United States Department of the Interior

FISH AND WILDLIFE SERVICE
Washington, D.C. 20240

July 20, 2007

MEMORANDUM

To: Deputy Secretary

From: Director, U.S. Fish and Wildlife Service H Dale Hall

Subject: Review of Service Decisions under the Endangered Species Act, Clarification

This memorandum is to revise the July 12, 2007, memorandum I sent you on the subject of the review of documents under the Endangered Species Act. Yesterday, July 19, Regional Director Ren Lohoefener, Pacific Region, sent me a memorandum stating that two species from the Pacific Region were included in the July 12, 2007, memorandum in error; the marbled murrelet and the bull trout. In his recommendation to me on June 28, 2007, the Regional Director concluded that the determinations for the marbled murrelet and the bull trout were based on the interpretation of policy by the Deputy Assistant Secretary. He went on to say in his July 19 memorandum that "Neither of these decisions should have been included in the Pacific Region's recommendations as neither decision involved the inappropriate use of science." Therefore, the recommendation of the Pacific Region is now modified to only include the proposed designation of critical habitat for the 12 species of picture wing flies as actions that need to be re-evaluated.

I have allowed the inclusion or exclusion of all actions based solely on the review by the Regional Directors and their regional and field leadership. As such, my report to you is modified to remove the marbled murrelet and bull trout actions previously identified from the list to be re-evaluated.

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