

Conversation Contents

follow-up to August 26-28 meetings

/1. follow-up to August 26-28 meetings/1.1 316b ESA Draft Issues 29Aug2013 (1).docx

Attachment Withheld - b5 Deliberative Process

Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Thu Aug 29 2013 11:49:01 GMT-0600 (MDT)
To: "Born, Tom" <Born.Tom@epa.gov>
Subject: follow-up to August 26-28 meetings
Attachments: 316b ESA Draft Issues 29Aug2013 (1).docx

Hi Everyone,

Thank you for three highly productive meetings this past week. We've reached many agreements and are making progress on the remaining issues, as described in the attached document and summarized below:

From our staff meetings, we have two "follow-ups:"

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After the senior manager's meeting, it seemed as if Lois and Nancy

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Though we did not get to (b)(5) Attorney-Client Communication

Should we propose/discuss language via email, or do we need to meet next Tuesday, prior to the senior managers' meeting?

Thanks,

Jenny

Jennifer Schultz, Ph.D.

*Endangered Species Act Interagency Cooperation Division
Office of Protected Resources
NOAA Fisheries*



"Zobrist, Marcus" <Zobrist.Marcus@epa.gov>

From: "Zobrist, Marcus" <Zobrist.Marcus@epa.gov>
Sent: Thu Aug 29 2013 12:01:14 GMT-0600 (MDT)
To: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>, "Born, Tom"
<Born.Tom@epa.gov>
Subject: RE: follow-up to August 26-28 meetings

One vote for exchanging ideas and language via email. We also look forward to seeking your
(b)(5) Deliberative Process, when they are ready.

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]
Sent: Thursday, August 29, 2013 1:49 PM
To: Born, Tom
Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen
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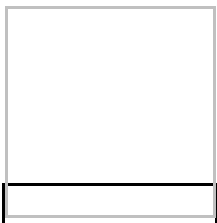
NOAA Fisheries

U.S. Department of Commerce

[301-427-8443](tel:301-427-8443)

jennifer.schultz@noaa.gov

www.nmfs.noaa.gov



"Wood, Robert" <Wood.Robert@epa.gov>

From: "Wood, Robert" <Wood.Robert@epa.gov>
Sent: Thu Aug 29 2013 12:27:56 GMT-0600 (MDT)
To: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>, "Born, Tom"

<Born.Tom@epa.gov>

Subject:

RE: follow-up to August 26-28 meetings

Thanks for your message, Jenny. I would prefer discussing/resolving what we can by email.

Regarding a couple of the follow-up items:

- (b)(5) Deliberative Process

A large rectangular area of the email body is completely redacted with black ink, covering approximately two-thirds of the page width and one-third of the page height. It starts below the subject line and ends above the signature block.

Thanks,

Rob

Robert Wood

Director,

Engineering and Analysis Division

Office of Water

202-566-1822

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]

Sent: Thursday, August 29, 2013 1:49 PM

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U.S. Department of Commerce
[301-427-8443](tel:301-427-8443)

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www.nmfs.noaa.gov

"Sayers, Rick" <rick_sayers@fws.gov>

From: "Sayers, Rick" <rick_sayers@fws.gov>
Sent: Thu Aug 29 2013 13:10:17 GMT-0600 (MDT)
To: "Wood, Robert" <Wood.Robert@epa.gov>
Subject: Re: follow-up to August 26-28 meetings

I'm at a disadvantage not having been part of the hallway conversation-- but can you better frame the first item (b)(5) Deliberative Process Is this referring to the (b)(5) Deliberative Process

[REDACTED]

Rick Sayers
Chief, Division of Environmental Review
U.S. Fish & Wildlife Service-- Ecological Services
4401 N. Fairfax Dr., Rm 420
Arlington, VA 22203
(703) 358-2442

On Thu, Aug 29, 2013 at 2:27 PM, Wood, Robert <Wood.Robert@epa.gov> wrote:

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[REDACTED]

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"Wood, Robert" <Wood.Robert@epa.gov>

