

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**DUHRING RESOURCE COMPANY,** )  
 )  
 **Plaintiff** )  
 )  
 **And** )  
 )  
 **PENNSYLVANIA OIL AND GAS** )  
 **ASSOCIATION,** )  
 )  
 **Plaintiff-Intervenor** )  
 )  
 **v.** )  
 ) **Case No. 1:07-cv-00314-GLL**  
 **The FOREST SERVICE, et al.,** )  
 )  
 **Defendants** )  
 )  
 **And** )  
 )  
 **ALLEGHENY DEFENSE PROJECT,** )  
 )  
 **Defendant-Intervenor** )  
 )

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**DECLARATION OF SHANNON L. SWAZIEK**

I, Shannon L. Swaziek, make the following declaration:


1. I am employed by the United States Department of Agriculture, Forest Service, Eastern Region, Regional Office, located in Milwaukee, Wisconsin, as the Appeals and Litigation Specialist. I have been employed by United States Department of Agriculture for approximately eight (8) years and am responsible for processing appeals and assisting with litigation matters that arise in the Eastern Region. In that capacity, I assisted with, and oversaw, the compilation of the Administrative Record for the above-captioned matter.
  
2. To the best of my knowledge, the attached cd and associated index constitute a

true and accurate Supplement to the Administrative Record for the above-captioned matter, as of April 17, 2009.

3. This Supplement Administrative Record contains two letters and two emails for the action taken on Case 595 and one email for the action taken on Case M-139-05/08, which concerns Duhring operations on Warrant 3672, Forest County. The documents are all scanned in Adobe portable document format (PDF). These documents were inadvertently omitted during the compilation of the Administrative Record.

4. Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the above is true and correct to the best of my knowledge and I would so testify if called upon to do so in a Court of law.

Dated this 1st day of June 2009.

  
SHANNON L. SWAZIEK  
Appeals and Litigation Specialist  
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