

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ELOUISE PEPION COBELL, et al.,)
)
Plaintiffs,)
)
v.)
)
KEN SALAZAR, Secretary of the)
Interior, et al.,)
)
Defendants.)

Case No. 1:96cv01285-JR

**NOTICE OF FILING OF INTERIOR DEFENDANTS'
FORTIETH STATUS REPORT**

Interior Defendants hereby give notice of the filing of their fortieth report due in
accordance with the Order of December 21, 1999.

A copy of the report is attached hereto.

Dated: May 3, 2010

Respectfully submitted,

TONY WEST
Assistant Attorney General
MICHAEL F. HERTZ
Deputy Assistant Attorney General
J. CHRISTOPHER KOHN
Director

/s/ John J. Siemietkowski
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CERTIFICATE OF SERVICE

I hereby certify that on May 3, 2010, the foregoing *Notice of Filing of Interior Defendants' Fortieth Status Report* was served by Electronic Case Filing, and on the following who is not registered for Electronic Case Filing, by facsimile:

Earl Old Person (*Pro se*)
Blackfeet Tribe
P.O. Box 850
Browning, MT 59417
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/s/ Kevin P. Kingston
Kevin P. Kingston



THE SECRETARY OF THE INTERIOR
WASHINGTON

APR 28 2010

J. Christopher Kohn
U.S. Department of Justice
Civil Division
Commercial Litigation Branch
P.O. Box 875
Ben Franklin Station
Washington, D.C. 20044-0875

Re: Cobell v. Salazar – *Status Report to the Court Number Forty*

Dear Mr. Kohn:

Enclosed is the Department of the Interior's *Status Report to the Court Number Forty (for the Period January 1, 2010 through March 31, 2009)*. Please forward a copy to the Court.

My signature on this report reflects my reliance on the assurances of those who have compiled the report that the information contained herein is accurate.

Thank you for your assistance.

Sincerely,

Ken Salazar
Ken Salazar

Enclosure

Status Report to the Court Number Forty

**For the Period
January 1, 2010 through March 31, 2010**



May 3, 2010

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INTRODUCTION

This *Status Report to the Court Number Forty* (Report) represents the period from January 1, 2009, through March 31, 2010. The Report is presented for the purpose of informing the Court of actions taken since the issuance of the preceding quarterly report. The Report includes delays in and obstacles to trust reform activities. A report on the progress of the historical accounting of individual Indian beneficiary funds managed by Interior is a primary part of the Report.¹

This Report is prepared in a manner consistent with previous reports to the Court. Managers from the Office of the Secretary, Office of Historical Trust Accounting, and Office of the Special Trustee for American Indians, Bureau of Indian Affairs, Bureau of Land Management, and Minerals Management Service submit reports on the status of their respective Indian trust activities.

A glossary of acronyms and abbreviations is included in this Report. The glossary is located at the end of the Report.

¹ This Report contains information on the broad trust reform efforts underway at Interior. Accordingly, it may include information on reform efforts that are not within the scope of the *Cobell* litigation.

I. OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN INDIANS

The *Cobell* litigation settlement still awaits the enactment of legislation and Court approval. On April 8, 2010, the Court granted Interior's motion to allow certain Justice Department and Interior officials and staff to communicate about the settlement with class members. The Court also approved a third extension of time for Congress to act on the settlement.

If the settlement is ultimately approved, OHTA's work on IIM accounts will be primarily limited to resolving SDA. If not, OHTA will reassess its 2007 Plan in light of the Court of Appeals' most recent decision. As a result, OHTA has suspended much of its work on IIM accounts.

Date: April 22, 2010

Name: *Signature on File*

Donna Erwin

Principal Deputy Special Trustee for American Indians

A. OFFICE OF HISTORICAL TRUST ACCOUNTING

Introduction

OHTA's historical accounting includes all transactions in IIM accounts open on or after October 25, 1994 (the enactment date of the American Indian Trust Fund Management Reform Act), through the earlier of the date of account closure or December 31, 2000. OST has regularly issued account statements to IIM account holders since the end of 2000.

Accomplishments and Current Status

Electronic Ledger Era

HSAs reflecting Electronic Ledger Era activity can now be prepared for 220,577 Land-Based IIM accounts from the Electronic Ledger Era (in addition to the 66,130 Judgment and Per Capita IIM accounts awaiting Court approval for mailing).

Data Completeness Validation:

Confirming Completeness of Land-Based IIM Accounts through System Tests

DCV is a process consisting of multiple tests: Transaction and Disbursement Mapping, Balance Comparison, Account Number Review, and System Conversion.

Transaction Mapping: This test confirms that transfer and reversal transactions are correctly posted within the IIM accounting systems (*i.e.*, that no transactions are missing from the electronic dataset). As of March 31, 2010, 99.7% of the transactions in the dataset had been mapped. During this reporting period, transaction mapping for 1,303,081 transactions was completed. Of these, 6,883 were pre-December 31, 2000, transactions. The number of transactions that require mapping increases as IRMS transactions are restored to the dataset and post-December 31, 2000, TFAS transactions are added to the dataset.

Disbursement Mapping: This test confirms the status of disbursements issued during the timeframes of the Treasury CP&R System and TCIS² for check payments and the Treasury PACER System for electronic payments. Additionally, this test is used to identify cancelled disbursements to ensure that they have been re-credited to an IIM account. Disbursement Mapping is updated as data are received from Treasury on current check and electronic disbursements.

During this reporting period, Treasury provided OHTA with TCIS data from April 2005 through May 2009 as well as PACER data from April 2008 through May 2009. These data were added to OHTA's database during this reporting period. Additionally, mapping was completed for 98.1% of the TCIS records and all of the PACER data through May 2009. The mapping of the CP&R data through April 30, 2006, is 99.7% complete.

² TCIS replaced CP&R on May 1, 2006.

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Office of Historical Trust Accounting

Balance Comparison: This test confirms that transactions to be included in an HSA correspond to the December 31, 2000, TFAS balance. This test was completed for TFAS data in 2007 and is 97.9% complete for IRMS data. During this reporting period, two out-of-balance accounts were resolved.

Account Number Review: This test ensures that OHTA provides the appropriate transactions to each IIM account holder who would receive an HSA regardless of whether the account number was reused or changed historically. As of March 31, 2010, 99.9% of the accounts in the dataset had been reviewed. During this reporting period, work continued on identifying new accounts and identifying when an account number had been reused historically and/or an account has multiple names but was owned by a single individual. The number of transactions reviewed increases as IRMS transactions are restored to the dataset and post-December 31, 2000, TFAS transactions are added to the dataset.

System Conversion: These tests involve several tasks to determine the accuracy of system conversions, including from the Paper Ledger Era to the Electronic Ledger Era, and from IRMS to TFAS during the Electronic Ledger Era.

To verify the accuracy of the conversion to electronic data, OHTA continued to examine and update its list of IIM accounts from the Electronic Ledger Era that appeared to have also existed during the Paper Ledger Era.

The OHTA copy of the Electronic Ledger Era IRMS database contains 56,770,016 transactions to date, including 340,666 restored transactions. OHTA also has identified 3,453,082 IRMS account balance records, including 364,182 restored balances, of which 88 IRMS balances were restored during this reporting period. This test identifies transactions and balances that were in BIA's original IRMS-IIM electronic dataset, but were not found in the copies of that dataset provided by BIA to OST and in turn by OST to OHTA. The OHTA copy of the TFAS database contains 79,735,566 transactions. To date, no missing transactions have been identified in the TFAS electronic database.

