

**From:** [Steve Davis](#)  
**To:** [Jess, Robert RJ](#)  
**Cc:** [Gardiner, Dawn](#); [Mike Sagan](#); [Sally Weaver](#); [Candace Lee](#)  
**Subject:** RE: USFWS agreement  
**Date:** Wednesday, September 16, 2015 3:15:12 PM  
**Importance:** High

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I completely missed that email, apologies...

Sally – please see below; can be added to the agreement filing.

Candace – please see below; Rob's email includes the address to mail one of the originals to.

Thanks!

**From:** Jess, Robert [mailto:[robert\\_jess@fws.gov](mailto:robert_jess@fws.gov)]  
**Sent:** Wednesday, September 16, 2015 5:13 PM  
**To:** Steve Davis  
**Subject:** Fwd: USFWS agreement

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

From: **Jess, Robert** <[robert\\_jess@fws.gov](mailto:robert_jess@fws.gov)>  
Date: Mon, Sep 14, 2015 at 7:10 AM  
Subject: Re: USFWS agreement  
To: Steve Davis <[Steve@spacex.com](mailto:Steve@spacex.com)>  
Cc: "[dawn\\_gardiner@fws.gov](mailto:dawn_gardiner@fws.gov)" <[dawn\\_gardiner@fws.gov](mailto:dawn_gardiner@fws.gov)>, Mike Sagan <[Michael.Sagan@spacex.com](mailto:Michael.Sagan@spacex.com)>, Sally Weaver <[Sally.Weaver@spacex.com](mailto:Sally.Weaver@spacex.com)>, Candace Lee <[Candace.Lee@spacex.com](mailto:Candace.Lee@spacex.com)>

Steve,

The changes are fine and the USFWS signature of Aaron Archibeque is still applicable

Please send one original to my address at

Robert Jess  
South Texas Refuge Complex  
3325 South Green Jay Road  
Alamo, Texas 78516

Thanks again Steve, Glad to finally get this one done!

rob

On Fri, Sep 11, 2015 at 12:33 PM, Steve Davis <[Steve@spacex.com](mailto:Steve@spacex.com)> wrote:  
Hi Rob,

I made the changes per the email below (and some other editorial/typo-fixing ones) in the document and have signed. I have attached:

1. The Word Doc which shows the changes
2. The signed PDF (I also initialed each page)

Can you please **either**:

1. Send us an email saying that the changes are fine and the USFWS signature is still applicable
2. Have Aaron initial the pages as I did

Also, please let me know to which address we should mail the original.

Besides that, it has been a long process, but congrats to both parties for the signed document!  
We are excited to work with you on this and other projects.

Thanks,  
Steve

**From:** Jess, Robert [mailto:[robert\\_jess@fws.gov](mailto:robert_jess@fws.gov)]  
**Sent:** Wednesday, September 09, 2015 2:23 PM  
**To:** Steve Davis  
**Subject:** Re: USFWS agreement

Steve,  
With that being such a minor change, I'm not going to have Aaron re-sign the document- please just add it in and send back with all of the signatures including what Aaron has already signed- we will have a signed and completed document at that point! (we will only need one of the original signed documents)- thanks much!  
rob

On Fri, Sep 4, 2015 at 2:07 PM, Steve Davis <[Steve@spacex.com](mailto:Steve@spacex.com)> wrote:  
Hi Rob,

Thanks for the note.

Mike (SpaceX attorney; cc'd) looked it over and, as written, the hire could theoretically happen immediately after signature (even though I know this is neither party's intent). Thus, he recommended the change below to Section IV.A (as well as updating the date on the agreement from last February to September 2015). Does this work for you? If so, we will sign it and send it over to you for countersigning. Note that we would like to have the LEO working early in the process, but, because we are now looking like we are not launching until early 2018 (please keep that close-hold), it seems premature to hire a LEO now. Does this seem reasonable?

Please let me know if the proposed change works for you.

Thanks,  
Steve

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FROM

Provide advance payment (on a rolling one-year basis) for direct costs for one law enforcement officer (1 GS 1801-5/7/9- salary plus benefits) for the term of this Agreement.

TO

Provide advance payment (on a rolling one-year basis) for direct costs for one law enforcement officer (1 GS 1801-5/7/9- salary plus benefits) beginning twelve months (or such longer period of time as may mutually be agreed in writing between SpaceX and STRC) prior to SpaceX's first launch attempt from the SpaceX Texas Launch Site.

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**From:** Jess, Robert [mailto:[robert\\_jess@fws.gov](mailto:robert_jess@fws.gov)]  
**Sent:** Wednesday, September 02, 2015 8:54 AM  
**To:** Steve Davis  
**Cc:** [dawn\\_gardiner@fws.gov](mailto:dawn_gardiner@fws.gov); Mike Sagan  
**Subject:** Re: USFWS agreement

Steve,

we looked through the agreement to ensure there's no preemptive mechanism to force a hire and there's not. To us this means there's will be no hiring of anyone until we both agree to do so...

As mentioned, the biggest concern is again in the timing of hiring the law enforcement officer. I maintain that we should get the individual on as soon as possible, especially as the issues at Boca Chica continue to support the need. When we send LE to the site- its often not finding a felony issue but rather trying to determine which felony issue to address. A full time officer would alleviate the issue, especially if we developed a canine officer as I mentioned.

Either way Steve, I suggest we move ahead and sign the document...

rob

On Tue, Sep 1, 2015 at 4:41 PM, Steve Davis <[Steve@spacex.com](mailto:Steve@spacex.com)> wrote:  
Hi Rob,

Thanks for chatting earlier.  
Per convo, we are definitely still good on the agreement terms.

I just caught up with our launch schedulers and it looks like early 2018 is most likely for first launch (please keep this close hold). Thus, it is a bit early to hire the security person now.

Given that, what is the best path forward? We could:

1. Wait on signing (not preferable)
2. Sign an amendment saying security person not hired until we both agree w/ the intent being to activate them approx. 15 months before launch (not ideal as then there are 2 doc's)
3. Update the agreement to reflect this – we would sign and send to you (preferred of the three)
4. Other idea?

I cc'd Mike sagan, the SpaceX attorney in charge of this doc as well in case there are any questions about it.

Please let me know your preferred way forward...thanks!  
Steve

Steve Davis | Director of Advanced Projects  
Space Exploration Technologies (SpaceX)  
1030 15th Street, NW|Suite 220 E|Washington|D.C.|20005  
p: +1.202.649.2711 | c: +1.310.245.2197  
[steve@spacex.com](mailto:steve@spacex.com) | [www.spacex.com](http://www.spacex.com)

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robert jess  
project leader  
south texas refuge complex  
alamo, texas

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robert jess  
project leader  
south texas refuge complex  
alamo, texas

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robert jess  
project leader  
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