



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Washington D.C. 20240



November 7, 2022

Via email: foia@biologicaldiversity.org

Ann Brown
Center for Biological Diversity
P.O. Box 11374
Portland, OR 97211

REF: DOI-FWS-2022-005806

Dear Ms. Brown:

We are writing to respond to your Freedom of Information Act (FOIA) request dated August 26, 2022 and assigned tracking number DOI-FWS-2022-005806. Please cite this number in any future communications with our office regarding your request.

Your request is seeking records regarding:

*“1. A copy of the letter from the applicants associated with the Eastern Collier Multi-Species Habitat Conservation Plan (“HCP”) (collectively known as the Eastern Collier Property Owners or ECPO) to FWS about their withdrawal of applications for incidental take permits and the HCP, dated and/or sent on or around July 28, 2022; and
2. The most recent versions of the Eastern Collier Multi-Species HCP and the associated biological opinion.”*

Response

You may find a copy of the withdrawal letter associated with the Eastern Collier Multi-Species Habitat Conservation Plan and the associated Draft Biological Opinion at: <https://www.fws.gov/library/collections/east-collier-multi-species-itphcp-withdrawal>. We are also releasing one (1) document consisting of 384 pages in its entirety.

Fees

Because the cost of processing your request was less than \$50.00, there is no billable fee for processing this request, as the cost of collection would be greater than the fee collected. See [43 C.F.R. § 2.37\(g\)](#). Therefore, there is no billable fee for the processing of this request.

Mediation/Dispute Resolution

If after contacting us as described below, you need further information or assistance with your request, you may wish to seek dispute resolution services from the Department's FOIA Public Liaison, Natasha Alcantara by email at doifoiapublicliaison@sol.doi.gov.

If you need further information or assistance after contacting the Department's FOIA Public Liaison, you may wish to seek dispute resolution services from the Office of Government Information Services (OGIS). The 2007 FOIA amendments created the OGIS to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Web: <https://www.archives.gov/ogis>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer.

Conclusion

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of FOIA. See [5 U.S.C. 552\(c\)](#). This response is limited to those records that are subject to the requirements of FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

This is our final response and closes your request DOI-FWS-2022-005806. If you have any questions about our response to your request, you may me, by email at barbara_beckett@fws.gov, or by mail at U.S. Fish and Wildlife Service; ATTN: FOIA Office; 5275 Leesburg Pike; MS: IRTM; Falls Church, VA 22041.

Sincerely,

Barbara Beckett
FWS FOIA Coordinator