Interest Recalculation for Land-Based IIM Accounts

The objective of interest recalculation is to provide a detailed estimate of the interest that should have been posted to an IIM account, applying the same interest distribution policies that BIA and OST used historically. The interest recalculation also serves as an additional data completeness test since missing transactions in the dataset would cause an exception in the interest recalculation. The recalculated interest is then compared to the actual posted interest to identify variances. During this reporting period, OHTA performed no additional interest recalculation on Land-Based IIM accounts, so the cumulative total of 231,714 tested accounts within all 12 BIA Regions was unchanged.

Paper Ledger Era

Reconstruction of Paper Ledger Era IIM Accounts

OHTA suspended its work reconstructing Paper Ledger Era IIM Accounts at the beginning of this reporting period.

Reconciliation of Paper Ledger Era Transactions

As previously reported, OHTA randomly selected 250 transactions from the Southern Plains Region for its pilot reconciliation project. OHTA's search for documents to reconcile remaining transactions has been put on hold. To date, 185 of these 250 transactions have been loaded into ART. Of these transactions, 167 have been fully reconciled, 11 partially reconciled, and seven determined to be out-of-scope. A report on this pilot project is expected to be completed during the next reporting period.

Judgment and Per Capita IIM Accounts

Results to date are summarized in *Status Report to the Court Number Twenty-Nine*. No further work was conducted on these accounts during this reporting period. OHTA still awaits approval from the Court to mail 66,130 HSAs to Judgment and Per Capita IIM account holders.

OHTA SDA Distribution Project – Undistributed SDA Balances

During this reporting period, OHTA's work resulted in the distribution of \$652,721 of SDA balances, including interest, which raised the total dollars resolved and funds distributed as of March 31, 2009, to \$54.7 million. As of March 31, 2010, a total of 10,481 OHTA SDA, involving \$14,952,537 (plus interest from December 31, 2002), remained to be resolved and distributed. Of those remaining SDA, 72.1% had balances as of December 31, 2002, of less than \$500 each, involving 4.1% of the remaining undistributed dollars.

As reflected in the table below, OHTA's distribution of residual SDA balances continues to show that only about one-third of undistributed SDA funds belonged to IIM account holders. OHTA's work has also confirmed that, historically, Interior credited monies into the IIM accounting systems that were never intended for individual Indians.

STATUS REPORT TO THE COURT NUMBER FORTY**May 3, 2010****Office of Historical Trust Accounting****OHTA SDA DISTRIBUTION PROJECT (1)**

SDA Resolved Dollars	Transfer to Tribal Accounts	Transfer to IIM Accounts	Paid to Non-Indian, Third Party and Other (2)	Total
Dollars distributed as of December 31, 2009	\$17,911,965	\$17,756,246	\$18,422,466	\$54,090,677
Dollars distributed from January 1, 2010, through March 31, 2010	\$244,905	\$236,854	\$170,962	\$652,721
Dollars distributed from January 1, 2003, through March 31, 2010	\$18,156,870	\$17,993,100	\$18,593,428	\$54,743,398
Percent of dollars distributed from January 1, 2010, through March 31, 2010	37.5%	36.3%	26.2%	100%
Percent of dollars distributed from January 1, 2003, through March 31, 2010	33.17%	32.87%	33.96%	100%

Note (1) Includes historic SDA principal and interest postings through the date of distribution (*i.e.*, total distribution amounts).

Note (2) Includes transfers to Treasury, account reclassifications, transfers to non-Indian parties and transfers to Interior's Federal Finance System.

Imaging, Coding and Digitizing Individual Indian Trust Documents

OHTA completed imaging 102,250 IIM document pages, coding 13,139 IIM documents and loading 12,612 IIM documents into ART. As of March 31, 2010, ART contained 14.8 million coded IIM images and 12.5 million coded tribal images. The coded images to date total approximately 27.3 million, constituting 6.6 million IIM and tribal documents.

Digitizing follows imaging and coding and involves adding the Paper Ledger Era transactional data to the electronic dataset concerning IIM and tribal records. These records may be useful for IIM reconciliation work.

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Office of Historical Trust Accounting

Delays and Obstacles

OHTA responds to information needs of SOL and DOJ in the *Cobell v. Salazar* litigation and 94 tribal trust cases pending in multiple federal district courts and the Court of Federal Claims. As a result, other OHTA work has received lower priority and fewer resources. Specifically, OHTA now expects that it will not be able to complete the historical accounting activities within the time frames estimated in the *2007 Plan*.

Assurance Statement

I concur with the contents of the information contained in the Office of Historical Trust Accounting section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*
Bert T. Edwards, Executive Director
Office of Historical Trust Accounting

B. TRUST SERVICES – CURRENT ACCOUNTING

Introduction

Current accounting activities focus on: (a) special deposit accounts; (b) whereabouts unknown accounts; and (c) small balance accounts.

a. Special Deposit Account Activity

Current Status

BIA is responsible for distributing SDA funds received since January 1, 2003 (prospective receipts).

Current SDA are those which cannot be distributed due to pending appeals of range rates and mineral leases, SOL opinions and cadastral surveys. During this reporting period, there were no receipt transactions posted to SDA that qualified in one of the exception categories.

Decisions rendered on the litigation of a commercial lease and an appeal of an agricultural lease permitted the distribution of \$21,307.54 and \$19,045.56, respectively, during this reporting period. Remaining in current SDA is \$8,045.13 pending SOL opinions. The pending amount reflects the amount of the original SDA deposit. Any interest earned is included in the amount paid at the time of distribution.

b. Whereabouts Unknown Accounts

Current Status

OST continues to secure current addresses for account holders of the rolling top 100 highest dollar balance WAU accounts. During this reporting period, eight of the top 100 WAU accounts, with combined account balances of approximately \$745,000 were updated with current addresses.

During this reporting period, 5,092 accounts with a combined balance of \$2.3 million were added to the WAU list, while 10,662 accounts with a combined balance of \$6.6 million were updated with current addresses.

As of March 31, 2010, there were 77,068 WAU accounts with a combined balance of \$70.5 million, including 23 WAU accounts with balances equal to or greater than \$100,000. The combined balance of these 23 WAU accounts made up 5.6% of the \$70.5 million balance. IIM accounts coded as WAU earn interest in the same manner as all other IIM accounts. The following table illustrates the number of accounts stratified by account balance and WAU category.

STATUS REPORT TO THE COURT NUMBER FORTY**May 3, 2010****Trust Services – Current Accounting**

Account Balance	Correspondence Check Returned	Account Setup No address	Awaiting Address Confirmation	Refused Unclaimed Mail	Fee Only	Total
Equal to or over \$100,000	16	6	0	0	1	23
Under \$100,000 and equal to or over \$50,000	40	17	1	0	0	58
Under \$50,000 and equal to or over \$5,000	2,277	719	2	4	79	3,081
Under \$5,000 and equal to or over \$1,000	5,075	1,570	3	7	179	6,834
Under \$1,000 and equal to or over \$100	9,552	4,101	38	8	352	14,051
Under \$100 and equal to or over \$1	15,881	7,281	128	26	623	23,939
Under \$1	11,401	17,410	85	23	163	29,082
Total	44,242	31,104	257	68	1,397	77,068

c. Small Balance Accounts**Current Status**

As of March 31, 2010, there were 98,209 accounts with a balance of \$15.00 or less (totaling \$14,118.13), including 19,293 accounts with a \$1.00 or less balance and no activity for the previous 18 months (totaling \$5,323.03). In previous reports OST only reported on accounts with a balance of at least \$.01. This report now includes accounts with zero balances, most of which were added over the last several years during OST's conversion to TAAMS. As previously reported, this conversion required the addition of IIM accounts for land holdings with no income. Statements are sent to account holders for these accounts on an annual basis pursuant to direction from Congress.

