To: Allnutt, David[Allnutt.David@epa.gov]; Palomaki, Ashley[Palomaki.Ashley@epa.gov]; Owens, Kim[Owens.Kim@epa.gov]; Vaughan, Molly[Vaughan.Molly@epa.gov]; Nogi, Jill[nogi.jill@epa.gov]; Szerlog, Michael[Szerlog.Michael@epa.gov]
From: McGrath, Patricia
Sent: Tue 1/16/2018 8:36:01 PM
Subject: FW: Cooperating Agency Coordination Plan for DA Permit Application 2017-271, Pebble Limited Partnership
01_13_2018_Revised_draft_Cooperating_Agency_Plan.docx

All-

Forwarded is an email message from Sheila with a revised Cooperating Agency Plan. There are a few changes from the previous version. For example a section on dispute resolution was added.

I had a conversation with Sheila this morning, below is a summary:

Regarding the Cooperating Agency Plan

-

- The Corps intends to move forward with the Cooperating Agency Plan arrangement. The Corps is not utilizing an MOU since they don't believe that it adds efficiency to the process and it is not required in the NEPA regulations. It is easier to add cooperating agencies and make changes to a plan rather than to an MOU where signatures are needed from all parties. In addition the Corps may be asking for specific things from the different agencies that can be included in a letter of invite to the particular cooperating agency. The Corps' counsel agreed with this approach

-

- None of the other potential cooperating agencies asked for an MOU.

Regarding the Jan 18 meeting

- Morning session of the meeting will be overview by PLP and Q&A

- Afternoon session will be agency-only discussion of the Cooperating Agency Plan, schedule, purpose & need statement, next steps

o The intent is for a working session out of which there would be a revised Cooperating Agency Plan that would be subject to further review

- The Corps is not including attorneys

Ashley, Kim, and Molly, if you have time I would appreciate your review of the Cooperating Agency Plan. I had sent Sheila the Nanushuk MOU as an example, and except for the dispute section it does not appear that any other parts of the MOU were used in the Cooperating Agency Plan, i.e. there is nothing on confidentiality or FOIA (but I did not see FOIA in Nanushuk MOU).

Please send me any comments by noon tomorrow or we can meet tomorrow morning to discuss.

Thanks - Patty

-----Original Message-----
From: Newman, Sheila M CIV USARMY CEPOA (US)
[mailto:Sheila.M.Newman@usace.army.mil]
Sent: Saturday, January 13, 2018 9:15 AM
To: John.mccall@bsee.gov; David.M.Seris@uscg.mil; linda.daugherty@dot.gov; Kyle.moselle@alaska.gov; jeddins@achp.gov; Douglas_Cooper@fws.gov; Greg.balough@noaa.gov; Doug.Limpinsel@noaa.gov; Jolie.Harrison@noaa.gov; McGrath, Patricia <mcgrath.patricia@epa.gov>; JAMES, William L CIV USARMY CELRD (US) <William.L.James@usace.army.mil>
Cc: POA Special Projects <poaspecialprojects@usace.army.mil>; Newman, Sheila M CIV USARMY CEPOA (US) <Sheila.M.Newman@usace.army.mil>; McCoy, Shane M CIV USARMY CEPOA (US) <Shane.M.Mccoy@usace.army.mil>
Subject: Cooperating Agency Coordination Plan for DA Permit Application 2017-271, Pebble Limited Partnership

Ladies and gentlemen,

Thank you for your review and input into the Cooperating Agency Coordination Plan. I have

made changes based on corrections and input received and have attached the revised document. This plan will be our first discussion topic during our afternoon session on Thursday. I will also have copies available during the meeting.

Looking forward to meeting you all.

Vr

Sheila

Sheila Newman

Program Manager

Regional Regulatory Division

USACE-Alaska

907-753-5556