

**From:** [Cindy Schulz](#)  
**To:** [Tiernan Lennon](#); [Troy Andersen](#); [Glenn Smith](#); [Robyn Niver](#)  
**Cc:** [Sumalee Hoskin](#)  
**Subject:** RE: FW: MVP Proposed Conservation Measure  
**Date:** Wednesday, November 8, 2017 2:57:25 PM

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Im good with it.

**From:** Lennon, Tiernan [mailto:[tiernan\\_lennon@fws.gov](mailto:tiernan_lennon@fws.gov)]  
**Sent:** Wednesday, November 08, 2017 2:55 PM  
**To:** Troy Andersen; Cindy Schulz; Glenn Smith; Robyn Niver  
**Cc:** Sumalee Hoskin  
**Subject:** Re: FW: MVP Proposed Conservation Measure

Here's the revised version. Any more edits before I send it to MVP?

Mountain Valley, LCC will provide a site-specific plan to the Service for review and written approval prior to initiating any construction activities within 0.5 mile of portal PS-WV3-Y-1. The site-specific plan will ensure no alteration, physical or otherwise, of the portal's entrance or environment that will adversely affect its use by federally listed bats, including those hibernating within the portal. In the event that the Service determines the site-specific plan cannot avoid adverse effects to federally listed bats, Mountain Valley, LCC will reroute the Project such that all activities are at least 0.5 mile away from portal PS-WV3-Y-1. In certain instances, conducting some activities within 0.5 mile of portal PS-WV3-Y-1 may not adversely affect federally listed bats; however, Mountain Valley, LCC will receive Service review and written approval of all activities within 0.5 mile of portal PS-WV3-Y-1 prior to initiating such activities.

On Wed, Nov 8, 2017 at 1:20 PM, Troy Andersen <[troy\\_andersen@fws.gov](mailto:troy_andersen@fws.gov)> wrote:  
Tiernan – see Cindy's suggested edits attached. Good job!

V/R  
Troy

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**From:** Cindy Schulz [mailto:[cindy\\_schulz@fws.gov](mailto:cindy_schulz@fws.gov)]  
**Sent:** Wednesday, November 08, 2017 11:43 AM  
**To:** Troy Andersen  
**Subject:** FW: MVP Proposed Conservation Measure  
**Importance:** High

Troy – see attached. Please review/edit and forward to individuals on email below.

Thank you.

**From:** Lennon, Tiernan [mailto:[tiernan\\_lennon@fws.gov](mailto:tiernan_lennon@fws.gov)]  
**Sent:** Wednesday, November 08, 2017 10:31 AM  
**To:** Cindy Schulz; Niver, Robyn; Glenn Smith  
**Cc:** Hoskin, Sumalee  
**Subject:** Re: MVP Proposed Conservation Measure

Hey All - A few weeks ago I asked for your input on a conservation measure to avoid adverse

effects to 60+ potential hibernacula. Since then the applicant has provided detailed information on those 60+ potential hibs and narrowed it down to 1 that maybe affected by the project. Sumalee and I have drafted the following conservation measure for that 1 hibernacula. Our goal is to send this measure to the applicant by the end of today for their consideration. If you have time we'd really appreciate your feedback, thanks!

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MVP has agreed to submit a site-specific avoidance plan to the Service for review and concurrence prior to beginning any construction activities within 0.5 mile of portal PS-WV3-Y-1. The site-specific avoidance plan will ensure that no physical or other alteration of the portal's entrance or environment that will impair its use by federally listed bats, or any federally listed bats hibernating within the portal, will occur. In the event that the site-specific plan cannot avoid adverse effects to federally listed bats, MVP has agreed to reroute the Project so that all subactivities are at least 0.5 mile away from portal PS-WV3-Y-1. In certain site-specific situations a distance of less than 0.5 mile may be acceptable, but MVP will not begin any activities within 0.5 mile of portal PS-WV3-Y-1 until the Service provides such approval in writing.

If you have any questions feel free to give me a call.

On Wed, Nov 8, 2017 at 9:58 AM, Hoskin, Sumalee <[sumalee\\_hoskin@fws.gov](mailto:sumalee_hoskin@fws.gov)> wrote:  
Hey Tiernan, my edits. I tried to make the language more closely mirror the 4d rule:

MVP has agreed to submit a site-specific avoidance plan to the Service for review and concurrence prior to beginning any construction activities within 0.5 mile of portal PS-WV3-Y-1. The site-specific avoidance plan will ensure that **no physical or other alteration of the portal's entrance or environment that will impair its use by federally listed bats**, or any federally listed bats hibernating within the portal, will occur. In the event that the site-specific plan cannot avoid adverse effects to federally listed bats, MVP has agreed to reroute the Project so that all subactivities are at least 0.5 mile away from portal PS-WV3-Y-1. In certain site-specific situations a distance of less than 0.5 mile may be acceptable, but MVP will not begin any activities within 0.5 mile of portal PS-WV3-Y-1 until the Service provides such approval in writing.

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Sumalee Hoskin  
US Fish & Wildlife Service  
[6669 Short Lane](#)  
[Gloucester, VA 23061](#)

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Fax: 804-693-9032  
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On Tue, Nov 7, 2017 at 4:36 PM, Lennon, Tiernan <[tiernan\\_lennon@fws.gov](mailto:tiernan_lennon@fws.gov)> wrote:  
Sumalee - I took a stab at re-writing the conservation measure Megan sent. Let me know what your thoughts are.

MVP has agreed to submit a site-specific avoidance plan to the Service for review and concurrence prior to beginning any construction activities within 0.5 mile of portal PS-WV3-Y-1. The site-specific avoidance plan will ensure that no adverse effects to the portal, or any federally listed bats hibernating within the portal, will occur. In the event that the site-specific plan cannot avoid adverse effects to federally listed bats, MVP has agreed to reroute the

Project so that all subactivities are at least 0.5 mile away from portal PS-WV3-Y-1. In certain site-specific situations a distance of less than 0.5 mile may be acceptable, but MVP will not begin any activities within 0.5 mile of portal PS-WV3-Y-1 until the Service provides such approval in writing.

On Tue, Nov 7, 2017 at 8:52 AM, Stahl, Megan D. <[MStahl@eqt.com](mailto:MStahl@eqt.com)> wrote:  
Tiernan/Sumalee,

Here is the proposed conservation measure for the remaining portal for your review. Please let me know your thoughts.

*MVP has agreed to submit to the Service for approval a site-specific plan to avoid adversely affecting federally listed bats that use portal PS-WV3-Y-1. MVP will not begin any project activities within 0.5 mile of PS-WV3-Y-1 until the Service provides such approval in writing.*

Megan

Megan Stahl  
Permitting Supervisor  
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[www.eqt.com](http://www.eqt.com)

To learn about EQT's sustainability efforts visit: <https://csr.eqt.com>

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**Tiernan Lennon**  
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Our office is working on Administration priority projects and we anticipate increased project review times ( $\geq 60$  days) and response times to phone calls and emails. Please be patient; we will address project reviews and messages as soon as we are able to.

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**Tiernan Lennon**

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