> ---------- Forwarded message ----------

> From: >

Date:

> Subject:

> To: >

>

> FWS.

>

> ---------- Forwarded message ----------

> From:

> To:

> Cc:

> Date:

> Subject:

>

>

> -----Original Message-----

> From: Kunz, Cindi A CIV NAVFAC NW, OP3E22

> Sent: Thursday, August 20, 2015 4:18 PM

> To: Goodman, Layna A CIV NAVFAC NW, OP3E21;

> Subject: FW: Time for a Quick Call (Attorney Client Privileged Information)

>

> Layna / Mike,

>

> You should be aware of this; Amy may have been keeping you informed and, if

> so, sorry for duplicate info.

>

> The Draft BO's are due to the Navy by September 8 in order for the NWTT ROD

> to stay on schedule, but they cannot achieve this without Navy assistance

> and a miracle.

>

> Cindi

>

>

> -----Original Message-----

> From: Mosher, John G CIV COMPACFLT, N465JM

> Sent: Wednesday, August 19, 2015 4:46 PM

> To: Schroeder, Dawn E CIV OPNAV, N45; Ebert, Mary K CIV OPNAV, N45;

> Morrison, Jillian L CIV NAVSEA, SEA 00L; Levitt, Susan G CIV NSWCCD Code

> 10; Malik, Joan M CDR COMPACFLT, N465JMM; Kirby, Tracy D LCDR COMPACFLT,

> N465TK; Kunz, Cindi A CIV NAVFAC NW, OP3E22; Buonantony, Danielle M CIV

> OPNAV, N45; Kler, Kimberly H CIV NAVFAC NW, OP3E21; Gluch, Nora CIV NAVSEA

> 04, 04RE; Paraskevas, Nicholas M. CIV NAVAIR AIR-1.6; Kirby, Tracy D LCDR

> COMPACFLT, N465TK; Johnson, Chip CIV COMPACFLT, N465CJ; Balla-Holden,

> Andrea N CIV COMPACFLT, N465ABH; Van Name, John P CIV COMPACFLT, N465JV;

> Foster, Larry M CIV COMPACFLT, N465; Dellapina, Krista CAPT OPNAV, N4;

> Kurek, Matthew B CDR,OPNAV N4; Serbanos, Tina M CIV NAVSEA, SEA 00L;

> Knight, Kelly K CIV OPNAV, N4

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> All - Wanted to summarize today's NWTT call with FWS. The call was attended

> by Kelly, Cindi, Kimberly and me, and for FWS, Martha Jensen and Jim Muck.

> Our call happened at the same time as Danielle's call with Lindsy at FWS.

>

> The focus was mostly on discussing FWS' difficulties in completing the

> consultation on time, and how me might help them stay on track. They

> definitely feel that they will NOT likely be able to get us a complete

> Draft BO prior to 11 Sep, but have not given up on that goal. They

> acknowledged their commitment to the 135-day consultation timeline, which

> requires them to complete by 4 Oct. This would still be in time for our

> planned ROD date, but would not allow for our planned FEIS filing date of

> 18 Sep.

>

> I would like to explore the possibility of getting ASN(EI&E) approval to

> release the FEIS even without having a Draft BO from FWS. We did not

> discuss it with FWS today, but maybe we could request assurances from FWS

> that we would not have any jeopardy conclusions in advance of a Draft BO to

> support this COA (there certainly have not been any indications that we

> might be anywhere close to a jeopardy call)?

>

> The other option that we discussed, and seems to be FWS' desire, is to

> extend the existing NWTRC BO to allow those activities to continue while

> the consultation is completed. We explained that this option required more

> Navy discussion. We did not reach an agreed upon length to such an

> extension, if it were to happen, but FWS seemed to want something longer

> term such as several months.

>

> We also discussed how we might help FWS in completing their BO, and most

> specifically agreed to help them write the Proposed Action part of the BO.

> Kelly has requested that part of NMFS' BO from Stan and is awaiting that

> approval. This would be a good start, though we would likely need to add

> some activities/areas not addressed by NMFS (aircraft activities) and FWS

> though we would need to add more detail on where specific activities occur.

