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saveSFbay.org

December 20, 2018

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

To whom it may concern:

Save The Bay, founded in 1961, is the oldest and largest regional organization working to protect and restore San Francisco Bay. Since 2007, Save The Bay has been working to prevent a massive Bay-fill development plan proposed for a restorable salt pond in Redwood City.

Pursuant to the federal Freedom of Information Act, 5 U.S.C § 552, Save The Bay is submitting a request for any and all documents and any and all information regarding communications within and between USEPA Region 9 or USEPA Headquarters, or between and among any USEPA office or individual and Cargill Inc., Cargill Salt Co., DMB Associates, DMB Inc., DMB Pacific Ventures or Redwood City Saltworks, with any relevance to any request for jurisdictional determination on the Redwood City salt pond site.

Specifically, we are requesting the following:

1. Any documents and records (mail or email correspondence, records of meetings and/or phone calls, etc.) written or sent by any director, officer, consultant or person affiliated with USEPA, from March 2015, to the present, related to consideration of or preparation of a jurisdictional determination on the Redwood City salt pond site, including but not limited to a Special Case Report prepared in or after November 2016.

2. Any documentation submitted to USEPA by Cargill, DMB Associates, and/or Redwood City Saltworks pertaining to Cargill's salt pond property in Redwood City.

3. Any data or information collected by or generated by USEPA or its consultants, pertaining to Cargill's salt pond property in Redwood City.

The information requested should be supplied without cost pursuant to 5 U.S.C § 552 (a)(4)(A)(iii). Save The Bay is a nonprofit tax-exempt charitable organization with a history of interest in wetlands protection, acquisition and restoration stretching back fifty years, to our founding in 1961. We have taken an active interest in Clean Water Act (CWA), Rivers &

Harbors Act (R&HA) and California Environmental Quality Act (CEQA) regulations, policies, implementation, and enforcement.

The public has a direct interest in transparency and accountability pertaining to the determination of jurisdiction and the handling of proposed development onCargill's salt ponds – property that has been identified by the U.S. Congress as a priority for inclusion in the federal Don Edwards National Wildlife Refuge. Save The Bay's public outreach and education efforts related to the Cargill development plan have led to greater public attention to and awareness of wetland restoration issues, including media coverage as well as regular email communication. Information we have gathered also informs our interaction with the public and public agencies on these matters. These actions demonstrate our ongoing commitment to wetland issues and the public interest in wetlands, in Section 404 and 401 of the CWA, the R&HA and CEQA.

We appreciate you providing materials in electronic format where feasible.

If I can provide any clarification that will help expedite your attention to this request, please contact me at (510) 463-6802.

Thank you for your attention to this request.

Sincerely,

David Lewis

David Lewis
Executive Director