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Trust Services – Current Accounting

Assurance Statements

I concur with the content of the information contained in the Whereabouts Unknown Accounts subsection of the Current Accounting Activities section of the *Status Report to the Court Number Forty*. The information provided in this subsection is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

Bryan Marozas
Program Manager, Trust Beneficiary Call Center
Office of the Special Trustee for American Indians

I express no opinion on the content of the Whereabouts Unknown Accounts subsection, above. I concur with the content of the information contained in the balance of the Current Accounting Activities section of the *Status Report to the Court Number Forty*, and this information is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

Margaret Williams
Deputy Special Trustee, Trust Accountability
Office of the Special Trustee for American Indians

C. OFFICE OF TRUST RECORDS

Introduction

The Office of Trust Records was established in 1999 to develop and implement a program for the economical and efficient management of trust records, consistent with the 1994 Act, the Federal Records Act and other statutes and implementing regulations. The OTR records management program has been developed and implemented, and continues to evolve, to ensure that necessary Indian records are maintained, records retention schedules are consistent with retention needs, and records are safeguarded throughout their life-cycles.

The American Indian Records Repository, located in Lenexa, Kansas, was built by Interior in collaboration with NARA for the purpose of consolidating and preserving Indian records at one NARA regional records center.

Accomplishments

American Indian Records Repository

Approximately 2,385 boxes of inactive records were moved from BIA and OST field locations to the Lenexa Annex for indexing during this reporting period. Indexing of approximately 199,935 boxes has been completed as of the end of this reporting period. 195,981 indexed boxes have been sent to AIRR for permanent storage.

Training

OTR provided records management training for 148 BIA and OST records contacts and 17 tribal employees during this reporting period. OTR provides records management training to Tribes as they request training. OTR initiated training specifically addressing electronic records management and trained 327 BIA and OST employees and seven tribal employees.

Current Status

Records Retention Schedules

NARA approved two BIA electronic records schedules: Document Management Program and Facilities Management Information Systems. Several other records retention schedules for BIA and electronic records systems remain at NARA for review. OTR continued to work with NARA to provide information and/or clarification as required by NARA.

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Office of Trust Records

Delays and Obstacles

Court orders in tribal litigation cases continued to restrict movement of records to AIRR, which limits Interior's ability to consolidate Indian records in a central location, thus hindering its ability to provide records to parties in litigation.

Assurance Statement

I concur with the content of the information contained in the Office of Trust Records section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 16, 2010

Name: *Signature on File*

Ethel J. Abeita

Director, Office of Trust Records

Office of the Special Trustee for American Indians

D. TRUST ACCOUNTABILITY

1. TRUST BUSINESS PROCESS MODELING

Introduction

Interior is working to build a highly effective fiduciary trust services organization by implementing the business objectives contained in the Comprehensive Trust Management Plan. The CTM laid the groundwork for the development of the Fiduciary Trust Model. The FTM is being implemented to transform the current trust business processes into more efficient, consistent, integrated and fiscally responsible business processes that meet the needs and priorities of the beneficiaries. Implementation of the FTM is a collaborative effort of BIA, OST, BLM, MMS and OHA, and is integrated with Interior's other trust reform initiatives.

Accomplishments

Reengineering staff completed the analysis and design phases for new trust training courses:

- Introduction to Leasing Indian Trust Land
- Indian Oil and Gas Management
- Introduction to Administrative Indian Land Law
- Rights-of-way on Indian Trust Land

Current Status

Reengineering staff continued to:

- Provide technical support for conversion of RDRS to an oil and gas royalty management module within TAAMS.
- Develop content for the new trust training courses.
- Develop production data for tracking and designing a field monitoring process for wells on leased land on the Ft. Berthold Reservation.

Assurance Statement

I concur with the content of the information contained in the Trust Business Process Modeling section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 23, 2010

Name *Signature on File*
Margaret Williams
Deputy Special Trustee, Trust Accountability
Office of the Special Trustee for American Indians

2. TRUST DATA QUALITY AND INTEGRITY

Introduction

The success of trust reform depends, in part, on the accuracy of data generated from the maintenance of trust assets, ownership of trust assets, distribution of trust income, and management of trust accounts. The DQ&I project focuses on three primary initiatives.

The first initiative is assisting BIA with document encoding into TAAMS leasing and title modules.

The second initiative involves the validation and correction of CDE to their respective source documents. CDE are those trust data elements that are needed to provide: (1) timely and accurate payments to beneficiaries; (2) timely and accurate periodic statements of performance to beneficiaries; and (3) effective management of the assets. CDE include, but are not limited to, beneficiary name, account number, tract identification number, and land ownership interests.

The third initiative is implementation of a Post-QA review process, which helps ensure ongoing accuracy of CDE by comparing TAAMS document encoding to the respective source input document.

Accomplishments

During this reporting period, TPMC's contractors completed the following tasks:

- Encoded 1,249 land tracts in TAAMS Title (cumulative total 1,249) for Eastern Oklahoma Region LTRO.
- Scanned 1,005 documents into the TAAMS TIR (cumulative total 1,005) for Palm Springs Agency.
- Updated status of 9,780 beneficiary addresses as a result of a mass mailing to ensure accurate account addresses in TFAS.

Current Status

TPMC's contractors continued to assist BIA and Tribes with TAAMS Leasing post-conversion cleanup efforts and daily operations by:

- Conducting Post-QA review of 21,225 transactions encoded into TAAMS (cumulative total 327,838) at the BIA LTROs and the contractor's Albuquerque office.
- Researching and validating 139 land tracts (cumulative total 557) for the Confederated Salish Kootenai Tribes (Flathead Agency).
- Researching 67 residential leases for cancellation (cumulative total 67), which included curing 18 leases (cumulative total 18) prior to cancellation for Palm Springs Agency.

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Trust Data Quality and Integrity

- Researching 18,189 Multiple Owner Identification Numbers (cumulative total 18,189) for OST.
- Researching ownership on 331 land tracts (cumulative total 331) for Minnesota Agency and Great Lakes Agency.
- Researching ownership on 108 land tracts (cumulative total 108) for Northwest Regional Office LTRO.
- Encoding 24 range permits into TAAMS Leasing (cumulative total 24) for Colville Agency.
- Resolving 306 outstanding BIA Post-QA review variances (cumulative total 2,426) for the various LTROs.

TPMC's contractor also assisted FIMO with distributing an additional \$16,131.43 (cumulative total of \$126,118.43) to IIM account holders affected by FIMO's oil and gas lease re-numbering issue, as previously reported. Current royalty receipts are distributed on a monthly basis.

Assurance Statement

I concur with the content of the information contained in the Trust Data Quality and Integrity section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

Nolan J. Solomon

Trust Reform Specialist, Trust Accountability

Office of the Special Trustee for American Indians

3. INDIAN FIDUCIARY TRUST TRAINING PROGRAM

Introduction

Interior has a continuing responsibility to provide adequate staffing, supervision and training for trust fund management and accounting activities. Fiduciary trust training is essential to the success of Interior's trust reform efforts and forms an integral part of all training for Interior employees who are involved in the management of Indian trust assets.

