has done us a big favor by raising these issues now, so that we can force the City to address them before the FEIS is signed. I have little doubt that we will lose in court if we don't.

Please note that Betsy's comments affect both the Section 4(f) section of the FEIS and the PA, not just the PA.

The one comment that I would take exception to is the comment that nonconcurring parties should retain their consulting party status during implementation of the PA. If they won't sign on to the role given consulting parties in the PA, how can FTA and the City reasonably manage the project when we have to deal with opponents with unspecified authorities and responsibilities?

Joe Ossi  
FTA Office of Planning and Environment  
(202) 366-1613

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**From:** Barr, James (FTA)  
**Sent:** Thursday, October 22, 2009 9:51 AM  
**To:** VanWyk, Christopher (FTA)  
**Cc:** Bausch, Carl (FTA); Ossi, Joseph (FTA); Marler, Renee (FTA); Matley, Ted (FTA); Sukys, Raymond (FTA)  
**Subject:** FW: Comments from National Trust on Draft PA for Honolulu Transit Project

Chris:  
FYI  
NTHP has been engaged in the lengthy 106 PA development process. They are a concurring party. Joe says that Merritt has sued us in the past – successfully. We can discuss.  
Jim

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**From:** Betsy Merritt [mailto:Betsy\_Merritt@nthp.org]  
**Sent:** Thursday, October 22, 2009 9:28 AM  
**To:** Assum-Dahleen, Laura; jeff@jn-architects.com; amy@aiahonolulu.org; aspencer@hawaii.edu; kiersten@historichawaii.org; Katie Kastner; chazinhawaii@aol.com; sherry\_campagna@hotmail.com; frank\_hays@nps.gov;

elaine\_jackson-retondo@nps.gov; Melia\_Lane-Kamahele@nps.gov; taahine.hina@gmail.com; keabad@ksbe.edu; kawikam@hawaii.rr.com; Pua.Aiu@hawaii.gov; Nancy.A.McMahon@hawaii.gov; susan.y.tasaki@hawaii.gov; bsemmer@achp.gov; Matley, Ted (FTA); Barr, James (FTA); carl.bausch@fta.dot.gov; Sukys, Raymond (FTA); deepak@hcdaweb.org; keolal@oha.org; malamapono@aol.com; lani@aukahi.com; Brian Turner; randall.y.young@navy.mil; john.muraoka@navy.mil; pamela.takara@navy.mil; tware@honolulu.gov; Sokugawa, Kathy K.; mmcdermott@culturalsurveys.com; hhamatt@culturalsurveys.com; arakimataemon@aol.com; halealoha@wave.hicv.net; Charlene Vaughn; 'Reid Nelson'

**Cc:** Leland Chang; Spurgeon, Lawrence; Hogan, Steven; Miyamoto, Faith; Foell, Stephanie; Judy Aranda; rtam1@honolulu.gov; kpatterson@honolulu.gov; N Dahl

**Subject:** Comments from National Trust on Draft PA for Honolulu Transit Project

Attached are comments from the National Trust for Historic Preservation on the most recent Draft PA. Please let us know if you have any questions or would like additional information.

Sincerely,

**Elizabeth S. Merritt**, Deputy General Counsel, **National Trust for Historic Preservation**

1785 Massachusetts Ave. NW, Washington, DC 20036 Phone: (202) 588-6026 | Fax: (202) 588-6272

The National Trust's Legal Defense Fund works with local preservation advocates around the country to protect historic and cultural resources.

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**From:** Assum-Dahleen, Laura [mailto:Dahleen@pbworld.com]

**Sent:** Tuesday, October 20, 2009 8:54 PM

**To:** jeff@jn-architects.com; amy@aiahonolulu.org; aspencer@hawaii.edu; kiersten@historichawaii.org; Katie Kastner; chazinhawaii@aol.com; sherry\_campagna@hotmail.com; frank\_hays@nps.gov; elaine\_jackson-retondo@nps.gov; Melia\_Lane-Kamahele@nps.gov; taahine.hina@gmail.com; keabad@ksbe.edu; kawikam@hawaii.rr.com; Pua.Aiu@hawaii.gov; Nancy.A.McMahon@hawaii.gov; susan.y.tasaki@hawaii.gov; bsemmer@achp.gov; theodore.matley@fta.dot.gov; James.Barr@dot.gov; carl.bausch@fta.dot.gov; Raymond.Sukys@dot.gov; deepak@hcdaweb.org; keolal@oha.org; malamapono@aol.com; lani@aukahi.com; Brian Turner; Betsy Merritt; john.muraoka@navy.mil; pamela.takara@navy.mil; tware@honolulu.gov; Sokugawa, Kathy K.; mmcdermott@culturalsurveys.com; hhamatt@culturalsurveys.com; arakimataemon@aol.com; halealoha@wave.hicv.net

**Cc:** Leland Chang; Spurgeon, Lawrence; Hogan, Steven; Miyamoto, Faith; Foell, Stephanie; Judy Aranda; rtam1@honolulu.gov; kpatterson@honolulu.gov; N Dahl

**Subject:** Consulting Parties Meeting Update

Aloha Section 106 Parties,

This is a reminder that there will be a consulting party meeting on October 21 at 8:30 a.m. The meeting will be a status meeting with an opportunity to discuss resolution of comments and provide consulting parties an opportunity to make final statements. We have received several sets of comments on the last version of the PA and, aside from NPS comments received late yesterday, they have all been considered and where appropriate incorporated into the attached version of the PA. ACHP is preparing final guidance and comments that will be incorporated into a final PA version along with consideration of the NPS comments. This version will be presented next week on Monday October 26 at 8:00 a.m. Honolulu time. Signatory parties will have an opportunity to make concluding comments to the group at the Monday meeting.

You can join us in person at the PB Americas office, 1001 Bishop St., Suite 2400.

Or join us via telephone at 1-888-742-8686, ID 3784294.

RSVP / Regrets to Laura: [dahleen@pbworld.com](mailto:dahleen@pbworld.com)

Mahalo!

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