From: "Wood, Robert" <Wood.Robert@epa.gov>
Sent: Thu Aug 29 2013 13:18:36 GMT-0600 (MDT)
To: "Sayers, Rick" <rick_sayers@fws.gov>
Subject: RE: follow-up to August 26-28 meetings

Hi Rick,

Yes, you have accurately characterized the issue. (b)(5) Attorney-Client Communication

Thanks

rob

Robert Wood

Engineering and Analysis Division

Office of Water

From: Sayers, Rick [mailto:rick_sayers@fws.gov]

Sent: Thursday, August 29, 2013 3:10 PM

To: Wood, Robert

Cc: Jennifer Schultz - NOAA Federal; Born, Tom; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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"Sayers, Rick" <rick_sayers@fws.gov>

From: "Sayers, Rick" <rick_sayers@fws.gov>
Sent: Thu Aug 29 2013 13:24:53 GMT-0600 (MDT)
To: "Jennifer.Schultz@noaa.gov" <Jennifer.Schultz@noaa.gov>
Subject: Fwd: follow-up to August 26-28 meetings

Jenny--

I know that Michael Bean also offered something about this, but I'm pretty uncomfortable with this issue. (b)(5) Deliberative Process

I'll be interested to get a better sense of where you guys (you/Pam/Lois) were thinking we should go.

Rick Sayers
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Arlington, VA 22203
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----- Forwarded message -----

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Date: Thu, Aug 29, 2013 at 3:18 PM

Subject: RE: follow-up to August 26-28 meetings

To: "Sayers, Rick" <rick_sayers@fws.gov>

Cc: Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>, "Born, Tom" <Born.Tom@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>, "Witt, Richard" <Witt.Richard@epa.gov>, "Wade, Alexis" <Wade.Alexis@epa.gov>, "Zobrist, Marcus" <Zobrist.Marcus@epa.gov>, "Piziali, Jamie" <Piziali.Jamie@epa.gov>, "Saxena, Juhi" <Saxena.Juhi@epa.gov>, Ron Dean - NOAA Federal <ron.dean@noaa.gov>, Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>, "Crane, Drew" <drew_crane@fws.gov>, "patrice_ashfield@fws.gov" <patrice_ashfield@fws.gov>, "Hewitt, Julie" <Hewitt.Julie@epa.gov>, "Levine, MaryEllen" <levine.maryellen@epa.gov>

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Robert Wood

Engineering and Analysis Division

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Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>

From: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>
Sent: Thu Aug 29 2013 15:38:18 GMT-0600 (MDT)
To: "Wood, Robert" <Wood.Robert@epa.gov>
Subject: Re: follow-up to August 26-28 meetings

Rob, a question - (b)(5) Attorney-Client Communication

[REDACTED]

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[REDACTED]

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Pamela Lawrence, Attorney Advisor
National Oceanic and Atmospheric Administration
U.S. Department of Commerce

Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>

From:

Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>

Sent: Thu Aug 29 2013 15:39:33 GMT-0600 (MDT)
To: "Sayers, Rick" <rick_sayers@fws.gov>, Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>, "Crane, Drew" <drew_crane@fws.gov>
Subject: Re: follow-up to August 26-28 meetings

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Pamela Lawrence, Attorney Advisor
National Oceanic and Atmospheric Administration
U.S. Department of Commerce

Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Fri Aug 30 2013 04:58:59 GMT-0600 (MDT)
To: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>
Subject: Re: follow-up to August 26-28 meetings

Hi Everyone,

I have a few ideas that I'd like to discuss first with Pam this morning. Then, I propose all call between the four of us. Then, if we reach agreement, I'd like to call Alexis to work on wording of the first item, and Rob to work on wording for the second item.

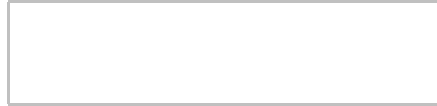
I'll send out invites...

Jenny

Jennifer Schultz, Ph.D.

