

From: [Small, Stephen M](#)
To: [Szuszwalak, Joseph A](#)
Cc: [Alt, Nicole](#); [DeBerry, Drue](#); [Mogadam, Roya](#)
Subject: Re: Quick review requested for update to Grizzly 5-Year Review Comms
Date: Tuesday, March 23, 2021 2:57:24 PM

Joe,
Looks good to me.
Cheers,
Steve

Steve Small
Assistant Regional Director - Ecological Services
U. S. Fish and Wildlife Service
Interior Regions 5 & 7

134 Union Blvd., Suite 645
Lakewood, CO 80228
Office: 303-236-4210
Cell: 303-725-3234
stephen_small@fws.gov

On Mar 23, 2021, at 1:33 PM, Szuszwalak, Joseph A
<joseph_szuszwalak@fws.gov> wrote:

Good afternoon,

HQ has requested we add an if-asked question to the grizzly 5-year review comms to address the Cabinet Yak Ecosystem (CYE) population. Jodi and I came up with the language below, Hilary is good as well. Please let me know if you have any comments or if you are good with this addition to the If-Asked Q&As (also attached):

- **Q5: Is the Cabinet-Yaak population Warranted but Precluded for Uplisting to Endangered Status?**

A: Yes, the Cabinet-Yaak ecosystem (CYE) population's current legal status remains warranted but precluded from uplisting to endangered. In 2014, the Service determined that the CYE population had recovered to the point that they were no longer warranted but precluded from listing as endangered (79 FR 72487, December 5, 2014). In 2017, in *Alliance for the Wild Rockies v. Zinke et al.*, the District Court of Montana remanded the determination that the CYE grizzly bear was not warranted but precluded for endangered status back to the Service for further consideration. Therefore, the current legal status of the CYE population remains warranted but precluded from uplisting.

The Endangered Species Act indicates that the Service completes a 5-year review and status recommendation for the listed entity as a whole, thus as the CYE population is not an individually listed entity, the 5-year review and status recommendation did not address it. The Service will evaluate the current status of the CYE in an upcoming Candidate Notice of Review expected to publish in late 2021.

Joe Szuszwalak

Public Affairs Specialist

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joseph_szuszwalak@fws.gov | 303-236-4336

He/Him/His

<IfAskedQA_Grizzly 5year_3.23.21.docx>