Message

From: Leopold, Matt [Leopold.Matt@epa.gov]
Sent: 4/9/2018 2:12:26 AM
To: Neugeboren, Steven [Neugeboren.Steven@epa.gov]
CC: Ross, David P [ross.davidp@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Wehling, Carrie [Wehling.Carrie@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Messier, Dawn [Messier.Dawn@epa.gov]; Best-Wong, Benita [Best-Wong.Benita@epa.gov]; Goodin, John [Goodin.John@epa.gov]; Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]
Subject: RE: Potential approach for addressing ESA issues arising in Florida 404 assumption process

Thanks Steve.

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

From: Neugeboren, Steven
Sent: Sunday, April 8, 2018 10:12 PM
To: Leopold, Matt <Leopold.Matt@epa.gov>
Cc: Ross, David P <ross.davidp@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Messier, Dawn <Messier.Dawn@epa.gov>; Best-Wong, Benita <Best-Wong.Benita@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: Re: Potential approach for addressing ESA issues arising in Florida 404 assumption process

Yes we can take the lead in putting together language.

Carrie - Let's discuss this in the morning to put this in motion.

Sent from my iPhone

Steven Neugeboren
Associate General Counsel for Water
U.S. EPA
202-564-5488

On Apr 8, 2018, at 9:41 PM, Leopold, Matt <Leopold.Matt@epa.gov> wrote:

Ex. 5 Deliberative Process (DP)

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

From: Neugeboren, Steven
Sent: Wednesday, April 4, 2018 10:07 AM

To: Ross, David P <ross.davidp@epa.gov>; Leopold, Matt <Leopold.Matt@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Messier, Dawn <Messier.Dawn@epa.gov>; Best-Wong, Benita <Best-Wong.Benita@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: RE: Potential approach for addressing ESA issues arising in Florida 404 assumption process

Dave – I have been out of the office Ex. 6 Personal Privacy (PP) since you're note came in so am just responding now on this but will circle back with folks who have probably been batting this around in my absence. But my initial reaction pending those discussions is the objectives you identify sound generally workable to me.

Steve Neugeboren
Associate General Counsel for Water
U.S. EPA
1200 Pennsylvania Ave., NW
Washington, DC 20460
202 (564-5488)

From: Ross, David P
Sent: Sunday, March 25, 2018 2:34 PM
To: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Leopold, Matt <Leopold.Matt@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Messier, Dawn <Messier.Dawn@epa.gov>; Best-Wong, Benita <Best-Wong.Benita@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: Re: Potential approach for addressing ESA issues arising in Florida 404 assumption process

Thanks Steve. I think this is an interesting approach and may provide the flexibility that folks are seeking. It is creative.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Happy to kick this around some more, but I think you are aiming in the right direction.

Thanks!

Dave

Sent from my iPad

On Mar 24, 2018, at 7:23 PM, Neugeboren, Steven <Neugeboren.Steven@epa.gov> wrote:

> Dave - At Matt's request WLO has worked to develop an approach to help address concerns raised by Florida and stakeholders with regard to state assumption and federally listed species – Ex. 5 AC/DP
>
> Ex. 5 AC/DP
>
> We developed the attached paper and briefed Matt last week and he thought it was a promising approach so asked us to share it with you.
>
> I am Ex. 6 Personal Privacy (PP) so if you have any question or would like to discuss you can reach out to Carrie Wehling.
>
> John – sharing with you all per our conversation on Friday. We discussed this approach with Phil in the region but have not shared the paper as of yet. I suggest outreach to them be coordinated between OW and OGC.
>
> Steve Neugeboren
> Associate General Counsel for Water
> U.S. EPA
> 1200 Pennsylvania Ave., NW
> Washington, DC 20460
> 202 (564-5488)
>
> <FL Assumption ESA Hot issues paper 03-22-18.docx>