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From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Fri Aug 30 2013 05:52:52 GMT-0600 (MDT)
To: "Sayers, Rick" <rick_sayers@fws.gov>
Subject: Re: follow-up to August 26-28 meetings

Hi Rick,

We agree. After the meeting ended, (b)(5) Deliberative Process

[REDACTED]

Jenny

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Sent: Thursday, August 29, 2013 3:10 PM

To: Wood, Robert

Cc: Jennifer Schultz - NOAA Federal; Born, Tom; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

Subject: Re: follow-up to August 26-28 meetings

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Is this referring to the (b)(5) Deliberative Process

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Rick Sayers
Chief, Division of Environmental Review
U.S. Fish & Wildlife Service-- Ecological Services
4401 N. Fairfax Dr., Rm 420
Arlington, VA 22203
[\(703\) 358-2442](tel:(703)358-2442)

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Engineering and Analysis Division

Office of Water

[202-566-1822](tel:202-566-1822)

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Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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"Sayers, Rick" <rick_sayers@fws.gov>

From: "Sayers, Rick" <rick_sayers@fws.gov>
Sent: Fri Aug 30 2013 06:24:14 GMT-0600 (MDT)
To: Jennifer Schultz - NOAA Federal
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To: Jennifer Schultz - NOAA Federal
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Subject:

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For our discussion this morning-- Here are the four scenarios that I think frame the possible outcomes of the coordination process and how I would (b)(5) Deliberative Process

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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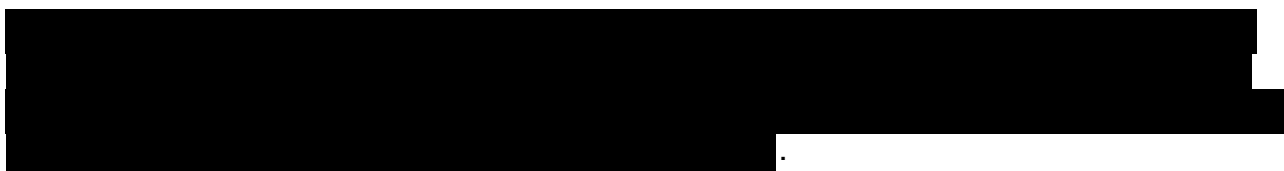
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Sent: Fri Aug 30 2013 09:56:09 GMT-0600 (MDT)
To: "Wood, Robert" <Wood.Robert@epa.gov>
Subject: Re: follow-up to August 26-28 meetings

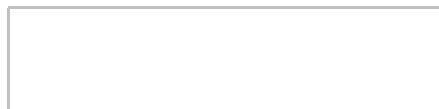
Hi everyone,

We are working on language to send to you on Tuesday. Have a great holiday weekend!

Jenny

Jennifer Schultz, Ph.D.
*Endangered Species Act Interagency Cooperation Division
Office of Protected Resources
NOAA Fisheries
U.S. Department of Commerce
301-427-8443*

jennifer.schultz@noaa.gov
www.nmfs.noaa.gov



On Thu, Aug 29, 2013 at 2:27 PM, Wood, Robert <Wood.Robert@epa.gov> wrote:

Thanks for your message, Jenny. I would prefer discussing/resolving what we can by email.

Regarding a couple of the follow-up items:

- (b)(5) Deliberative Process



Thanks,

Rob

Robert Wood

Director,

Engineering and Analysis Division

Office of Water

202-566-1822

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]

Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

Subject: follow-up to August 26-28 meetings

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jennifer.schultz@noaa.gov
www.nmfs.noaa.gov

"Wood, Robert" <Wood.Robert@epa.gov>

From: "Wood, Robert" <Wood.Robert@epa.gov>
Sent: Tue Sep 03 2013 06:44:28 GMT-0600 (MDT)
To: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>

Subject:

RE: follow-up to August 26-28 meetings

Hi Pam,

The concern is not (b)(5) Attorney-Client Communication



Robert Wood

Engineering and Analysis Division

Office of Water

202-566-1822

From: Pamela Lawrence - NOAA Federal [mailto:pamela.lawrence@noaa.gov]

Sent: Thursday, August 29, 2013 5:38 PM

To: Wood, Robert

Cc: Jennifer Schultz - NOAA Federal; Born, Tom; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

Subject: Re: follow-up to August 26-28 meetings

Rob, a question - (b)(5) Attorney-Client Communication



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- (b)(5) Deliberative Process



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Robert Wood

Director,

Engineering and Analysis Division

Office of Water

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--

Pamela Lawrence, Attorney Advisor

National Oceanic and Atmospheric Administration

U.S. Department of Commerce

Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>

From: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>
Sent: Tue Sep 03 2013 06:53:12 GMT-0600 (MDT)
To: "Wood, Robert" <Wood.Robert@epa.gov>
Subject: Re: follow-up to August 26-28 meetings

Rob, thank you for your response, that clarifies the concern.

