Date submitted (UTC-11): 10/17/2018 12:00:00 AM First name: Dr. Kenneth Last name: Zahn Organization: Northwest Federation of Mineralogical Services Title: 1st Vice President Official Representative/Member Indicator: Address1: Address2: City: State: Province/Region: Zip/Postal Code: Country: United States Email: kczahn@littleappletech.com Phone: 4065828752 Comments: A Standard Mail 12

From: Ken Zahn [mailto:kczahn@littleappletech.com]

Sent: Tuesday, October 16, 2018 1:58 AM To: Nabahe, Cheryl - FS <cnabahe@fs.fed.us> Subject: Comments on Proposed Reg on Locatable Minerals

I find that There seems to be no way to electronically file my comments via the process noted in your Fed Register Notice, as it has cut off commenting at 11:59 EASTERN TIME and I am trying to submit comments in Mountain Time in Bozeman, MT. There was no mention of needing to adhere to Eastern Time in the Notice for comments [mdash] only that they needed to be sent by 15 October, 2018.

I do wish to comment, but will simply make a few here in hopes that I will be able to comment more fully directly to you in a manner you specify by returning a contact with me ASAP.

Thanks,

Dr. Kenneth Zahn

1st Vice President

Northwest Federation of Mineralogical Societies

406-582-8752

[mdash][m

[bull] Define Locatable Minerals to include "gemstones and other valuable, uncommon non-metallic minerals,[rdquo] as the BLM general guidance to the public does. 43 CFR 3809.2(e), for example uses [Idquo][hellip]. and a number of other non-metallic minerals that have a unique property which gives the deposit a distinct and special value."

[bull] I believe that any proposed text provision for violation penalties of 12 months in jail and/or fines of \$100,000 for an individual involved in a [Idquo]Notice-Level[rdquo] operation would clearly trigger need for a NEPA EIS, not an EA, as the decision document of a FONSI would be clearly breached and would invite a lawsuit. Similarly, the cost impact for new and increased Notice-level staff consultations, pre-POO-submission discussions, reviews of draft POOs, POO amendments, prescribed POO periodic reviews on a set time schedule, etc., etc., cannot be in the realm of a FONSI-level EA decision document.