Accomplishment

OTT staff initiated use of the Microsoft Live Meetings application in conducting five sessions with 328 field staff to provide guidance on new or revised desk operating procedures. This allowed employees to meet and collaborate in real time, nationwide.

Current Status

Cannon Financial Institute presented courses in Asset Management, Risk Management, Trust Accounting, and Indian Fiduciary Trust Principles to 47 BIA, OST, tribal, contractor, and departmental personnel.

OST and BIA staff presented one Trust Fundamentals course to 22 OST, BIA, and departmental personnel.

Assurance Statement

I concur with the content of the information contained in the Indian Fiduciary Trust Training Program section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

Thomas Bird Bear

Acting Director, Office of Trust Training

Office of the Special Trustee for American Indians

4. RISK MANAGEMENT

Introduction

The Deputy Special Trustee-Trust Accountability is responsible for overseeing OST's risk management program, which is implemented by the Trust Program Management Center. TPMC risk management staff identify and document OST programs, policies, procedures and processes, both trust and administrative activities. TPMC staff also develop, operate and maintain risk-based management tools to support and monitor the risk levels and implementation of corrective actions. In addition, TPMC staff facilitate program reviews, which include testing of program operations, financial reports, and compliance with the law. These tests and reviews provide the basis for interim and annual statements of assurance.

Accomplishment

Risk management staff completed its update of RM-PLUS content for OST programs, based on revised regulations and guidance.

Current Status

Risk management staff continued to assist with the Interior Office of Financial Management-led intra-bureau OMB Circular A-123, Appendix A testing efforts. These efforts test key internal controls within Interior bureaus that manage Indian trust assets and also support statements of assurance.

OST began testing its internal controls as part of OMB Circular A-123 requirements.

As a result of the FY2009 self-assessments and testing efforts, 62 RM-PLUS corrective action plans remain open. Sixteen corrective action plans were closed during this reporting period. As previously reported, none of these CAPs were considered material enough to result in a qualified statement of assurance for OST.

Assurance Statement

I concur with the content of the information contained in the Risk Management section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

John Constable

Program Analyst, Trust Accountability

Office of the Special Trustee for American Indians

5. TRUST REGULATIONS, POLICIES AND PROCEDURES

Introduction

The Office of Trust Regulations, Policies and Procedures was established within OST on April 21, 2003, to assist Interior in establishing “consistent, written policies and procedures for trust fund management and accounting” as stated in the 1994 Act. OTP oversees and facilitates the development, promulgation and coordination of trust-related regulations, policies, procedures and other materials to guide the proper discharge of Interior’s fiduciary responsibilities. OTP is separate from the Office of Regulatory Affairs and Collaborative Action, AS-IA. RACA activities are reported in the Indian Affairs section of the report to the Court.

Accomplishments

OTP published 47 new or revised policies, procedures, handbooks and other documents.

Current Status

The TBCC procedures directive remained in the approval process.

As of the end of the reporting period, OTP’s work-in-progress consisted of 64 policies, procedures, handbooks, forms and notices in varying stages of completion.

OTP initiated planning, training, site development, and testing to move the electronic fiduciary library from the legacy OST trust portal to the new Microsoft SharePoint trust portal, which is scheduled for implementation by the end of this calendar year.

Assurance Statement

I concur with the information contained in the Office of Trust Regulations, Policies and Procedures section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 22, 2010

Name: *Signature on File*

John Marshall, Director
Office of Trust Regulations, Policies and Procedures
Office of the Special Trustee for American Indians

E. TRUST REVIEW AND AUDIT

Introduction

OTRA reports directly to the Special Trustee for American Indians. OTRA was created by OST as a response to trust initiatives developed during the tribal consultation process of 2002. OTRA conducts performance audits, examinations and reviews of Interior entities as well as Tribes that perform fiduciary trust activities. Examinations are routinely conducted at locations that perform trust operations, resulting in a performance rating. Also, compliance reviews are undertaken in response to information and complaints received from beneficiaries, employees and the public.

Current Status

Indian Trust Examinations

OTRA conducted six Indian trust examinations. OTRA issued eight draft reports and 16 final Indian trust examination reports. In the 16 Indian trust examination reports issued, 15 offices were rated “satisfactory” and one was rated “superior.”

Records Assessments

The records assessment is a focused evaluation of records maintenance and security. OTRA conducted nine records assessments and issued six final records assessment reports. OTRA also conducted one investigative records review – that found no problems – and issued an associated report.

Assurance Statement

I concur with the content of the information contained in the Trust Review and Audit section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 27, 2010

Name: *Signature on File*

Larry Morrin

Director, Office of Trust Review and Audit

Office of the Special Trustee for American Indians

F. APPRAISALS AND VALUATIONS

Introduction

OST's Office of Appraisal Services is responsible for Indian land valuations required by various regulations governing Indian trust lands. To meet these requirements, an appraisal or other generally accepted valuation methodology is used to determine fair market value of Indian lands.

OME is part of the Office of Valuation Services within the Office of the Secretary. OME is responsible for valuing the mineral estates for Indian lands required by various regulations governing Indian trust lands. To meet these requirements, various mineral economic evaluation methodologies (including comparables analyses) are performed to determine stand alone value or the contributory value to the overall fair market value of Indian lands.

Accomplishments

OAS transmitted 2,257 real estate appraisals to clients; of these, 1,062 were completed using the U/FAS in the Great Plains Region.

In support of AIPRA probate activities and ILCP, OAS completed 5,310 appraisals.

In support of ILCP, OME completed minerals assessments on 12,318 parcels. Mineral Assessment/Market Analysis Studies (or some version thereof) were performed for eight Indian reservations: Bad River (WI); Chehalis (WA); Gila River (AZ); Lac Courte Oreilles (WI); Lac du Flambeau (WI); Red Cliff (WI); Skokomish (WA); and White Earth (MN). Each report depicts which parcels were completed and which, if any, were set aside for further analysis/review for a variety of technical reasons. Out of the possible 12,352 parcels that were analyzed, 34 were set aside for further analysis.

Current Status

OAS completed testing for OST users of the NBC-ARRTS program. Although technical issues arose that prevented BIA user testing, OAS expects to complete BIA testing during the next reporting period. ARRTS implementation is now expected to begin on a pilot basis in the fourth quarter of FY2010.

OAS initiated a series of four appraisal review courses to meet the appraisal industry's qualification standards and meet NBC/ASD compliance audit recommendations. During this reporting period, OAS appraisers completed the first two courses. The final two courses are scheduled for the next reporting period.

The position of Deputy Director of OAS has been filled by Ms. Iris Crisman. Ms. Crisman comes from the Navajo Regional Office OST/OAS where she was the Regional Supervisory Appraiser. She previously was a Senior Appraiser and also an Account Executive for the Bonneville Power Administration, Department of Energy.

STATUS REPORT TO THE COURT NUMBER FORTY**May 3, 2010****Appraisals and Valuations**

Past due requests and pending work as reported by the regions are as follows:

Region	Appraisals Completed This Quarter	Pending Work as of 3/31/10 (includes Past Due requests)	Past Due Requests As of 12/31/09	Past Due Requests As of 3/31/10
Northwest	201	858	0	0
Rocky Mountain	65	459	195	265
Midwest	20	251	9	19
Western	10	59	0	8
Southwest	30	6	0	0
Eastern Oklahoma	118	67	50	28
Navajo	33	137	6	79
Pacific	11	24	0	0
Alaska	64	150	65	14
Eastern	1	19	0	0
Southern Plains	567	201	4	0
Great Plains	1137	56	5	7
TOTAL	2257	2287	334	420

The OME Management Analyst position that had been empty for two years was filled as of March 1, 2010.

