

To: Navaro, Ann[ann.navaro@sol.doi.gov]; Walker, Davene (ENRD)[Davene.Walker@usdoj.gov]
Cc: Tardiff, Kristine (USANH)[Kristine.Tardiff@usdoj.gov]
From: Harrington, David (ENRD)
Sent: 2017-05-08T14:01:41-04:00
Importance: Normal
Subject: RE: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)
Received: 2017-05-08T14:04:52-04:00
NRS Draft Monuments Stay Motion (incorporating comments).DOCX

Ann –

Davene and I are unclear about the interaction of the two Executive Orders and the Interior press release you forwarded.

- ☐ (b)(5) ACP [REDACTED]
- ☐ [REDACTED]
- ☐ [REDACTED]

[REDACTED]

(b)(5) ACP [REDACTED]

David

David A. Harrington

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Environment and Natural Resources Division
United States Department of Justice
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E Mail: david.harrington2@usdoj.gov

From: Navaro, Ann [mailto:ann.navaro@sol.doi.gov]
Sent: Monday, May 08, 2017 12:47 PM
To: Walker, Davene (ENRD) <DWalker@ENRD.USDOJ.GOV>
Cc: Harrington, David (ENRD) <DHarrington@ENRD.USDOJ.GOV>; Tardiff, Kristine (USANH) <Kristine.Tardiff@usdoj.gov>
Subject: Re: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

Davene - (b)(5) ACP
[REDACTED]
[REDACTED].

Ann Navaro
Acting Associate Solicitor, Division of Parks & Wildlife
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1849 C Street NW
Washington, D.C. 20240
202 208 3125 (desk)
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On Mon, May 8, 2017 at 12:39 PM, Walker, Davene (ENRD) <Davene.Walker@usdoj.gov> wrote:
Ann,

(b)(5) ACP
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you.
Davené

Sent from my iPhone
On May 8, 2017, at 9:12 AM, Navaro, Ann
<ann.navaro@sol.doi.gov<<mailto:ann.navaro@sol.doi.gov>>> wrote:

Thanks. Here's the link to the press release and list of monuments:

<https://www.doi.gov/pressreleases/interior-department-releases-list-monuments-under-review->

announces-first-ever-formal

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On Mon, May 8, 2017 at 12:06 PM, Harrington, David (ENRD)
<David.Harrington2@usdoj.gov<<mailto:David.Harrington2@usdoj.gov>>> wrote:
Ann –

(b)(5) ACP

We plan to circulate a final draft this afternoon and hope to file by COB today.

David

From: Navaro, Ann [<mailto:ann.navaro@sol.doi.gov><<mailto:ann.navaro@sol.doi.gov>>]
Sent: Monday, May 08, 2017 11:50 AM
To: Harrington, David (ENRD)
<DHarrington@ENRD.USDOJ.GOV<<mailto:DHarrington@ENRD.USDOJ.GOV>>>
Cc: Moran, John S. EOP/WHO
(b)(6) [.gov](mailto:(b)(6).gov)<[mailto:\(b\)\(6\).gov](mailto:(b)(6).gov)>>; Kristen Gustafson -
NOAA Federal <kristen.l.gustafson@noaa.gov<<mailto:kristen.l.gustafson@noaa.gov>>>; Jeff
Dillen - NOAA Federal <jeff.dillen@noaa.gov<<mailto:jeff.dillen@noaa.gov>>>; Larry
Mellinger <larry.mellinger@sol.doi.gov<<mailto:larry.mellinger@sol.doi.gov>>>;
Benjamin.Jesup@sol.doi.gov<<mailto:Benjamin.Jesup@sol.doi.gov>>;
jason.waanders@sol.doi.gov<<mailto:jason.waanders@sol.doi.gov>>; Jensen, Michael C.
EOP/CEQ (b)(6) [.gov](mailto:(b)(6).gov)<[mailto:\(b\)\(6\).gov](mailto:(b)(6).gov)>>;
Sun, Howard C. EOP/CEQ
(b)(6) [.gov](mailto:(b)(6).gov)<[mailto:\(b\)\(6\).gov](mailto:(b)(6).gov)>>; Walker, Davene
(ENRD) <DWalker@ENRD.USDOJ.GOV<<mailto:DWalker@ENRD.USDOJ.GOV>>>;
Tardiff, Kristine (USANH)
<Kristine.Tardiff@usdoj.gov<<mailto:Kristine.Tardiff@usdoj.gov>>>
Subject: Re: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

David -

(b)(5) ACP

Thanks. Ann.

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On Fri, May 5, 2017 at 4:34 PM, Harrington, David (ENRD)

<David.Harrington2@usdoj.gov<<mailto:David.Harrington2@usdoj.gov>>> wrote:

Thanks for the quick response, John. My understanding is that our Acting AAG, Jeff Wood, was also going to touch base with OLC to get their input. It was in fact Jeff's suggestion to consider including that argument. You might consider looping Jeff into your discussion.