> The other section we discussed maybe assisting with was the Environmental

> Baseline; again possibly starting with what NMFS has done and adding info

> based on the previous FWS BOs.

>

> The explosive and sonar criteria that are still being looked at by both FWS

> and NMFS are a factor in drafting the BO, but did not seem to be the long

> pole. That seemed to be more limited time and limited manpower in actually

> writing the various sections (they have 1 person at FWS responsible for the

> BO with minor assistance).

>

> Kelly, Cindi & Kimberly - Please add if I missed some key points.

>

> V/r John

>

> -----Original Message-----

> From: Schroeder, Dawn E CIV OPNAV, N45

> Sent: Wednesday, August 19, 2015 10:17 AM

> To: Morrison, Jillian L CIV NAVSEA, SEA 00L; Levitt, Susan G CIV NSWCCD

> Code 10; Malik, Joan M CDR COMPACFLT, N465JMM; Mosher, John G CIV

> COMPACFLT, N465JM; Ebert, Mary K CIV OPNAV, N45; Kunz, Cindi A CIV NAVFAC

> NW, OP3E22; Buonantony, Danielle M CIV OPNAV, N45; Kler, Kimberly H CIV

> NAVFAC NW, OP3E21; Gluch, Nora CIV NAVSEA 04, 04RE; Paraskevas, Nicholas M.

> CIV NAVAIR AIR-1.6; Kirby, Tracy D LCDR COMPACFLT, N465TK; Johnson, Chip

> CIV COMPACFLT, N465CJ; Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Van

> Name, John P CIV COMPACFLT, N465JV; Foster, Larry M CIV COMPACFLT, N465;

> Dellapina, Krista CAPT OPNAV, N4; Kurek, Matthew B CDR,OPNAV N4; Serbanos,

> Tina M CIV NAVSEA, SEA 00L; Knight, Kelly K CIV OPNAV, N4

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> To All - I just spoke with Kelly Ebert and John Mosher. The call today

> with USFWS will be SME focused and only discussing how USFWS can meet our

> due dates. Criteria and extensions of existing BOs will not be discussed.

> Please stand by and once we have more information from this meeting we can

> regroup and discuss next steps.

>

> Thank you.

>

> Regards,

> Dawn

>

> -----Original Message-----

> From: Schroeder, Dawn E CIV OPNAV, N45

> Sent: Wednesday, August 19, 2015 12:30 PM

> To: Morrison, Jillian L CIV NAVSEA, SEA 00L; Levitt, Susan G CIV NSWCCD

> Code 10; Malik, Joan M CDR COMPACFLT, N465JMM; Mosher, John G CIV

> COMPACFLT, N465JM; Ebert, Mary K CIV OPNAV, N45; Kunz, Cindi A CIV NAVFAC

> NW, OP3E22; Buonantony, Danielle M CIV OPNAV, N45; Kler, Kimberly H CIV

> NAVFAC NW, OP3E21; Gluch, Nora CIV NAVSEA 04, 04RE; Paraskevas, Nicholas M.

> CIV NAVAIR AIR-1.6; Kirby, Tracy D LCDR COMPACFLT, N465TK; Johnson, Chip

> CIV COMPACFLT, N465CJ; Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Van

> Name, John P CIV COMPACFLT, N465JV; Foster, Larry M CIV COMPACFLT, N465;

> Dellapina, Krista CAPT OPNAV, N4; Kurek, Matthew B CDR,OPNAV N4; Serbanos,

> Tina M CIV NAVSEA, SEA 00L; Knight, Kelly K CIV NAVFAC LANT, EV

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> I wanted to remind everyone we have had preliminary input regarding our

> permits and possible expirations. Please see attached for input received

> on 12 August.