On Tue, Sep 3, 2013 at 8:44 AM, Wood, Robert <Wood.Robert@epa.gov> wrote:

Hi Pam,

The concern is not (b)(5) Attorney-Client Communication



Robert Wood

Engineering and Analysis Division

Office of Water

[202-566-1822](tel:202-566-1822)

From: Pamela Lawrence - NOAA Federal [mailto:pamela.lawrence@noaa.gov]

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To: Wood, Robert

Cc: Jennifer Schultz - NOAA Federal; Born, Tom; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

Subject: Re: follow-up to August 26-28 meetings

Rob, a question - (b)(5) Attorney-Client Communication



(b)(5) Attorney-Client Communication

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Rob

Robert Wood

Director,

Engineering and Analysis Division

Office of Water

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Pamela Lawrence, Attorney Advisor
National Oceanic and Atmospheric Administration
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Pamela Lawrence, Attorney Advisor
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U.S. Department of Commerce

Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>

From: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>
Sent: Tue Sep 03 2013 09:09:16 GMT-0600 (MDT)
Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>, Ron Dean - NOAA Federal
<ron.dean@noaa.gov>, "Crane, Drew"
To: <drew_crane@fws.gov>, Patrice Ashfield
<patrice_ashfield@fws.gov>, "Sayers, Rick"
<rick_sayers@fws.gov>
Subject: Fwd: follow-up to August 26-28 meetings

(b)(5) Deliberative Process



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From: **Wood, Robert** <Wood.Robert@epa.gov>
Date: Tue, Sep 3, 2013 at 8:44 AM
Subject: RE: follow-up to August 26-28 meetings
To: Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>
Cc: Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>, "Born, Tom"
<Born.Tom@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>, "Witt,
Richard" <Witt.Richard@epa.gov>, "Wade, Alexis" <Wade.Alexis@epa.gov>, "Zobrist,
Marcus" <Zobrist.Marcus@epa.gov>, "Piziali, Jamie" <Piziali.Jamie@epa.gov>, "Saxena,
Juhi" <Saxena.Juhi@epa.gov>, Ron Dean - NOAA Federal <ron.dean@noaa.gov>, Rick

Sayers <rick_sayers@fws.gov>, "Crane, Drew" <drew_crane@fws.gov>, "patrice_ashfield@fws.gov" <patrice_ashfield@fws.gov>, "Hewitt, Julie" <Hewitt.Julie@epa.gov>, "Levine, MaryEllen" <levine.maryellen@epa.gov>

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Robert Wood

Engineering and Analysis Division

Office of Water

202-566-1822

From: Pamela Lawrence - NOAA Federal [mailto:pamela.lawrence@noaa.gov]

Sent: Thursday, August 29, 2013 5:38 PM

To: Wood, Robert

Cc: Jennifer Schultz - NOAA Federal; Born, Tom; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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- (b)(5) Deliberative Process



Thanks,

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Robert Wood

Director,

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202-566-1822

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]

Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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National Oceanic and Atmospheric Administration

U.S. Department of Commerce

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Pamela Lawrence, Attorney Advisor
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U.S. Department of Commerce

Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Tue Sep 03 2013 09:17:53 GMT-0600 (MDT)
To: Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov>, Jennifer Schultz - NOAA
Federal <Jennifer.Schultz@noaa.gov>
Subject: Re: follow-up to August 26-28 meetings

(b)(5) Attorney-Client Communication



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jennifer.schultz@noaa.gov
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On Tue, Sep 3, 2013 at 11:09 AM, Pamela Lawrence - NOAA Federal
<pamela.lawrence@noaa.gov> wrote:

