

From: [Fahey, Bridget](#)
To: [Maclin, Elizabeth B](#)
Subject: Re: draft public facing Down & Delisting Workplan
Date: Wednesday, September 29, 2021 6:30:37 AM

this looks good, feel free to send this and foreign spp to Gary so we can get 'em out there!

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From: Maclin, Elizabeth B <elizabeth_maclin@fws.gov>
Sent: Monday, September 27, 2021 5:57 PM
To: Fahey, Bridget <bridget_fahey@fws.gov>
Subject: FW: draft public facing Down & Delisting Workplan

Attached is the almost final workplan. I did not yet move the species to FY22 that will not make the FY21 proposed rule timeframe, and on second thought don't really think that we should given that they were listed in FY21 on the current public facing workplan. That said, we did move the R5 species to FY22 because they asked us to...

Also, below are Gary's comments and my responses. I'll send to him once you have a chance to review.

Elizabeth

Elizabeth Maclin (she/her/hers)
Branch Chief for [Delisting](#) & [Foreign Species](#)
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From: Frazer, Gary D <gary_frazer@fws.gov>
Sent: Tuesday, July 27, 2021 1:37 PM
To: Maclin, Elizabeth B <elizabeth_maclin@fws.gov>
Cc: Fahey, Bridget <bridget_fahey@fws.gov>
Subject: Re: draft public facing Down & Delisting Workplan

See comments below.

Gary Frazer (he/him)
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From: Maclin, Elizabeth B <elizabeth_maclin@fws.gov>

Sent: Friday, July 9, 2021 3:05 PM

To: Frazer, Gary D <gary_frazer@fws.gov>

Cc: Fahey, Bridget <bridget_fahey@fws.gov>

Subject: draft public facing Down & Delisting Workplan

Hello Gary-

First, I hope your vacation in the PNW was fabulous, and not too hot!

Second, when you have the opportunity, would you please take a look at the draft public-facing down & delisting workplan and provide feedback to me on it. While reviewing it, I wanted to specifically call your attention to the following:

- Four species in the May 2020 workplan were removed by regional request from this one, including: key deer; southeastern beach mouse; Micronesian megapode; and yellow-billed cuckoo, western DPS (mistakenly included in May 2020 workplan). Let me know if you are comfortable with us simply removing them from the workplan.

We need to align the Fall UA submission with the workplan with regard to key deer. Bridget sent me a note recently that recommended that we leave key deer on the UA, and dropping it from this workplan will send a confusing message. **CORRECTED**

- In a few instances (e.g., whooping crane), the region has had an RTM, but has not yet released the 5-year review with the proposed action to the public, and instead are planning to do so when the proposed de/downlisting rule is published. In such cases, the region has requested that the species not be on the public facing workplan. From a transparency standpoint, how should we handle moving forward?

I don't understand the Region's thinking here. Are they expecting to finalize the 5-year review for a while, not envisioning moving forward within 3 years with a proposed rule, or is there some other reason they want to keep their action off the de/downlisting plan? Is there a workplan that is not public facing? **I AM NOT SURE WHY THEIR PROCESS IS TO HOLD THE RESULT OF THE 5-YEAR REVIEW UNTIL THE PROPOSED RULE. IT SEEMS TO BE OUTREACH RELATED – MAKING AN ANNOUNCEMENT ALL AT ONCE. WE ARE DRAFTING A MEMO THAT OUTLINES HOW TO ADD SPECIES TO THE WORKPLAN TO HELP ADDRESS THIS MOVING FORWARD.**

- We are missing statutory deadlines for final rules in a number of instances (~10). Caitlin and I raised the issue with SAT liaison team this week -- the primary reason given was workload/priority setting at the field office level, but also time constraints related to addressing public comments in the final rules (R4) and initiating tribal coordination (R6). We

are planning to develop additional guidance/examples to help with the public comment responses, but I don't think that will solve the bulk of it. Open to suggestions on how we can further help, if at all, on our end.

Other comments:

Fl panther is just listed on the workplan as a revision of entity, but my understanding is that it will also be a proposed downlisting. Again, need to align with UA. **KEEPING AS REVISION OF ENTITY, IT IS ALIGNED WITH UA.**

Inyo California towhee proposal is now almost 8 years old. Do they think they can move directly to final delisting without a re-proposal, or are they planning to withdraw? **YES, PLANNING TO GO STRAIGHT TO DELISTING BASED ON LOGICAL OUTGROWTH REASONING.**

Once you have reviewed, we will update the document (including updating the date from June 2020!) and get it posted to the website. Thanks so much, and please let me know if you have any questions or need additional information.

Elizabeth

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