>

> Regards,

> Dawn

>

> -----Original Message-----

> From: Morrison, Jillian L CIV NAVSEA, SEA 00L

> Sent: Wednesday, August 19, 2015 12:24 PM

> To: Levitt, Susan G CIV NSWCCD Code 10; Malik, Joan M CDR COMPACFLT,

> N465JMM; Mosher, John G CIV COMPACFLT, N465JM; Ebert, Mary K CIV OPNAV,

> N45; Kunz, Cindi A CIV NAVFAC NW, OP3E22; Buonantony, Danielle M CIV OPNAV,

> N45; Schroeder, Dawn E CIV OPNAV, N45; Kler, Kimberly H CIV NAVFAC NW,

> OP3E21; Gluch, Nora CIV NAVSEA 04, 04RE; Paraskevas, Nicholas M. CIV NAVAIR

> AIR-1.6; Kirby, Tracy D LCDR COMPACFLT, N465TK; Johnson, Chip CIV

> COMPACFLT, N465CJ; Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Van Name,

> John P CIV COMPACFLT, N465JV; Foster, Larry M CIV COMPACFLT, N465;

> Dellapina, Krista CAPT OPNAV, N4; Kurek, Matthew B CDR,OPNAV N4; Serbanos,

> Tina M CIV NAVSEA, SEA 00L

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> We're on a lunch break. Set the call, and I'll duck out.

>

>

> -----Original Message-----

> From: Levitt, Susan G CIV NSWCCD Code 10

> Sent: Wednesday, August 19, 2015 12:23 PM

> To: Malik, Joan M CDR COMPACFLT, N465JMM; Mosher, John G CIV COMPACFLT,

> N465JM; Ebert, Mary K CIV OPNAV, N45; Kunz, Cindi A CIV NAVFAC NW, OP3E22;

> Buonantony, Danielle M CIV OPNAV, N45; Schroeder, Dawn E CIV OPNAV, N45;

> Kler, Kimberly H CIV NAVFAC NW, OP3E21; Gluch, Nora CIV NAVSEA 04, 04RE;

> Paraskevas, Nicholas M. CIV NAVAIR AIR-1.6; Kirby, Tracy D LCDR COMPACFLT,

> N465TK; Johnson, Chip CIV COMPACFLT, N465CJ; Balla-Holden, Andrea N CIV

> COMPACFLT, N465ABH; Van Name, John P CIV COMPACFLT, N465JV; Foster, Larry M

> CIV COMPACFLT, N465; Dellapina, Krista CAPT OPNAV, N4; Kurek, Matthew B

> CDR,OPNAV N4; Morrison, Jillian L CIV NAVSEA, SEA 00L; Serbanos, Tina M CIV

> NAVSEA, SEA 00L

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> Tina is not available this week and Jill Morrison is covering, but Jill is

> in an all -day training today.

>

> I reviewed this situation with NAVSEA headquarters Legal and Technical last

> week, and we have consensus that NAVSEA risks remain that same until the

> new permits are in hand. NAVSEA activities would continue to be conducted

> as they are now: Keyport activities would be conducted and reported in

> compliance with the Keyport permits, and Carderock activities would be

> conducted with implementation of lookout and standoff measures which are

> similar to those required for Keyport.

>

> v/r

> Susan Levitt

> NSWCCD Code 1023

> 360-315-0282

>

>

> -----Original Message-----

> From: Malik, Joan M CDR COMPACFLT, N465JMM

> Sent: Wednesday, August 19, 2015 9:19 AM

> To: Mosher, John G CIV COMPACFLT, N465JM; Ebert, Mary K CIV OPNAV, N45;

> Kunz, Cindi A CIV NAVFAC NW, OP3E22; Buonantony, Danielle M CIV OPNAV, N45;

> Schroeder, Dawn E CIV OPNAV, N45; Kler, Kimberly H CIV NAVFAC NW, OP3E21;

> Levitt, Susan G CIV NSWCCD Code 10; Gluch, Nora CIV NAVSEA 04, 04RE;

> Paraskevas, Nicholas M. CIV NAVAIR AIR-1.6; Kirby, Tracy D LCDR COMPACFLT,

> N465TK; Johnson, Chip CIV COMPACFLT, N465CJ; Balla-Holden, Andrea N CIV

> COMPACFLT, N465ABH; Van Name, John P CIV COMPACFLT, N465JV; Foster, Larry M

> CIV COMPACFLT, N465; Dellapina, Krista CAPT OPNAV, N4; Kurek, Matthew B

> CDR,OPNAV N4; Morrison, Jillian L CIV NAVSEA, SEA 00L; Serbanos, Tina M CIV

> NAVSEA, SEA 00L

> Subject: Re: Time for a Quick Call (Attorney Client Privileged Information)

>

> If we are going to discuss this, woule like OPNAV legal on call and NAVSEA

> as bulk of activities not in prior EIS docs are Carderock, TPS, activities.

