Message

**From**: Fotouhi, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FEBAF0D56AAB43F8A9174B18218C1182-FOTOUHI, DA]
**Sent**: 4/26/2018 1:28:11 PM
**To**: Mills, Derek [Mills.Derek@epa.gov]
**Subject**: FW: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing
**Attachments**: DRAFT_Clarification Letter-4-24-18-External Distribution.docx; DRAFT_Clarification Letter-4-24-18-External Distribution - Blackline.pdf; 20150130_SOL to EPA re Maine WQS and Tribal Fishing Rights.pdf

For Matt's notebook this evening.

**David Fotouhi**

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**From:** Scherer, Kyle [mailto:kyle.scherer@sol.doi.gov]
**Sent:** Wednesday, April 25, 2018 6:36 PM
**To:** Jeffrey.Wood@usdoj.gov; Grant, Eric (ENRD) <Eric.Grant@usdoj.gov>; Jonathan.Brightbill@usdoj.gov; Alexander, Craig (ENRD) <Craig.Alexander@usdoj.gov>; Daron Carreiro <daron.carreiro@usdoj.gov>; Tracy.Toulou2@usdoj.gov; Carson, Davida <David.a.Carson@usdoj.gov>; Leopold, Matt <Leopold.Matt@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
**Cc:** Daniel Jorjani <daniel.jorjani@sol.doi.gov>; Eric Shepard <eric.shepard@sol.doi.gov>; Matthew Kelly <matthew.kelly@sol.doi.gov>; Middleton, Brandon <brandon.middleton@sol.doi.gov>
**Subject:** DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

DOJ and EPA teams,

Thank you all very much for providing formal and informal comments to the draft clarification letter regarding the Maine Tribes' subsidiary treaty rights to water quality. Please find attached a revised version of the clarification letter that attempts to address the concerns raised by both the Department and EPA, along with a redline against the version most recently circulated.

If you have any outstanding and serious objections, or wish to discuss any perceived fatal flaws, please feel free to reach out directly to me or Eric Shepard by COB on Friday, April 27th. Thank you.

Regards,

Kyle Scherer
Acting Deputy Solicitor - Indian Affairs