UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Southeast Regional Office
263 13th Avenue North
St. Petersburg, Florida 33701
(727) 551-5762; FAX (727) 824-5341
http://sero.nmfs.noaa.gov

VIA UNITED PARCEL SERVICE

F/SER14:BJS
SER11-023
FOIA #2011-00281

JUL 12 2012

Katie Scharf
Deputy General Counsel
Council on Environmental Quality
722 Jackson Place, NW
Washington, D.C. 20503

RE: FOIA Request #2011-00281

Dear Ms. Scharf:

Enclosed you will find a copy of a request for agency records under the Freedom of Information Act (FOIA), 5 U.S.C. 552, from Catherine Kilduff, Staff Attorney, Center for Biological Diversity, to NOAA's National Marine Fisheries Service. Ms. Kilduff specifically requested the following information:

- All documents and communications related to consultation under the Endangered Species Act Section 7, 16 U.S.C. § 1536, with any federal agency regarding the National Contingency Plan Product Schedule prepared in accordance with 33 U.S.C. § 1321(d)(2)(G).

- All documents and communications related to consultation under the Endangered Species Act Section 7, 16 U.S.C. § 1536, with any federal agency regarding the use of dispersants during an oil spill response, including but not limited to consultation regarding Region 4 Regional Response Team Oil Spill Dispersant Use Policy (effective date October 8, 1996) or the Region 6 Dispersant Pre-Approval Guidelines and Checklist (initially approved January 10, 1995).

We located one e-mail document (12 pages) pertaining to this request, which is the exclusive or primary concern of the Council on Environmental Quality. Accordingly, per our governing regulations, 15 C.F.R. Part 4 (copy enclosed), we hereby refer the requester to you for further action related to the document.

A copy of the requested document is enclosed with this letter. Please be advised that we have released our portion of the document (four pages) to the requester. Please respond directly to the requester regarding the document and provide us with a copy of your letter.

If you have any questions, please contact Beverly J. Smith, Southeast Region FOIA Coordinator, at (727) 551-5762 or beverly.smith@noaa.gov.

Sincerely,

Roy E. Crabtree, Ph.D.
Regional Administrator

Enclosures

cc: Catherine Kilduff, Staff Attorney
Center for Biological Diversity