>

> V/r,

> Joan

> --------------------------

> Sent from my BlackBerry Wireless Handheld

>

>

> ----- Original Message -----

> From: Mosher, John G CIV COMPACFLT, N465JM

> Sent: Wednesday, August 19, 2015 06:15 AM

> To: Ebert, Mary K CIV OPNAV, N45; Kunz, Cindi A CIV NAVFAC NW, OP3E22;

> Buonantony, Danielle M CIV OPNAV, N45; Schroeder, Dawn E CIV OPNAV, N45;

> Kler, Kimberly H CIV NAVFAC NW, OP3E21; Levitt, Susan G CIV NSWCCD Code 10;

> Gluch, Nora CIV NAVSEA 04, 04RE; Paraskevas, Nicholas M. CIV NAVAIR

> AIR-1.6; Malik, Joan M CDR COMPACFLT, N465JMM; Kirby, Tracy D LCDR

> COMPACFLT, N465TK; Johnson, Chip CIV COMPACFLT, N465CJ; Balla-Holden,

> Andrea N CIV COMPACFLT, N465ABH; Van Name, John P CIV COMPACFLT, N465JV;

> Foster, Larry M CIV COMPACFLT, N465

> Subject: RE: Time for a Quick Call (Attorney Client Privileged Information)

>

> All - The additional question we need to answer is would the on-going

> activities that were not included in the expiring BO be able to continue

> (not included in NWTRC or Keyport EISs, but now in NWTT)? This would

> include pierside sonar, TPS and various NAVSEA testing activities. We are

> conducting these actions now without coverage, so I assume they could

> continue, but I feel we need to come to a legal consensus.

>

> V/r John

>

> -----Original Message-----

> From: Ebert, Mary K CIV OPNAV, N45

> Sent: Wednesday, August 19, 2015 5:51 AM

> To: Mosher, John G CIV COMPACFLT, N465JM; Kunz, Cindi A CIV NAVFAC NW,

> OP3E22; Buonantony, Danielle M CIV OPNAV, N45; Schroeder, Dawn E CIV OPNAV,

> N45; Kler, Kimberly H CIV NAVFAC NW, OP3E21

> Cc: Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Renken, Martin C CIV

> NAVSEA KPWA

> Subject: RE: Time for a Quick Call

>

> John,

>

> We've also been thinking about this potential COA. We would need to know

> which activities (and how many events) would be specifically excluded from

> implementation if the NWTRC BO is extended, hopefully for not more than 30

> days. Do you have that? That would cover training as well as testing, as

> we would need to know what's in NWTT that isn't in the Keyport BO. We

> would also need to know how a delay would impact readiness: e.g. costs,

> work-arounds, etc.

>

> Thanks, Kelly

>

> -----Original Message-----

> From: Mosher, John G CIV COMPACFLT, N465JM

> Sent: Tuesday, August 18, 2015 6:51 PM

> To: Kunz, Cindi A CIV NAVFAC NW, OP3E22; Buonantony, Danielle M CIV OPNAV,

> N45; Schroeder, Dawn E CIV OPNAV, N45; Kler, Kimberly H CIV NAVFAC NW,

> OP3E21

> Cc: Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Ebert, Mary K CIV OPNAV,

> N45; Renken, Martin C CIV NAVSEA KPWA

> Subject: RE: Time for a Quick Call

> Importance: High

>

> All - I just got off the phone with Martha Jensen with FWS; she wanted to

> talk about a number of concerns she has about completing the NWTT

> consultation on time (not criteria specifically). I requested we have a

> broader call to include Jim Muck and some from our NWTT team to discuss

> what we could do to help them (a written description of the proposed action

> was one thing she asked for). We tentatively set 1000-1100 tomorrow to have

> this call.

