

From: [DeBerry, Drue](#)
To: [Small, Stephen M](#)
Cc: [Nelson, Marjorie](#); [Burgess, Angela](#)
Subject: Re: URGENT: Fw: ACTION: Seeking concurrence on R-project appeal recommendation
Date: Friday, July 24, 2020 2:28:21 PM

Sounds good. Thanks Steve

Drue DeBerry
Colorado and Nebraska Field Offices Supervisor
U.S. Fish and Wildlife Service/ Ecological Services
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From: Small, Stephen M <stephen_small@fws.gov>
Sent: Friday, July 24, 2020 2:27 PM
To: DeBerry, Drue <drue_deberry@fws.gov>
Cc: Nelson, Marjorie <marjorie_nelson@fws.gov>; Burgess, Angela <Angela_Burgess@fws.gov>
Subject: Re: URGENT: Fw: ACTION: Seeking concurrence on R-project appeal recommendation

Thanks Drue,

I will connect with Noreen and Matt and let them know our recommendation.

Will get you an answer on Monday (hopefully by noon).

Have a great weekend.

Cheers,
Steve

From: DeBerry, Drue <drue_deberry@fws.gov>
Sent: Friday, July 24, 2020 9:11 AM
To: Small, Stephen M <stephen_small@fws.gov>
Cc: Nelson, Marjorie <marjorie_nelson@fws.gov>; Burgess, Angela <Angela_Burgess@fws.gov>
Subject: URGENT: Fw: ACTION: Seeking concurrence on R-project appeal recommendation

Steve,

SOL is ready to submit their recommendation to DOJ. Dana told me they need our respond by Monday July 27.

Thanks,

Drue DeBerry
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From: DeBerry, Drue
Sent: Tuesday, July 21, 2020 8:10 AM
To: Small, Stephen M <stephen_small@fws.gov>
Cc: Nelson, Marjorie <marjorie_nelson@fws.gov>
Subject: ACTION: Seeking concurrence on R-project appeal recommendation

Steve,

We need to share our appeal recommendation with SOL (Dana) this week. (b) (5)
NPPD is also still favoring not appealing but will wait to see what the plaintiffs do. (b) (5)

As far as process, SOL will provide their recommendation to DOJ. DOJ also needs to know where we stand. All parties must decide to appeal or not by August 17.

If we are **not** recommending an appeal, I can just send an email to Dana and Gilbert Parks.

If we wanted to recommend an appeal, we would need to run a memo through surname and get concurrence through the Director's office. DOJ weighs appeals in light of all cases involving the federal government.

Thanks,

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