This section continues on the next page.

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Appraisals and Valuations

Assurance Statement

I concur with the content of the information concerning the OME minerals assessments in the accomplishments section of the Office of Appraisal Services section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 27, 2010

Name: *Signature on File*

Robert L. Davidoff

Chief,

OVS – Office of Minerals Evaluation

I express no opinion on the content of the OME minerals assessments paragraphs. I concur with the content of the information contained in the balance of the Office of Appraisal Services section of the *Status Report to the Court Number Forty*, and this information is accurate to the best of my knowledge.

Date: April 27, 2010

Name: *Signature on File*

Eldred F. Lesansee

Director,

Office of Appraisal Services

II. INDIAN AFFAIRS

A. TRUST REGULATIONS, POLICIES AND PROCEDURES

Introduction

The Office of Regulatory Affairs and Collaborative Action in the Office of the Assistant Secretary – Indian Affairs is responsible for review and revision of all regulations governing Interior’s management of the Indian trust. RACA is separate from OST's Office of Trust Regulations, Policies and Procedures, whose activities are reported in the OST section of the *Status Report to the Court*.

Current Status

Regulatory Initiative – As previously reported, during the last reporting period, RACA began circulating for Departmental approval the package of revisions to the 2008 regulations related to probate processing, hearings and appeals. Updates to these regulations are necessary because, a few weeks following their publication, Congress amended the authorizing statute, the American Indian Probate Reform Act. These updates were submitted to SOL for approval. RACA now anticipates publication in the Federal Register during the next reporting period.

AS-IA leadership and staff, including RACA, re-prioritized the remaining Indian trust management regulations that have been part of the regulatory initiative. The priority regulations, after probate, include provisions related to leasing, grazing, rights-of-way, and trespass. Amendments to the CFR parts regarding conveyances of trust and restricted interests, and regarding land title and records are on hold.

RACA continued to engage the U.S. Institute for Environmental Conflict Resolution to facilitate working sessions throughout Indian Country on the draft leasing, grazing, rights-of-way, and trespass regulations. This consultation process is still expected to continue throughout CY2010 and to culminate in the proposal of these regulations in the Federal Register for public notice and comment.

25 CFR 200 to 207 – Minerals Leasing, Development, Exploration and Reclamation – These new CFR parts will reorganize and update current provisions related to leasing, development and exploration of minerals to increase user friendliness. The complete draft of these regulations is not expected until after the above-described priority regulations have been published; however, a renewable energy subpart will be included in the leasing regulations to establish a framework for renewable energy leasing in Indian country.

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Trust Regulations, Policies and Procedures

Assurance Statement

I concur with the content of the information contained in the Trust Regulations, Policies and Procedures – Indian Affairs section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 21, 2010

Name: *Signature on File*

Michele F. Singer

Director, Regulatory Affairs and Collaborative Action

Office of the Assistant Secretary – Indian Affairs

III. BUREAU OF INDIAN AFFAIRS

A. FRACTIONATION

Introduction

Fractionation of Indian trust and restricted land results from the federal Indian policy of the 19th century. Fractionation occurs as land passes from one generation to the next, and an increasing number of heirs or devisees acquire an undivided interest in the land. This is a complex and potentially emotion-charged issue, due primarily to cultural differences, historical legacy and family associations of the present owners with the original Indian owners of those lands. Efforts to address this complex issue have been coordinated primarily through the BIA Indian Land Consolidation Office, which has sought to help Tribes make use of the opportunities offered by the Indian Land Consolidation Act, as amended in 2004. ILCO operates several acquisition projects which purchase interests in fractionated tracts and transfer title to the Tribes. A total of 20 reservations located in seven BIA Regions have participated in ILCP.

Accomplishments

During this reporting period, ILCP acquired 2,026 fractional interests and 4,255.05 acre-equivalents. Of the total interests acquired, 84% were interests of less than 2% ownership in the respective tracts of land.

Current Status

ILCO continued to review various provisions in AIPRA to develop potential alternatives to addressing fractionation.

As a result of ILCP purchases, Tribes now have 100% ownership of 449 total tracts since the beginning of the program.

Assurance Statement

I concur with the content of the information contained in the Fractionation section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 16, 2010

Name: *Signature on File*

Brenda Walhovd

Program Specialist, Indian Land Consolidation Office

Bureau of Indian Affairs

B. PROBATE

Introduction

BIA, OHA and OST must coordinate their work to complete the probates of Indian estates. Information on the status of probates is contained within the ProTrac system. Each BIA regional office and corresponding agency is responsible for opening new cases, examining initial information provided and updating case data in the ProTrac system.

Current Status

Case Preparation

Case preparation is the initial stage of the probate process. During this stage information is researched and gathered regarding the identity and whereabouts of potential heirs, and an inventory of the trust assets of an estate is prepared. According to ProTrac, 8,543 probate cases are in the case preparation stage. BIA prepared 2,028 cases and submitted them to OHA for determination.

Case Adjudication

Depending on the complexity of the case or the tribal affiliation of decedents and location of trust lands, probates are adjudicated by ALJs, IPJs or ADMs, or by the State of Oklahoma district courts for estates of the Five Civilized Tribes of Oklahoma and Osage Indians. Cash-only cases with a date-of-death IIM balance of \$5,000 or less are assigned initially to one of the ADM's for summary disposition after review for completeness of the probate file.

The Office of Hearings & Appeals is receiving more requests for land purchases at probate, both from Tribes and co-owners. OHA anticipates a continuing and growing need for appraisals in order to complete these purchases in a timely manner.

According to ProTrac, 8,152 probate cases are pending in the case adjudication stage, which includes cases decided by OHA that are within the 45 day appeal period and cases pending in the Eastern Oklahoma state district court. As reported by OHA, 4,160 cases are awaiting a decision. OHA also reported from ProTrac that deciding officials received 2,096 cases and decided 1,953 cases.

Case Closure – BIA

Cases in the closing stage have been adjudicated. During this stage, if land is part of the estate, BIA updates land ownership information in TAAMS, which may entail preparing supporting documentation for distribution and closure of the estate account. According to ProTrac, 3,673 cases were pending in the case closure stage. BIA closed 1,749 cases.

Financial Case Closure – OST

Financial case closure is the posting and recording of ownership and distribution of assets after the case has been adjudicated and land ownership information has been updated by BIA if necessary. OST reported that it distributed funds and closed 1,561 accounts in TFAS during this reporting period representing 1,544 estates. As of March 31, 2010, TFAS contained 32,496 open estate accounts, which is an increase of 1,053 from the 31,443 open estate accounts at the end of the last reporting period

Delays and Obstacles

The following obstacles have been identified as having an impact on the progress of the probate program:

- Continued fractionation of ownership of Indian lands;
- Cultural differences regarding the subject of death and funerals;
- Loss of case preparation personnel/contractors; and
- Initiatives compelled by the proposed Cobell litigation settlement.

