



**Request to file a reply brief/ Request for oral argument**  
Eskimo Whaler to: Eurika Durr

11/04/2011 06:18 PM

From: Eskimo Whaler <eskimo.whaler@yahoo.com>  
To: Eurika Durr/DC/USEPA/US@EPA  
Please respond to Eskimo Whaler <eskimo.whaler@yahoo.com>

Dear Ms. Durr,

I just received your email. As I have just become aware of the opportunity to file a response brief, I would like to have that right afforded me.

As both counsels for Native Village of Point Hope, and for Inupiat Community of the Arctic Slope have indicated they wish to pursue the opportunity to reply to file response briefs, I, as an individual Inupiaq Eskimo and a United States Citizen, hereby request the same opportunity to be able to reply to file a response brief.

I am also requesting the personal opportunity for oral argument. The Board will benefit from oral argument for the following reasons:

1) The issue of demonstrated spill response/capability has not been addressed to me. I have continually commented on this issue but have received no specific response. This Board might allow potentially catastrophic industrial activity through these immediate rulings, but still has not addressed why the industry seems to be exempt from demonstrating their spill response, which industry says is functional but has yet to show. Spill response in varied conditions of open water, broken ice and sheet ice conditions are necessary to understand the real response ability of the oil industry in our subsistence zone.

An oral argument would help clarify, through discussion, of why demonstrated spill response has not been a prerequisite to operation in Lease Sale 193.

2) The issue of food contamination, through emissions, and its long term effects through has not been addressed to me. I have also continually commented on this issue but have received no specific response. The Board might allow extreme contamination of a subsistence zone through hundreds of tons of exhaust and particulate matter to allowed through this air permit. This contamination will go through every avenue of subsistence ocean foods we consume. I have continually asked the E.P.A. for data regarding the long term effects on marine diets through this level of contamination.

An oral argument would help clarify, through discussion, why no studies of the impending food contamination and its long term effects have not been a prerequisite to Lease Sale 193.

I am pleased that, as an individual, I have the opportunity to address my concerns through the proper channels at the E.P.A. I hope that I am given full privilege to be involved in the process to its conclusion. I appeal the board to please allow oral arguments. A decision of this magnitude deserves the opportunity for oral discussion - the impacts of your decisions will be permanent upon my people.

Respectfully,  
Daniel James Lum  
907.799.0046