Message

From: Calli, Rosemary [Calli.Rosemary@epa.gov]
Sent: 10/24/2018 4:16:16 PM
To: Kupchan, Simma [Kupchan.Simma@epa.gov]; Mcgill, Thomas [Mcgill.Thomas@epa.gov]; Hicks, Matt [Hicks.Matthew@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]
Subject: anonymized FDEP-EPA MOA - RE: Questions about sharing FL MOA
Attachments: FL EPA MOA 9.21.18 (10.22.18 conforming ESA changes by asw).docx

Here's the anonymized version. Please note that any further tracked changes or comments will also be anonymized to "Author" unless you reverse the settings like so:

File > Info > Options > Trust Center > Trust Center Settings > Privacy Options > uncheck "Remove personal information from file Properties on save"
...and also from that point click Document Inspector > uncheck "Document Properties and Personal Information"

From: Kupchan, Simma
Sent: Wednesday, October 24, 2018 12:07 PM
To: Calli, Rosemary <Calli.Rosemary@epa.gov>
Subject: RE: Questions about sharing FL MOA

Sorry about that; here it is. If you can anonymize, that would be great! Otherwise, I can do it after 1:30. Thanks for the instructions.

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: Calli, Rosemary
Sent: Wednesday, October 24, 2018 11:51 AM
To: Kupchan, Simma <Kupchan.Simma@epa.gov>
Subject: RE: Questions about sharing FL MOA

Hey – I don't actually see any tracked changes. Is there a different redline version?

From: Kupchan, Simma
Sent: Wednesday, October 24, 2018 11:46 AM
To: Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Cc: Wade, Alexis <Wade.Alexis@epa.gov>
Subject: RE: Questions about sharing FL MOA

Here is the redlined version. Do you know how to anonymize comments? David was clear that if we share redlines, comments need to be anonymized. Can you guys do that, and send to me? If you don't know how, I will figure it out.

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202-564-3105

From: Mcgill, Thomas
Sent: Wednesday, October 24, 2018 11:28 AM
To: Kupchan, Simma <Kupchan.Simma@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Cc: Wade, Alexis <Wade.Alexis@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>
Subject: RE: Questions about sharing FL MOA

Thanks Simma. If you have a redlined version of the EPA-FDEP MOA, would you please share that? I shared the clean version of the EPA-FDEP MOA yesterday with Water Division management to forward to the RA, but have not yet communicated that David F give the green light to send to FDEP.

Matt and Mita – Let's talk before we have any further follow-up with the RA to make sure we're coordinated on our messaging on this. Thanks.

From: Kupchan, Simma
Sent: Wednesday, October 24, 2018 11:05 AM
To: Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>
Cc: Wade, Alexis <Wade.Alexis@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>
Subject: RE: Questions about sharing FL MOA

Correction – the Corps MOA I sent does have anonymous redlines. You can share those, or a clean version. Thanks.

Simma Kupchan
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202-564-3105

From: Kupchan, Simma
Sent: Tuesday, October 23, 2018 2:03 PM
To: 'Thomas Mcgill (Mcgill.Thomas@epa.gov)' <Mcgill.Thomas@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>
Cc: Wade, Alexis <Wade.Alexis@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>
Subject: RE: Questions about sharing FL MOA

David Fotouhi just gave me the green light – your RA can share these documents with FDEP. Thanks.

Simma Kupchan
EPA Office of General Counsel
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WJC North Building # 7426Q
202-564-3105

From: Kupchan, Simma
Sent: Tuesday, October 23, 2018 12:11 PM
To: Thomas Mcgill (Mcgill.Thomas@epa.gov) <Mcgill.Thomas@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Calli,

Rosemary <Calli.Rosemary@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>
Subject: FW: Questions about sharing FL MOA

Our Front Office said R4 can share these with the RA but asked that the RA not circulate to FDEP. OW and OGC senior leadership would like to discuss the path forward first among themselves.

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From: Kupchan, Simma
Sent: Monday, October 22, 2018 5:10 PM
To: Fotouhi, David <fotouhi.david@epa.gov>
Cc: Steven Neugeboren <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Carrie Wehling <Wehling.Carrie@epa.gov>
Subject: Questions about sharing FL MOA

Hi David,

More on Florida! Following more questions received from R4, could you let us know whether you are comfortable with us:
(1) sending the latest version of the redlined and clean MOAs (attached) to R4 for transmission to their RA that shows your comments, or whether we should only send the clean version;
(2) whether the RA should share the MOA as a whole with FDEP.

We would be clear that in discussions with FL, the RA would characterize the draft MOA as still tentative, given that we are still working on the 5-way process, and also because FDEP continues to raise new questions about other aspects of the agreement based on discussions with stakeholders.

(FYI, according to Mindy Eisenberg, Dave Ross thought we were going to send our latest draft of the FL-EPA MOA today as our final offer. They did not seem to be aware that we would not be finalizing it until we resolve the 5-way process.)

Thanks very much for your attention on this.

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