(b)(5) Attorney-Client Communication



----- Forwarded message -----

From: **Wood, Robert** <Wood.Robert@epa.gov>

Date: Tue, Sep 3, 2013 at 8:44 AM

Subject: RE: follow-up to August 26-28 meetings

To: Pamela Lawrence - NOAA Federal <pamela.lawrence@noaa.gov>

Cc: Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>, "Born, Tom" <Born.Tom@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>, "Witt, Richard" <Witt.Richard@epa.gov>, "Wade, Alexis" <Wade.Alexis@epa.gov>, "Zobrist, Marcus" <Zobrist.Marcus@epa.gov>, "Piziali, Jamie" <Piziali.Jamie@epa.gov>, "Saxena, Juhi" <Saxena.Juhi@epa.gov>, Ron Dean - NOAA Federal <ron.dean@noaa.gov>, Rick Sayers <rick_sayers@fws.gov>, "Crane, Drew" <drew_crane@fws.gov>, "patrice_ashfield@fws.gov" <patrice_ashfield@fws.gov>, "Hewitt, Julie" <Hewitt.Julie@epa.gov>, "Levine, MaryEllen" <levine.maryellen@epa.gov>

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Sent: Thursday, August 29, 2013 5:38 PM

To: Wood, Robert

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Rob, a question - (b)(5) Attorney-Client Communication



(b)(5) Attorney-Client Communication

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Regarding a couple of the follow-up items:

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Director,

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Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

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Pamela Lawrence, Attorney Advisor

National Oceanic and Atmospheric Administration

U.S. Department of Commerce

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Pamela Lawrence, Attorney Advisor

National Oceanic and Atmospheric Administration

U.S. Department of Commerce

Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Tue Sep 03 2013 13:01:33 GMT-0600 (MDT)
To: "Wood, Robert" <Wood.Robert@epa.gov>, Jennifer Schultz -
NOAA Federal <Jennifer.Schultz@noaa.gov>
Subject: Re: follow-up to August 26-28 meetings

Hi everyone,

Below is the Services' proposed solution (b)(5) Deliberative Process

EPA includes the following language in the regulation:

(b)(5) Deliberative Process



(b)(5) Deliberative Process



AND

(b)(5) Deliberative Process



Paul's idea (in addition to the above additions to the regulation and preamble):

EPA includes the following language in the regulation:

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Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Wed Sep 04 2013 10:15:47 GMT-0600 (MDT)
To: "Rick_Sayers@fws.gov" <Rick_Sayers@fws.gov>
Subject: Fwd: follow-up to August 26-28 meetings

Jennifer Schultz, Ph.D.

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301-427-8443*

jennifer.schultz@noaa.gov
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----- Forwarded message -----

From: Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>
Date: Tue, Sep 3, 2013 at 3:01 PM
Subject: Re: follow-up to August 26-28 meetings
To: "Wood, Robert" <Wood.Robert@epa.gov>, Jennifer Schultz - NOAA Federal
<Jennifer.Schultz@noaa.gov>
Cc: "Born, Tom" <Born.Tom@epa.gov>, "Neugeboren, Steven"
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Engineering and Analysis Division

Office of Water

[202-566-1822](tel:202-566-1822)

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Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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jennifer.schultz@noaa.gov

Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>

From: Jennifer Schultz - NOAA Federal
<jennifer.schultz@noaa.gov>
Sent: Tue Sep 17 2013 14:47:24 GMT-0600 (MDT)
To: "Zobrist, Marcus" <Zobrist.Marcus@epa.gov>, Jennifer
Schultz - NOAA Federal <Jennifer.Schultz@noaa.gov>,
Kristine Petersen - NOAA Federal
<Kristine.Petersen@noaa.gov>
Subject: Re: follow-up to August 26-28 meetings

Hi everyone,

I'm going to be on leave starting tomorrow until the end of the month. Please contact Ron Dean if you have any questions about the consultation while I am gone (301-427-8445).