Assurance Statement

I concur with the content of the information contained in the Probate section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 30, 2010

Name: *Signature on File*
Adelita Guerue, Director Special Projects
Chief, Probate Division
Office of Trust Services
Bureau of Indian Affairs

C. MINERAL ROYALTY ACCOUNTING AND DISTRIBUTION

Introduction

The Royalty Distribution and Reporting System maintains data about individual Indian oil and gas leasehold interests. RDRS also determines the allocation of oil and gas income – derived from trust property – to be paid to Indian beneficiaries. RDRS is a legacy system currently running on a mainframe computer at the Indian Affairs Data Center in Herndon, Virginia.

The Royalty Management Oil and Gas Project Team, which includes staff from BIA, OST, and MMS, developed the Mineral Royalty Accounting and Distribution module in TAAMS. When implemented, the module is expected to streamline, standardize and provide additional functionality to support the business process for disbursing oil and gas revenue.

Accomplishments

The project team completed testing of the new data file provided by MMS, including resolution of data processing errors detected during testing.

Current Status

Testing of the MRAD module and reconciliation of RDRS distribution data continued and is expected to be completed during the fourth quarter of FY2010. Implementation is scheduled for the first quarter of FY2011. The outcome of the February 3, 2010, data comparison between RDRS and TAAMS is 601 leases, 298 tracts and 5,358 ownership interests with discrepancies.

Assurance Statement

I concur with the content of the information contained in the Mineral Royalty Accounting and Distribution section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 23, 2010

Name: *Signature on File*

Charlene Toledo

Associate Deputy Bureau Director

Trust Services, Trust Administration

Bureau of Indian Affairs

IV. OTHER TOPICS

A. INFORMATION TECHNOLOGY

Introduction

This section describes the status of Interior IT systems, particularly trust systems. In addition, this section describes various efforts being made to improve IT security within Interior, pursuant to OMB Circular A-130 Appendix III.

Accomplishments

As reported in the previous status report to the court, OS was implementing eVault as a replacement for the ZANTAZ email live capture system. OS has completed this implementation and, with eVault now capturing OS email, OS has stopped using ZANTAZ as its email live capture system. Similarly, BIA and AS-IA completed implementation of eVault and subsequently discontinued live capture using ZANTAZ. ZANTAZ will continue to maintain email captured in its system.

Policies and Guidance:

- On February 5, 2010, the Interior CIO issued “The Department of the Interior (DOI) Enterprise Data-At-Rest (DAR) Encryption Initiative” to the bureau and office CIOs. This directive details the initiative to ensure compliance with OMB memoranda M-06-16, *Protection of Sensitive Agency Information*, and M-06-15, *Safeguarding Personally Identifiable Information* and authorizes Department-wide planning for it.
- On February 24, 2010, the Interior CIO issued “Internal Control Review (ICR) Guidance for Fiscal Year (FY) 2010” to the heads of bureaus and offices. This directive provides specific guidance for IT system owners and BCISOs for conducting annual assessments of system security controls in accordance with OMB Circular A-123 and FISMA.
- On March 16, 2010, the Interior CIO issued “Risk Acceptance and Approval for use of Outlook Web Access and Lotus iNotes” to the assistant secretaries and heads of bureaus and offices in his capacity as the DAA. This memo states that the DAA formally accepts the risk engendered by exempting Interior’s web-based email interfaces from remote access requirements for other Interior systems.

Reports

- On March 29, 2010, the Interior CIO issued “Response to the FY 2009 FISMA Evaluation Report (Report No. ISD-EV-MOA-0001-2009)” to the Assistant Inspector General for Information Technology. This memo “provides the Department’s plan to address the thirteen (13) recommendations included in the Report...[and] acknowledges that information security remains a major challenge.”
- On March 29, 2010, the Interior CIO issued “Response to the Final Report – Evaluation of Information Technology System Configuration (Report No. ISD-EV-MOA-0003-2009)” to the Assistant Inspector General for Information Technology. This memo “provides the Department’s planned corrective actions, anticipated milestones, and estimated completion dates to address the . . . eight (8) recommendations included in the Report.”

Current Status

Prevention and Monitoring:

ESN perimeter security controls, which are the first line of defense, blocked over one million network attacks during this reporting period. As previously reported, DOI-CIRC continues to adhere to US-CERT incident reporting requirements and procedures.

Plan of Action and Milestones:

Interior continued to identify, prioritize, track and correct security weaknesses using the POA&M process. This process includes the proactive identification of weaknesses through self-assessments, independent financial audits, and findings based on OIG reports. In order to prioritize resources and remediation efforts, the risk level of each weakness is rated as high, medium, or low.

- During the reporting period, Interior reported to OMB that 179 weaknesses were eliminated and 50 new weaknesses were identified and added for trust systems.
- At the end of this reporting period, there were 809³ weaknesses associated with trust systems. Of the 809 open weaknesses, 57 (7%) are rated high, 534 (66%) are rated moderate and 218 (27%) are rated low.

A-130 Certification and Accreditation:

Except for the new OST LockBox system, which has IATO status, all trust systems that are currently tracked in CSAM have full ATO status.

Training and Awareness:

Interior continued the 2010 Role-Based Security Training and Security Awareness Training as required by FISMA.

Incidents:

³ These statistics are not the result of a straight-line equation from one reporting period to the next.

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Information Technology

- On February 7, 2010, an OHTA employee reported a possible theft of an unencrypted USB drive. It contained a document with seven account numbers, for either tribal trust accounts, SDAs or IIM accounts. The incident was reported to the Department of Homeland Security Federal Protective Service, who has jurisdiction over the OHTA facility. DHS interviewed individuals who potentially had access to the device, but was unable to confirm whether the device was lost or stolen. Based on an assessment of risk to potentially affected individuals or accounts, OST and OHTA determined that the information in the document was in and of itself not sensitive. Risks are further mitigated through established internal controls. These controls require individuals to provide additional identifying or authenticating information, not contained in the document, to gain access to additional account information or request transactions for these accounts.

OHTA took measures to prevent similar future incidents, which included: replacement of all unencrypted USB drives at the office facility with FIPS 140-2 certified encrypted drives, logical restriction of the USB ports on all desktops within the office space to allow only connections from the encrypted drives, redaction of the official copy of the document to remove the account numbers, and communication to the entire staff of that office to remind them that documents containing sensitive data must be encrypted when stored on mobile media.

Delays and Obstacles

Staffing:

During this reporting period:

- The AS-IA Deputy CIO continued to serve as the acting BIA CIO until a replacement BIA CIO is hired.
- The Director of the Enterprise Infrastructure Division was appointed to serve as the acting Department Deputy CIO until May 31, 2010.
- The SOL Acting Assistant Director of Information Management continued to serve as the acting SOL CIO.

Assurance Statement

I concur with the content of the information contained in the Information Technology section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 27, 2010

Name: *Signature on File*

Sanjeev (Sonny) Bhagowalia

Department of the Interior Chief Information Officer

B. CADASTRAL SURVEY

Introduction

Cadastral surveys provide assurance that land boundaries for individual Indian and tribal trust and restricted lands are identified appropriately. By federal law, surveys of Indian lands are to be performed under BLM's direction and control and in conformity with the rules and regulations under which other public lands are surveyed. Official surveys, whether preexisting or new, identify the location of land boundaries of Indian trust assets and determine official acreage. The official surveys are integral to realty transactions, resource management activities, litigation support and the federal system of patent, allotment and land tenure records maintained by BLM, BIA and local governments. Ownership information, distribution of land-based trust assets, and management of land-based trust accounts may be related to or based upon the information recorded in official surveys.

