



United States Department of the Interior

FISH AND WILDLIFE SERVICE

5275 Leesburg Pike, MS: IRTM
Falls Church, VA 22041



October 20, 2023

Eric Killelea
San Antonio Express-News
420 Broadway
San Antonio TX 78205

REF: DOI-FWS-2023-005887

Dear Mr. Killelea:

The United States Fish and Wildlife Service (FWS) Freedom of Information Act (FOIA) office received your request dated September 15, 2023 and assigned it tracking number DOI-FWS-2023-005887. Please cite this number in any future communications with our office regarding your request. You have requested the following:

In August, the FAA sent a letter and draft biological assessment on SpaceX's Starship program to the U.S. Fish and Wildlife Service requesting reinitiation of Endangered Species Act consultation. I'm seeking copies of the letter of request and draft biological assessment.

We have located two records that primarily concern the Federal Aviation Administration (FAA), a Federal Government Agency that is also subject to FOIA. For these records, the FAA will issue a response directly to you. You do not have to contact the FAA at this time, but should you need to do so in the future, you may do so at:

FOIA Coordinator
FAA Southwest Region, AFN-400
10101 Hillwood Parkway
Ft. Worth, TX 76177
Phone: (817) 222-5059
Fax: (817) 222-5042

These two responsive records we located have been referred to the FAA.

Appeal Rights

You may appeal this response to the Department's FOIA/Privacy Act Appeals Officer. If you choose to appeal, the FOIA/Privacy Act Appeals Officer must receive your FOIA appeal no later than 90 workdays from the date of this final response. Appeals arriving or delivered after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday.

Your appeal must be made in writing. You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or email. All communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe this response is in error. You must also include with your appeal copies of all correspondence between you and FWS concerning your FOIA request, including your original FOIA request and this response. Failure to include with your appeal all correspondence between you and FWS will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal.

Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal.

DOI FOIA/Privacy Act Appeals Office Contact Information

Department of the Interior
Office of the Solicitor
1849 C Street, N.W.
MS-6556 MIB
Washington, DC 20240
Attn: FOIA/Privacy Act Appeals Office
Telephone: (202) 208-5339
Fax: (202) 208-6677
Email: FOIA.Appeals@sol.doi.gov

If you have any questions about our response to your request, please contact me at monika_malnowicz@fws.gov.

Sincerely,

Monika Malnowicz
FOIA Coordinator
U.S. Fish and Wildlife Service