

STATEMENT OF INTEREST

**by
Discussion Leader
for
Negotiated Rule Making
Consensus Periods
(David Heisterkamp)**

The Negotiated Rule Making Committee and its Tribal Regional and HUD Co-chairs have asked me to assist the Committee's Facilitator, Julie Faulkner, during this week's Consensus Periods. My role will be to summarize issues and proposals and, when possible, assist Julie during the ninety-minute Committee Consensus Periods.

As Committee members are aware, I am a partner in the law firm of Wagenlander & Heisterkamp, LLC, based in Denver. Our firm represents twelve Indian tribes and TDHEs. This includes Choctaw, Karuk and Utah Paiute, who each have representatives on the Committee. Our presence and our participation in these meetings, including when I am acting as the Committee Discussion Leader, is paid for by our clients. So there is no confusion, please note that I, my partner Jim Wagenlander and our firm are not being paid by HUD.

As in previous workgroup and full Committee sessions where I have led the discussion, when I am performing my role as the Discussion Leader, I will refrain from advocating any of our clients' positions and I will perform my role in an unbiased manner. During the 90 minute Consensus Periods, I will not privately confer or discuss issues or positions with my clients. During these periods any advocacy by our firm on issues will be performed by other attorneys in our law firm and not by me.

I accept the role of Discussion Leader with an understanding that it is one of several important procedural elements established to promote the success of this week's meetings. I will do my very best to help this Committee and each of its members to seek consensus on each of the remaining issues before it.