Accomplishments

Survey Production

BLM approved a total of 43 completed survey projects in Indian Country during this reporting period. These surveys produced 95 plats, 813 miles of survey line and an additional 1,424 survey monuments in Indian Country.

Certified Federal Surveyor Program

The BLM Cadastral Program deployed the CFedS program in FY2007. During this reporting period:

- There were 981 professional land surveyors enrolled in the CFedS training program, and 351 CFedS certified. There were 48 states (plus DC and the Virgin Islands) represented with licensed surveyors either enrolled or certified in the program.
- The CFedS web site had approximately 25,587 visits and the "Finding a CFedS" page received approximately 14,200 inquiries.
- 59 new professional land surveyors started the program.
- An additional continuing education course was developed, "Swamp Land Grants, Omitted Area and Island Surveys." The course is helpful for surveying Indian land that contains a water boundary or un-surveyed areas.

Current Status

Implementation of the FTM

The CGIS, as described in the TAAMS Spatial Pilot Project, is a key element of the FTM for enhanced management of Indian lands. The CGIS has not been implemented throughout Indian Country because of a lack of resources; however, OST, BIA, and Interior's CIO are exploring options to fund the CGIS initiative.

The Records Update and Verification Project, funded by the American Recovery and Reinvestment Act, was deployed. The project is improving positional information and verifying BLM land status records, which will help facilitate development of CGIS by private and governmental entities, including Tribes.

Findings from OIG

The OIG report "Department of the Interior's Management of Land Boundaries" (Audit No. C-IN-MOA-OOO1-2009) "found that BLM's Cadastral Survey program has been missing the opportunity to identify and perform surveys on high risk lands where significant potential revenues could be collected by the Department and/or Indian tribes." Among the report's eight recommendations to BLM, OIG recommended that the boundary evidence procedures for the Department, BLM and BIA be made consistent. BLM and BIA are responding to that recommendation by drafting detailed procedures to follow those general procedures found in the Departmental Manual "Standards for Indian Trust Lands Boundary Evidence" (303 DM 7). OIG also recommended that BIA and tribal employees receive training comparable to that received by BLM employees at the National Training Center. BLM's April 2, 2010, response concurred with seven of OIG's recommendations and suggested a modification of one recommendation.

Delays and Obstacles

Funding of the FTM

Proper planning, scheduling and implementation of future FTM work are dependent on funding. The reduced level of funding in Interior's FY2010 appropriation – \$300,000 less than FY2009 – continued to impact negatively the implementation of the FTM initiatives. Planning survey projects involves long-term commitment of professional services. Uncertainty of funding impacts the planning for resources, which increases overall costs. For example, if enacted, the proposed FY2011 decrease of \$13,000,000 in the budget for the Alaska Conveyance Program – which transfers federal land to Alaska Natives, Alaska Native corporations, and the state of Alaska – will dramatically increase the time-line for those conveyances.

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Cadastral Survey

Assurance Statement

I concur with the content of the information contained in the Cadastral Survey section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 30, 2010

Name: *Signature on File*

Donald A. Buhler

Chief Cadastral Surveyor

Bureau of Land Management

C. MINERALS MANAGEMENT SERVICE

Introduction

Minerals Revenue Management, an MMS program, is responsible for collecting, accounting for, and distributing mineral revenues from both federal and Indian mineral leases, and for evaluating industry compliance with laws, regulations and lease terms. MRM maintains reported information and distributes revenues at the lease level. BIA maintains individual Indian ownership records that are used to provide information to OST for disbursement of the lease revenues to individual Indian beneficiaries.

Current Status

Indian Oil Valuation Rule

As previously reported, MMS expects to address issues regarding the “major portion” calculation for oil produced from Indian leases in a Negotiated Rulemaking Committee following Departmental review and decision.

Assurance Statement

I concur with the content of the information contained in the Minerals Management Service section of the *Status Report to the Court Number Forty*. The information provided in this section is accurate to the best of my knowledge.

Date: April 16, 2010

Name: *Signature on File*

Shirley M. Conway
Special Assistant to the Associate Director
Minerals Revenue Management
Minerals Management Service

ACRONYMS AND ABBREVIATIONS

1994 Act (or Act)	American Indian Trust Fund Management Reform Act of 1994
2007 Plan	Plan for Completing the Historical Accounting of Individual Indian Money Accounts
A-123	Office of Management and Budget Circular A-123, Management's Responsibility for Internal Control
A-130	Office of Management and Budget Circular A-130 Appendix III
ACSM	American Congress on Surveying and Mapping
ADM	Attorney Decision Makers
AFMSS	Automated Fluid Mineral Support System
AIMS	ActivCard Identity Management System
AIPRA	American Indian Probate Reform Act
AIRR	American Indian Records Repository
ALIS	Alaska Land Information System
ALJ	Administrative Law Judges
ARO	Alaska Regional Office
ARRA	American Recovery and Reinvestment Act
ARRTS	Appraisal Request and Review Tracking System
ART	Accounting Reconciliation Tool
AS-IA	Assistant Secretary-Indian Affairs
ASD	Appraisal Services Directorate
ASM	Accounting Standards Manual
ATLAS	AgWare Trust Land Appraisal System
ATO	Authority to Operate
BCISO	Bureau Chief Information Security Officer (formerly BITSM)
BIA	Bureau of Indian Affairs
BIAM	Bureau of Indian Affairs Manual
BILS	BLM Indian Lands Surveyors
BISS	Box Index Search System
BITSM	Bureau Information Technology Security Manager
BLM	Bureau of Land Management
BOR	Bureau of Reclamation
BPA	Blanket Purchase Agreement
BRM	Business Reference Model
C&A	Certification and Accreditation
CAP	Corrective Action Plan
CARS	Cadastral Automated Request System
CBS	San Carlos Irrigation Continental Billing System
CDE	Critical Data Elements
CFedS	Certified Federal Surveyor
CFI	Continuous Forest Inventory
CGI	Software vendor for TAAMS
CGIS	Cadastral Geographic Information Systems
CI Manual	Coding and Imaging Manual

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Acronyms and Abbreviations

CIFTA	Certified Indian Fiduciary Trust Analyst
CIFTS	Certified Indian Fiduciary Trust Specialist
CIO	Chief Information Officer
CIRC	Computer Incidents Response Center
CISO	Chief Information Security Officer
CISSP	Certified Information System Security Professional
CITE	Certified Indian Trust Examiners
CMS	Credential Management System
COTS	Commercial Off-The-Shelf
CP&R	Check Payment and Reconciliation
CPIC	Capital Planning and Investment Control
CREUMS	Colorado River Electrical Utility Management System
CSAM	Cyber Security Assessment and Management
CSIRC	Computer Security Incident Response Capability
CSIRT	Computer Security Incident Response Team
CSS	Customer StrataStation
CTM	Comprehensive Trust Management Plan
DAA	Designated Approving Authority
DCV	Data Completeness Validation
DEAR	DOI Enterprise Architecture Repository
DDoS	Distributed Denial of Service
DLRM	DOI Land and Resource Management
DM	Departmental Manual
DMZ	De-Militarized Zone
DNS	Domain Name Server
DOI	Department of the Interior
DOP	Desk Operating Procedure
DoS	Denial of Service
DQ&I	Data Quality and Integrity
DRM	Data Reference Model
EA	Enterprise Architecture
ENA	Eastern Navajo Agency
EORO	Eastern Oklahoma Regional Office
ERA	Electronic Records Era
ERO	Eastern Regional Office
ESN	Enterprise Services Network
ETP	Enterprise Transition Plan
eVault	Enterprise Vault
FAMS	Facilities Asset Management System
FAR	Federal Acquisition Regulation
FBMS	Financial Business Management System
FDCC	Federal Desktop Core Configuration
FFMIA	Federal Financial Management Improvement Act
FIMO	Farmington Indian Minerals Office
FIPS	Federal Information Processing Standards

