

From: [Harke, Eileen](#)
To: [Eric Huber](#)
Cc: [Darrell Strayhorn](#)
Bcc: [Rebecca Finley](#); [Caitlin Snyder](#); [Larry Mellinger](#); [Melissa Allen](#)
Subject: FOIA # FWS-2014-01226 - 6th Release
Date: Friday, October 30, 2015 2:22:52 PM

Mr. Huber -

This continues our response to your Freedom of Information Act (FOIA) request (FWS-2014-01226) dated August 11, 2014, seeking records related to the Programmatic Biological Opinion on the U.S. Environmental Protection Agency's Issuance and Implementation of the Final Regulations Section 316(b) of the Clean Water Act.

On July 21, 2015, you submitted a FOIA appeal to the Department's FOIA Appeals Office regarding our delay in completing the response to your FOIA request (Appeal Number 2015-157). On September 24, 2015, the Department responded to your appeal and directed the Service to issue its final response to your FOIA request by October 30, 2015. As noted during our call on October 29, 2015, we are not able to complete the response to your FOIA request by this date.

Responding to your FOIA request has been a priority for this office and we have made great progress on the review of the responsive documents. Indeed, we are able to make a 6th partial release today of the responsive documents that we located. We are releasing 104 documents on a CD that we are mailing to you today.

We have an additional 715 documents left to review in order to complete the processing of the FOIA request. We have identified 497 documents that are subject to interagency review through an equity review process that is currently in progress. We intend to send the final set of these documents to you no later than December 1, 2015.

Please contact me at 703-358-2096 if you have any questions about this response to your FOIA request.

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Eileen Harke, CRM and ERM<sup>M</sup>  
Records Manager and FOIA Coordinator  
Branch of ES Litigation, Division of Conservation and Classification  
5275 Leesburg Pike  
Falls Church, VA 22041-3803  
[eileen\\_harke@fws.gov](mailto:eileen_harke@fws.gov)  
703-358-2096