



BLACKFEET NATION

Blackfeet Tribal Historic Preservation office

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Ex-Parte Filling

March 8, 2018

FCC WT Docket No. 17-179

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 2055

Dear Ms. Dortch:

The Blackfeet Historic Preservation Office serves the Blackfeet Nation in preserving and protecting Blackfeet Cultural Properties throughout our ancestral lands. Blackfeet THPO has been utilizing the FCC-E106 Program since April of 2016 and has developed a positive relationship with all Consultant companies representing the Cell Tower Industry. To-date Blackfeet THPO has not had a single negative incident carrying out the responsibilities under the National Historic Preservation Act in association with the E106 Program. In fact, many Industry Consultants have sent correspondence in appreciation to Blackfeet THPO for timely and satisfactory response to FCC E106 Projects.

The Blackfeet THPO charges a modest research fee per E106 project (\$400.00). The time required to provide the completed projects occupies 50% of the average daily work week. The following steps are necessary to complete each E 106 project:

Blackfeet THPO E106 Process: (1)-Receive a weekly email notice from FCC of cell tower build out of cell tower projects in Blackfeet territory. (2)-Log into FCC E106 website, select and send an email reply to each project requesting further in-depth research material (maps, address, project description, photos etc.) (3) Receive an FCC email providing limited information for each E106 project replied to (4) Move each FCC E 106 email to a separated folder listed numerically and chronologically. (5) Complete a preliminary research for each E106 project (without maps, addresses, photos etc.) 6. Move each individual E106 project to a Excel spread sheet listing Date, Consulting company and responsible person listed in notice (7) Move each individual E106 project to 2nd Excel spread sheet to provide accurate accounting (Blackfeet Finance requirement) (8) Receive an email from specific Consulting Company providing

requested additional research material, read all attachments for each E106 project (9) Begin research, utilizing Google Earth, maps, photos and other received material if any (10) Make a determination of potential effect for cultural properties (10) Prepare a response letter to the Consulting Company listing approval for project to proceed with or without additional conditions (11) Produce hard copies of all correspondence for each E106 Project received (12) Electronically file each individual response in a separate file (13) Record each individual completed E106 project in Excel spread sheet, listing date notice first received and date completed with name of Consulting Company, Individual consultant response sent to and also record in monthly records (14) File all hard copies (15) Monthly reconcile with Blackfeet Finance on all research fees collected for each E106 project. (16) Numerous follow up correspondences to individual Consultant Company consultants both electronically and voice (17) Numerous contacts both electronically and voice to Consultant Company consultants on aged E106 Projects (example at present there are 18 E106 Projects awaiting process by Consulting Companies for the year 2016 and an additional 91 E106 Projects for the year 2017 of which there are 28 over a year waiting for Consultant Company process.

The Blackfeet THPO has used the E 106 program dollars to further Blackfeet Culture efforts for the Blackfeet Nation. Identifying 100's of new cultural sites including Burial sites, Bison Kill sites and associated features, cataloging and recording all in a Blackfeet Cultural Inventory and most importantly preserving and advancing the Blackfeet Culture for the future generations of Blackfeet.

The recent attack on Tribal Sovereignty through action to redefine consultation, federal undertakings and related changes by FCC, is a very disturbing assault to the Blackfeet THPO and the Blackfeet Nation. Without proper and established federal guidelines, the FCC proposed changes has the effect to destroy and damage forever the long standing and fought for recognition by Indian Tribes nationwide to defend, protect and preserve our Cultural Rights.

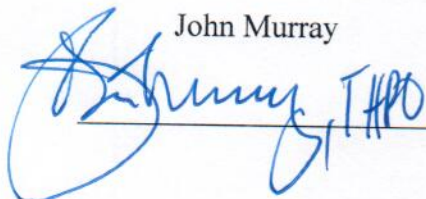
The Blackfeet THPO was never notified of proposed changes in the March 1, 2018 Wireless Infrastructure Streamlining Report and Order at any meeting, telephone call or by any other means until the actual release of the document in an email from Jeffery Stienberg, FCC Commission Chairman. (March 1, 2018)

The Blackfeet THPO is not opposed to technological advancement (5G) but remains steadfast in opposing drastic changes to the Consultation process protecting Blackfeet Sovereignty and Historic Preservation, maintaining that a more respectable approach to changes proposed by FCC follow and reflect a "good faith" process.

Blackfeet THPO is urging the FCC Commission to re-consider implementation of the Second Report and Order until a time and place for proper consultation with the Blackfeet and other affected Indian Tribes can be arranged.

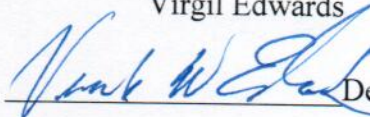
Sincerely yours,

John Murray



Blackfeet THPO Officer

Virgil Edwards



Deputy THPO

cc: Senator Tom Udall -tomudall@senate.gov
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