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Acronyms and Abbreviations

FISMA	Federal Information Security Management Act
FMFIA	Federal Managers' Financial Integrity Act
FOIA	Freedom of Information Act
FRC	Federal Records Center
FRD	Functional Requirements Document
FTM	Fiduciary Trust Model
FTO	Fiduciary Trust Officer
FWS	U.S. Fish and Wildlife Service
GAO	Government Accountability Office
GCDB	Geographic Coordinate Data Base
GIS	Geographic Information System
GLO	General Land Office
GLADS	Great Lakes Agency Database System
GPRO	Great Plains Regional Office
GPS	Global Positioning System
GSA	General Services Administration
GSS	General Support Systems
HSA	Historical Statement of Account
HSPD-12	Homeland Security Presidential Directive 12
IAM	Indian Affairs Manual
IATO	Interim Approval to Operate
ICR	Internal Control Review
ICRs	Information Collection Requests
IEA	Interior Enterprise Architecture
IEMSC	Indian Energy & Mineral Steering Committee
IFTR	Indian Fiduciary Trust Records
IG	Inspector General
IIM	Individual Indian Money
IITD	Individual Indian Trust Data
ILCA	Indian Land Consolidation Act
ILCO	Indian Land Consolidation Office
ILCP	Indian Land Consolidation Project
IM	Instruction Memorandum
IMDA	Indian Mineral Development Act
InfoDat	Indian Forestry Database
Interior	Department of the Interior
IP	Internet Protocol
IPJ	Indian Probate Judge
IPS	Intrusion Protection System
IPv6	Internet Protocol Version 6
IQCS	Incidence Qualification and Certification System
IRM	Information Resources Management
IRMS	Integrated Records Management System
IRN	Isolated Realty Network
IRS	Internal Revenue Service

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Acronyms and Abbreviations

ISSDA	Indian Service Special Disbursing Agent
ISA	Information Security Assessment
ISIT	Internal Security Improvements Team
IT	Information Technology
ITARS	Indian Trust Appraisal Request Tracking System
ITIMS	Integrated Transportation Information Management System
ITRS	Indian Trust Rating System
IV&V	Independent Verification and Validation
LAN	Local area network
LCTS	Land Consolidation Tracking System
LMS	Learning Management System
LR2000	Legacy Rehost 2000 System
LRIS	Land Records Information System
LTIC	Land Tenure in Indian Country
LTRO	Land Titles and Records Office
MA	Major Application
MAD/LCP	Management Accounting Distribution/Land Consolidation Program
MADS	Management Accounting Distribution System
MMD	Missing Mandatory Documents for Unrestricted Accounts
MMS	Minerals Management Service
MOU	Memorandum or Memoranda of Understanding
MRAD	Mineral Royalty Accounting and Distribution
MRM	Minerals Revenue Management
MRMSS	Minerals Revenue Management Support System
MWRO	Midwest Regional Office
NARA	National Archives and Records Administration
NBC	National Business Center
NFR	Notice of Findings and Recommendations
NILS	National Integrated Lands System
NIOGEMS	National Indian Oil and Gas Evaluation and Management System
NIPTC	National Indian Programs Training Center
NIRMC	National Information Resource Management Center
NIST	National Institute of Standards and Technology
NORC	National Opinion Research Center
NPS	National Park Service
NRO	Navajo Regional Office
NWRO	Northwest Regional Office
O&G	Oil and Gas
OAS	Office of Appraisal Services
OCIO	Office of the Chief Information Officer
OHA	Office of Hearings and Appeals
OHTA	Office of Historical Trust Accounting
OIG	Office of the Inspector General
OIP	Office of Information Policy
OISP	Office of IT Security and Privacy

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Acronyms and Abbreviations

OMB	Office of Management and Budget
OME	Office of Minerals Evaluation within NBC
ORM	Office of Regulatory Management
OSM	Office of Surface Mining
OST	Office of the Special Trustee for American Indians
OTFM	Office of Trust Funds Management
OTP	Office of Trust Regulations, Policies and Procedures
OTR	Office of Trust Records
OTRA	Office of Trust Review and Audit
OTT	Office of Trust Training
OVS	Office of Valuation Services
PACER	Payments, Accounting, Claims and Enhanced Reconciliation System
PAR	Performance and Accountability Report
PII	Personally Identifiable Information
PIV	Personal Identity Verification
PLSS	Public Land Survey System
PMB	Policy, Management and Budget
PMSO	Project Management Support Office
POA&M	Plans of Actions and Milestones
Post-QA	Post Quality Assurance
PPA	Office of Planning and Policy Analysis
PRIS	Production and Response Information System
PRO	Pacific Regional Office
ProTrac	Probate Case Management and Tracking System
QA	Quality Assurance
QC	Quality Control
RAF	Recommended Action Forms
RAS	Rangeland Administration System
RACA	Regulatory Affairs and Collaborative Action
RDRS	Royalty Distribution and Reporting System
REM	Real Estate Module
RFP	Request for Proposal
RM-PLUS	Risk Management Assessment/Evaluation tool
RMRO	Rocky Mountain Regional Office
ROCIS	Regulatory Information Service Center/Office of Information
	Regulatory Affairs Consolidated Information
ROW	Rights-of-Way
SANS	SysAdmin, Audit, Network, Security
SCADA	Supervisory Control and Data Acquisition
SDA	Special Deposit Accounts
SDLC	System Development Life Cycle
SMEs	Subject Matter Experts
SMS	System Management Servers
SOL	Office of the Solicitor
SOW	Statement-of-Work

STATUS REPORT TO THE COURT NUMBER FORTY

May 3, 2010

Acronyms and Abbreviations

SPRO	Southern Plains Regional Office
SSA	Social Security Administration
SSAS	Social Services Automated System
SSM	System Security Manager
SSP	System Security Plan
ST&E	Security Test and Evaluation
STIGs	Security Technical Implementation Guides
SUS	System Update Servers
SWRO	Southwest Regional Office
TAAMS	Trust Asset and Accounting Management System
TAP	Technical Architecture Profile
TBCC	Trust Beneficiary Call Center
TCIS	Treasury Check Information System
TESC	Trust Executive Steering Committee
TFAS	Trust Funds Accounting System
TFR	Trust Funds Receivable
TIR	Trust Image Repository
TPMC	Trust Program Management Center
TRAC	Trust Tracking and Coordination
Treasury	Department of the Treasury
TRM	Technical Reference Model
TRO	Temporary Restraining Order
TSPP	TAAMS Spatial Pilot Project
U/FAS	Undivided/Fractionated Appraisal System
UAT	User Acceptance Testing
US-CERT	United States Computer Emergency Readiness Team
USGS	United States Geological Survey
USPAP	Uniform Standards of Professional Appraisal Practice
VBNS	Very High Performance Backbone Network Service
VPN	Virtual Private Network
WAN	Wide Area Network
WAU	Whereabouts Unknown
WRO	Western Regional Office