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RE: Bottled Water

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Jonathan Simon <jxs@vnf.com>

From: Jonathan Simon <jxs@vnf.com>
Sent: Tue Jul 25 2017 08:50:55 GMT-0600 (MDT)
To: Marshall Critchfield <marshall_critchfield@ios.doi.gov>
CC: "brian_pavlik@nps.gov" <brian_pavlik@nps.gov>
Subject: RE: Bottled Water
Attachments: image001.jpg

Marshall,

Just wanted to follow up to make sure you have all of the information you need at this time and to see if there is any update you might provide. Thanks.

Best

Jon

Jonathan D. Simon | Partner

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From: Jonathan Simon
Sent: Wednesday, July 12, 2017 3:44 PM
To: Marshall Critchfield
Cc: brian_pavlik@nps.gov
Subject: RE: Bottled Water

Thanks, Marshall. Glad to hear that, and very much appreciate the follow-up.

I don't know to what extent any of this might have been passed on to you, but following is the information that we provided to Virginia Johnson in late March in follow-up to our meeting with her on March 22. Also attached is a very recent letter to Secretary Zinke from more than 20 members of Congress urging the Secretary to end this misguided policy.

This Obama administration policy unfairly singles out and discriminates against the healthiest packaged beverage product—water—for symbolic reasons. The policy also directly contradicts the NPS's efforts, through its *Healthy Parks Healthy People* initiative, to encourage providers to offer, and visitors to make, healthier food and beverage choices in the national parks. Moreover, as the policy has been implemented, it has been made clear that the individual parks that have implemented bans have not been tracking and reporting the impacts of the bans in a way that allows for an assessment of whether the policy is actually reducing waste or to what extent the bans might be affecting the health and safety of visitors to the parks. The International Bottled Water Association (IBWA) urges Secretary Zinke to promptly put an end to this policy, and to direct the NPS to focus its resources on educating the public about the importance of recycling, and expanding recycling efforts, for *all* packaged food and beverage products.

Here are links to several background documents concerning this matter:

1. IBWA Letter to Secretary Zinke – March 16, 2017 – <http://images.magnetmail.net/inadesclients/IBWA-attach/IBWA-Letter-to-Interior-on-NPS-Sales-Ban.pdf> or [CLICK HERE](#)
2. IBWA Report on the NPS Bottled Water Sales Ban Policy - <http://www.bottledwater.org/public/Advocacy.pdf> or [CLICK HERE](#)
3. List of NPS Parks with Bottled Water Sales Bans in Place – <http://images.magnetmail.net/inadesclients/IBWA-attach/NPS-Bottled-Water-Ban-List-as-of-January-2017.pdf> or [CLICK HERE](#)
4. Language in the FY 2017 Department of the Interior Appropriations bill (HR 5538) to defund the NPS policy - <http://images.magnetmail.net/inadesclients/IBWA-attach/FY17-Appropriations-bill.pdf> or [CLICK HERE](#)
5. Language in the Senate Report to the FY 2017 Department of the Interior Appropriations bill (S 3068) recommending that the NPS withdraw the policy - <http://images.magnetmail.net/inadesclients/IBWA-attach/Senate-report-language.pdf> or [CLICK HERE](#)
6. April 5, 2016 Public Employees for Environmental Responsibility (PEER) Press Release that incorrectly claims that the bottled water sales bans are significantly reducing waste - <http://images.magnetmail.net/inadesclients/IBWA-attach/PEER-PARK-PLASTIC-BOTTLE-BANS-WORK.pdf> or [CLICK HERE](#)
7. IBWA Assessment of PEER Report Alleging Waste Reductions from the NPS Ban – <http://images.magnetmail.net/inadesclients/IBWA-attach/Assessment-of-PEER-document-on-alleged-waste-reductions-from-National-Park-Bottle>

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"Pavlik, Brian" <brian_pavlik@nps.gov>

From: "Pavlik, Brian" <brian_pavlik@nps.gov>
Sent: Wed Jul 19 2017 10:44:50 GMT-0600 (MDT)
To: "Willens, Todd" <todd_willens@ios.doi.gov>
CC: "Critchfield, Marshall" <marshall_critchfield@ios.doi.gov>
Subject: Fwd: Follow-up and meeting request
Attachments: image001.jpg

----- Forwarded message -----

From: **Jonathan Virginia** <jonathan.virginia@ios.doi.gov>
Date: Mon, Jul 10, 2017 at 7:04 PM
Subject: Fwd: Follow-up and meeting request
To: Brian Pavlik <brian_pavlik@nps.gov>
Cc: "Critchfield, Marshall" <marshall_critchfield@ios.doi.gov>

Hi, Brian and Marshall

Have you two been briefed on the IBWA issue? If not, please ask NPS to provide you with a briefing paper. I'd be grateful if one of you would let Jonathan know that we are still reviewing it but hope to provide an update by the end of the month. Marshall, please be sure that we discuss this one with Todd, too. (I have discussed it with the Secretary.) We also need to keep Micah looped in as the issue is now generating congressional interest.

Could one or both of you also call Jonathan to obtain additional background on the RMI issue? I'm afraid I won't be here to meet with Mr. Martin on those dates but we should try to schedule that for both of you and Todd if your calendars permit.

Many thanks,
Virginia

----- Forwarded message -----

From: **Jonathan Simon** <jts@rmi.com>
Date: Fri, Jul 7, 2017 at 2:54 PM
Subject: Follow-up and meeting request
To: "Jonathan Virginia@ios.doi.gov" <jonathan.virginia@ios.doi.gov>
Cc: "brian_pavlik@nps.gov" <brian_pavlik@nps.gov>

Virginia,

I hope this email finds you well and that you are having a good summer so far. I am writing with two requests.

(1) First, I wanted to thank you again for meeting with the International Bottled Water Association (IBWA) earlier this year. On behalf of IBWA, we were wondering if there was any update you could provide regarding any review and/or reconsideration of the NPS's bottled water sales ban policy.

(2) Second, on behalf of Rainier Mountaineering Inc. (RMI), we would like to discuss with you the situation involving former Director Jarvis's decision to cancel the solicitation for mountaineering guide services at Denali National Park and Preserve and to re-solicit a revised business opportunity. This situation remains of very serious concern to RMI, given that this occurred after RMI was determined to have submitted the best offer, after certain elements of RMI's offer were shared with other bidders as part of the matching process, and after RMI and the other winning offers were offered new concession contracts and issued award letters. Given the sharing of RMI's bid information that occurred, including presumably with entities that would re-bid, RMI is extraordinarily concerned that any re-solicitation will not result in a fair procurement in which RMI is not competitively disadvantaged relative to other offerors. Jeff Martin of RMI is planning a trip that would put him in Washington, DC either July 24-27 or August 1-2, and would hope to have a chance to meet with you on one of those dates. If none of those dates work for you, please let me know what might work for you, and I am sure we should be able to adjust schedules to make something work. We very much appreciate your consideration of this request.

Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend!

Best,
Jonathan

Jonathan D. Simon | Partner