Message

**From:** Ross, David P [ross.davidp@epa.gov]
**Sent:** 10/29/2020 2:30:41 AM
**To:** Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]
**CC:** Goodin, John [Goodin.John@epa.gov]
**Subject:** Fwd: Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act
**Attachments:** DELIBERATIVE_Shrimp EFH in FL.docx; ATT00001.htm

Sent from my iPhone

Begin forwarded message:

> **From:** "Ross, David P" <ross.davidp@epa.gov>
> **Date:** October 28, 2020 at 9:25:25 PM CDT
> **To:** "Walker, Mary" <walker.mary@epa.gov>, "Gettle, Jeaneanne" <Gettle.Jeaneanne@epa.gov>
> **Cc:** "Fotouhi, David" <Fotouhi.David@epa.gov>
> **Subject: Fwd: Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act**
>
> Mary and Jeaneanne,
>
> Owen has performed a preliminary review of the shrimp EFH issue raised by the commenter, who I understand may be a federal employee submitting comments through the public docket. Please have the team Ex. 5 Deliberative Process (DP)
> Ex. 5 Deliberative Process (DP)
> Ex. 5 Deliberative Process (DP) etc. Thanks.
>
> Dave
>
> Sent from my iPhone
>
> Begin forwarded message:
>
>> **From:** "McDonough, Owen" <mcdonough.owen@epa.gov>
>> **Date:** October 28, 2020 at 9:10:38 PM CDT
>> **To:** "Ross, David P" <ross.davidp@epa.gov>
>> **Cc:** "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Mejias, Melissa" <mejias.melissa@epa.gov>
>> **Subject: RE: Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act**
>>
>> DELIBERATIVE
>>
>> Dave, attached are NOAA EFH Mapper screenshots for shrimp EFH. Shrimp EFH is primarily mapped in the Gulf of Mexico, but also in a very small number of Florida inland waters. I cross-walked all of these waterbodies with USACE Jacksonville District's RHA Section 10 List, and all of them are included on the list. As such, they are not assumable by Florida under CWA Section 404(g). (Note that there is no shrimp EFH in the South Atlantic Region which encompasses the Atlantic coast of Florida.)

Owen

**From:** Ross, David P <ross.davidp@epa.gov>
**Sent:** Wednesday, October 28, 2020 3:52 PM
**To:** McDonough, Owen <mcdonough.owen@epa.gov>
**Subject:** Fwd: Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act

Sent from my iPhone

Begin forwarded message:

> **From:** "Walker, Mary" <walker.mary@epa.gov>
> **Date:** October 27, 2020 at 9:42:59 PM CDT
> **To:** "Ross, David P" <ross.davidp@epa.gov>, "Fotouhi, David" <Fotouhi.David@epa.gov>
> **Subject: FW: Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act**
>
> *Deliberative/Predecisional*
>
> Dave and David,
>
> I'm going to miss tomorrow's call – as it is in the middle of an event with the Administrator. Apparently, a new issue that has arisen – raised by NMFS. (See note from Jeaneanne below.) I will work to catch you, Dave, by phone sometime tomorrow to follow up.
>
> Talk to you soon,
> Mary
>
> **From:** Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>
> **Sent:** Tuesday, October 27, 2020 4:12 PM
> **To:** Walker, Mary <walker.mary@epa.gov>
> **Cc:** Ashbee, Blake <ashbee.blake@epa.gov>; Blevins, John <Blevins.John@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>; Jones, Aaryn <Jones.Aaryn@epa.gov>; Allenbach, Becky <Allenbach.Becky@epa.gov>
> **Subject:** Deliberative: Assumption - Essential Fish Habitat consultation under the Magnuson-Stevens Act
>
> Deliberative – Do Not Release
>
> Mary,
>
> As a reminder I will not be on the bi-weekly call tomorrow with OW/OGC/OECA and Region 4. It was rescheduled to a time when I will be on a plane. I am not sure if you are available either, but wanted to make you aware of an issue that has come up and that will be touched on during the call.

# Ex. 5 Deliberative Process (DP)

As I said, I wanted you to have a heads up so that you didn't learn of this on the call but if you are not on the call, I will plan to update you on Friday with any outcomes and next steps.

If you would like to discuss this further before the call, I am available this afternoon until about 4:45 or after 8:15 this evening. I will be leading our public hearing this evening from 5 – 8:15.

Safe travels

Jeaneanne