COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE NW WASHINGTON, DC WASHINGTON, DC 20004-2401 TEL 202.662.6000 FAX 202.662.6291 WWW.COV.COM

NEW YORK LONDON BRUSSELS SAN FRANCISCO MICHAEL J. FANELLI TEL 202.662.5383 FAX 202.778.5383 MFANELLI @ COV.COM

June 2, 2003

By Federal Express

Ms. Cathy Catterson Clerk of the Court U.S. Court of Appeals for the Ninth Circuit 95 Seventh Street San Francisco, CA 94119

Bonnichsen v. United States, 9th Cir. Nos. 02-35994 & 02-35996

(Companion Appeals)

Dear Ms. Catterson:

Enclosed for filing are an original and four copies of the Society for American Archaeology's (SAA) Motion to Participate as Amicus Curiae and Motion for Extension of Time to File an Amicus Curiae Brief. As indicated on the certificates of service, copies of these motions have been served on counsel of record along with a copy of this letter.

In addition, the SAA brings to your attention that it has been erroneously identified by the Court as a "Defendant-intervenor" in these companion appeals. The SAA participated as amicus curiae in the district court proceedings (No. 96-1481JE (D.Or.)).

Sincerely.

Michael J. Fanelli

Enclosures