Mark Graff - NOAA Federal

From:	Mark Graff - NOAA Federal
Sent:	Thursday, August 9, 2018 10:12 AM
To:	Stacey Nathanson - NOAA Federal
Subject:	Re: Weekly FOIA and High Visibility Requests
Attachments:	Final FOIA for whitetip bycatch data (2).pdf

Of course!--here you go.

Mark H. Graff
FOIA Officer/Bureau Chief Privacy Officer (BCPO)
National Oceanic and Atmospheric Administration
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On Thu, Aug 9, 2018 at 10:07 AM, Stacey Nathanson - NOAA Federal <stacey.nathanson@noaa.gov> wrote:

> Mark --
>
> Can I get a copy of the whitetip shark bycatch FOIA that EarthJustice submitted? Thanks!
>
> *Stacey*
>
> Stacey Nathanson
> Attorney-Advisor
> NOAA Office of the General Counsel
> Fisheries and Protected Resources Section
> Phone: 301-628-1614
> Email: Stacey.Nathanson@noaa.gov
>
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On Thu, Aug 9, 2018 at 9:54 AM, Mark Graff - NOAA Federal <mark.graff@noaa.gov> wrote:

> Good Morning,

Attached is the weekly report.

Incoming:

One request was submitted by Earthjustice on behalf of the Center for Biological Diversity (CBD). The request is seeking records related to whitetip shark bycatch. (DOC-NOAA-2018-001884). Earthjustice also represents Oceana who has a pending FOIA lawsuit against NOAA regarding records on dusky shark bycatch. CBD has filed two FOIA lawsuits against NOAA within the last two years.

Litigation:

In the *ERF v. NMFS* litigation, NOAA is reviewing a final set of potentially responsive records and preparing to file another declaration on Monday. The additional search and declaration are pursuant to the terms of the settlement agreement reached between the parties following the Settlement Conference attended by DOC/GC in that case. The original request sought records related to the Stockdale Memo. As to attorneys fees, NMFS has already paid the settlement amount of $55,000, and is finishing the last remaining items under that negotiated dismissal. A copy of the original Complaint, along with the Stipulation of Settlement and Dismissal filed with the Court outlining the present search and production, is attached.

In the *SGM v. DOC* litigation, NOAA issued another interim release on August 3, pursuant to the monthly production agreement between the parties. The original request sought records on weather modification and the reason for the confidentiality provision within the Operations and Workforce Analysis (OWA) project. A copy of the original Complaint, and the cover-letter from the most recent release, is attached.

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