Please send me revised regulation when you send it to OMB. I will use it to write the Description of the Action (for the Biological Opinion) when I return. We are still on schedule to provide you with a draft opinion on October 15, 2013 and a final opinion on October 31, 2013.

Thanks,

Jenny

Jennifer Schultz, Ph.D.
Endangered Species Act Interagency Cooperation Division
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301-427-8443

jennifer.schultz@noaa.gov
www.nmfs.noaa.gov



On Thu, Aug 29, 2013 at 2:01 PM, Zobrist, Marcus <Zobrist.Marcus@epa.gov> wrote:

One vote for exchanging ideas and language via email. We also look forward to seeking your (b)(5) Deliberative Process, when they are ready.

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]

Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

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Endangered Species Act Interagency Cooperation Division

Office of Protected Resources

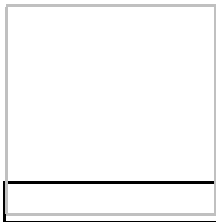
NOAA Fisheries

U.S. Department of Commerce

[301-427-8443](tel:301-427-8443)

jennifer.schultz@noaa.gov

www.nmfs.noaa.gov



"Wood, Robert" <Wood.Robert@epa.gov>

From: "Wood, Robert" <Wood.Robert@epa.gov>
Sent: Tue Sep 17 2013 16:16:27 GMT-0600 (MDT)
Jennifer Schultz - NOAA Federal
To: <jennifer.schultz@noaa.gov>, "Zobrist, Marcus"
<Zobrist.Marcus@epa.gov>, Kristine Petersen - NOAA
Federal <Kristine.Petersen@noaa.gov>
Subject: Re: follow-up to August 26-28 meetings

We have not sent language yet and will share it with you when we do. I think we are close. Have a nice vacation.

Robert Wood
Director,
Engineering and Analysis Division
202-566-1822

From: Jennifer Schultz - NOAA Federal <jennifer.schultz@noaa.gov>
Sent: Tuesday, September 17, 2013 4:47:24 PM
To: Zobrist, Marcus; Jennifer Schultz - NOAA Federal; Kristine Petersen - NOAA Federal
Cc: Born, Tom; Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen
Subject: Re: follow-up to August 26-28 meetings

Hi everyone,

I'm going to be on leave starting tomorrow until the end of the month. Please contact Ron Dean if you have any questions about the consultation while I am gone (301-427-8445).

Please send me revised regulation when you send it to OMB. I will use it to write the Description of the Action (for the Biological Opinion) when I return. We are still on schedule to provide you with a draft opinion on October 15, 2013 and a final opinion on October 31, 2013.

Thanks,

Jenny

Jennifer Schultz, Ph.D.

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On Thu, Aug 29, 2013 at 2:01 PM, Zobrist, Marcus <Zobrist.Marcus@epa.gov> wrote:

One vote for exchanging ideas and language via email. We also look forward to seeking your (b)(5) Deliberative Process when they are ready.

From: Jennifer Schultz - NOAA Federal [mailto:jennifer.schultz@noaa.gov]

Sent: Thursday, August 29, 2013 1:49 PM

To: Born, Tom

Cc: Wood, Robert; Neugeboren, Steven; Witt, Richard; Wade, Alexis; Zobrist, Marcus; Piziali, Jamie; Saxena, Juhi; Ron Dean - NOAA Federal; Pamela Lawrence - NOAA Federal; Rick Sayers; Crane, Drew; patrice_ashfield@fws.gov; Hewitt, Julie; Levine, MaryEllen

Subject: follow-up to August 26-28 meetings

Hi Everyone,

Thank you for three highly productive meetings this past week. We've reached many agreements and are making progress on the remaining issues, as described in the attached document and summarized below:

From our staff meetings, we have two "follow-ups:"

(b)(5) Deliberative Process

After the senior manager's meeting, it seemed as if Lois and Nancy

(b)(5) Attorney-Client Communication

Though we did not get to **(b)(5) Attorney-Client Communication**

Should we propose/discuss language via email, or do we need to meet next Tuesday, prior to the senior managers' meeting?

Thanks,

Jenny

Jennifer Schultz, Ph.D.

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