

*U.S. Fish and Wildlife Service*  
**Wind Power Guidelines Advisory Committee**  
**Legal Subcommittee**  
Conference Call, June 9, 2008

Draft Summary

Participants:

Dave Stout	Patrick Traylor	Rob Manes
Jim Eisen	Mike Daulton	Steven Quarles
Aimee Delach	Cheryl Amrani	Rachel London
Susan Goodwin		

- The group discussed and approved two new members of the subcommittee that will serve as technical experts: Gerald Hawkins, a senior partner in the law firm Elias, Tiernan and Herrick, LLP, Washington DC, and a special advisor to the National Refuge Association; and Jason Rylander, a staff attorney at Defenders of Wildlife.
- The group acknowledged that the process of bringing in technical experts would be fluid, and they would assist the committee on discreet tasks and projects and more experts could be added if necessary. The group discussed the possibility of adding someone with legal expertise in state and local zoning regulatory matters, such as Donald Carr.

ACTION: Jim Eisen will send Donald Carr's resume to Dave and Rachel to send out to the group.

- The group discussed its plan to write an Options Paper to inform the full committee of regulatory and voluntary tools and vehicles under current Federal law and that might be useful in drafting the Recommendations.

ACTION: The group agreed that the subcommittee will draft an Options Paper, and ask DOI to review and provide comments on the paper. Patrick Traylor volunteered to do the first draft. When the group meets next time, it may decide to identify one or two more volunteers to work with Patrick.

- The group briefly discussed the draft Scope of Work for the Options Paper and agreed that the paper will only summarize existing regulatory and voluntary tools under current law, but not options that would require a change in regulation or law. There was discussion about the need to also address the state and tribal laws that intersect with Wind Development, but the group thought that it would be best to do this in stages – first address the federal level and follow up with a second assignment to address the state and tribal laws. The subcommittee would need to find additional technical expertise with knowledge of state and tribal laws to help with this step.

ACTION: Subcommittee members will send Susan comments and additional thoughts for the Scope of Work by next Friday, June 20<sup>th</sup>.

Next in-person meeting to brainstorm options and scope out Options Paper:  
July 2, 9:30 a.m. – 11:30 a.m. at the law office of Steve Quarles. Address, call-in number and the agenda will be sent to the group the week of June 23<sup>rd</sup>.