>

> She also brought up the possibility (again) of extending our current NWTRC

> authorization to allow more time to complete the NWTT consultation. I

> explained that this had potential complications for us, but would discuss

> this option some more on the Navy side.

>

> V/r John

>

> -----Original Message-----

> From: Kunz, Cindi A CIV NAVFAC NW, OP3E22

> Sent: Tuesday, August 18, 2015 3:32 PM

> To: Buonantony, Danielle M CIV OPNAV, N45

> Cc: Balla-Holden, Andrea N CIV COMPACFLT, N465ABH; Kler, Kimberly H CIV

> NAVFAC NW, OP3E21; Mosher, John G CIV COMPACFLT, N465JM; Ebert, Mary K CIV

> OPNAV, N45; Renken, Martin C CIV NAVSEA KPWA

> Subject: RE: Time for a Quick Call

>

> Hi Danielle,

>

> Thanks for making arrangements for your call with Lindsy tomorrow. I am

> wondering if it would be prudent to also include Jim Muck, since he is the

> consulting biologist? I know you want to maintain a small audience, but I

> think he would need to hear the discussions between both you and Lindsy.

>

> Thoughts?

>

> Cindi

>

> -----Original Message-----

> From: Buonantony, Danielle M CIV OPNAV, N45

> Sent: Tuesday, August 18, 2015 1:11 PM

> To: Kunz, Cindi A CIV NAVFAC NW, OP3E22; Balla-Holden, Andrea N CIV

> COMPACFLT, N465ABH; Kler, Kimberly H CIV NAVFAC NW, OP3E21; Mosher, John G

> CIV COMPACFLT, N465JM; Ebert, Mary K CIV OPNAV, N45; Renken, Martin C CIV

> NAVSEA KPWA

> Subject: FW: Time for a Quick Call

>

> FYI.. I was able to get a hold of Lindsy and set up a time tomorrow to have

> an informal call. I don't want to over power her with people so I will

> probably do this initial communication solo and hopefully set up a larger

> call with all the USFWS and Navy staff.

>

> Danielle

>

> -----Original Message-----

> From: Wright, Lindsy [mailto:lindsy\_wright@fws.gov]

> Sent: Tuesday, August 18, 2015 3:52 PM

> To: Buonantony, Danielle M CIV OPNAV, N45

> Subject: Re: Time for a Quick Call

>

> Hi Danielle, thank you for your email and phone message. Sorry I had hung

> up before I heard your request to talk. Martha let me know.

>

> I do have some questions I would love to discuss with you. Can we set up a

> time for you and I to talk tomorrow? I think you are three hours ahead, so

> maybe 1pm my time, 4pm your time?

>

>

>

> Lindsy Wright

> Fish and Wildlife Biologist

> US Fish and Wildlife Service

> 510 Desmond Drive SE, Lacey, WA 98503

>

> 360-753-6037

> lindsy\_wright@fws.gov

> http://www.fws.gov/wafwo <http://www.fws.gov/wafwo>

>

>

>

> On Tue, Aug 18, 2015 at 11:06 AM, Buonantony, Danielle M CIV OPNAV, N45 <

> danielle.buonantony@navy.mil> wrote:

>

>

> Lindsy,

>

> I was wondering if you had time for a quick call. I know you have

> been reviewing the Navy's proposal for the marbled murrelet and I'd like to

> just quickly discuss what we proposed and maybe answer any immediate big

> picture questions. I'd rather us be able to have a quick, informal talk to

> maybe allay some fears or any misconceptions about what we did off the bat.

>

> If you are available. My work line is listed in my signature block

> and I am available the rest of the afternoon.

>

> v/r

>

> Danielle Buonantony

> Marine Resources Specialist

> Chief of Naval Operations

> Energy and Environmental Readiness Division, N454

> 2000 Navy Pentagon, Rm 2D253

> Washington DC 20350-2000

> P: 703-695-5270

> F: 703-695-5222