David

From: Moran, John S. EOP/WHO

[[mailto:\(b\)\(6\)@p.gov](mailto:(b)(6)@p.gov)<[mailto:\(b\)\(6\)@p.gov](mailto:(b)(6)@p.gov)>]

Sent: Friday, May 05, 2017 4:23 PM

To: Harrington, David (ENRD)

<DHarrington@ENRD.USDOJ.GOV<<mailto:DHarrington@ENRD.USDOJ.GOV>>>; Navaro, Ann <ann.navaro@sol.doi.gov<<mailto:ann.navaro@sol.doi.gov>>>; Kristen Gustafson - NOAA Federal <kristen.l.gustafson@noaa.gov<<mailto:kristen.l.gustafson@noaa.gov>>>; Jeff Dillen - NOAA Federal <jeff.dillen@noaa.gov<<mailto:jeff.dillen@noaa.gov>>>; Larry Mellinger <larry.mellinger@sol.doi.gov<<mailto:larry.mellinger@sol.doi.gov>>>; Benjamin.Jesup@sol.doi.gov<<mailto:Benjamin.Jesup@sol.doi.gov>>; jason.waanders@sol.doi.gov<<mailto:jason.waanders@sol.doi.gov>>; Jensen, Michael C. EOP/CEQ <[p.gov](mailto:(b)(6)@p.gov)<[mailto:\(b\)\(6\)@p.gov](mailto:(b)(6)@p.gov)>>; Sun, Howard C. EOP/CEQ <[p.gov](mailto:(b)(6)@p.gov)<[mailto:\(b\)\(6\)@p.gov](mailto:(b)(6)@p.gov)>>

Cc: Walker, Davene (ENRD)

<DWalker@ENRD.USDOJ.GOV<mailto:DWalker@ENRD.USDOJ.GOV>>; Tardiff, Kristine (USANH) <Kristine.Tardiff@usdoj.gov<mailto:Kristine.Tardiff@usdoj.gov>>

Subject: RE: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

Thanks, David. (b)(5) ACP

[REDACTED]

Thanks,
John

From: Harrington, David (ENRD) [mailto:David.Harrington2@usdoj.gov]

Sent: Friday, May 5, 2017 3:57 PM

To: Navaro, Ann <ann.navaro@sol.doi.gov<mailto:ann.navaro@sol.doi.gov>>; Kristen Gustafson - NOAA Federal

<kristen.l.gustafson@noaa.gov<mailto:kristen.l.gustafson@noaa.gov>>; Jeff Dillen - NOAA

Federal <jeff.dillen@noaa.gov<mailto:jeff.dillen@noaa.gov>>; Larry Mellinger

<larry.mellinger@sol.doi.gov<mailto:larry.mellinger@sol.doi.gov>>;

Benjamin.Jesup@sol.doi.gov<mailto:Benjamin.Jesup@sol.doi.gov>>;

jason.waanders@sol.doi.gov<mailto:jason.waanders@sol.doi.gov>>; Jensen, Michael C.

EOP/CEQ (b)(6) gov<mailto:(b)(6) gov>>;

Sun, Howard C. EOP/CEQ

<(b)(6) gov<mailto:(b)(6) p.gov>>; Moran, John S.

EOP/WHO (b)(6) p.gov<mailto:(b)(6) gov>>

Cc: Walker, Davene (ENRD)

<Davene.Walker@usdoj.gov<mailto:Davene.Walker@usdoj.gov>>; Tardiff, Kristine

(USANH) <Kristine.Tardiff@usdoj.gov<mailto:Kristine.Tardiff@usdoj.gov>>

Subject: RE: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

Please find attached our draft motion to stay. (b)(5) ACP

The timing for filing has obviously slipped a bit. We are now hoping to file on Monday.

David

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Environment and Natural Resources Division

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David

From: Harrington, David (ENRD)

Sent: Friday, May 05, 2017 9:06 AM

To: 'Navaro, Ann' <ann.navaro@sol.doi.gov<mailto:ann.navaro@sol.doi.gov>>; Kristen Gustafson - NOAA Federal

<kristen.l.gustafson@noaa.gov<mailto:kristen.l.gustafson@noaa.gov>>; Jeff Dillen - NOAA Federal <jeff.dillen@noaa.gov<mailto:jeff.dillen@noaa.gov>>; Larry Mellinger

<larry.mellinger@sol.doi.gov<mailto:larry.mellinger@sol.doi.gov>>;

Benjamin.Jesup@sol.doi.gov<mailto:Benjamin.Jesup@sol.doi.gov>>;

jason.waanders@sol.doi.gov<mailto:jason.waanders@sol.doi.gov>>;

[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)<mailto:[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>>;

[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)<mailto:[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>>;

[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)<mailto:[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>>

Cc: Walker, Davene (ENRD)

<DWalker@ENRD.USDOJ.GOV<mailto:DWalker@ENRD.USDOJ.GOV>>; Tardiff,

Kristine (USANH) <Kristine.Tardiff@usdoj.gov<mailto:Kristine.Tardiff@usdoj.gov>>

Subject: RE: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

Hi all –

We have prepared a motion to stay. [\(b\)\(5\) ACP](#)

David

David A. Harrington

Assistant Chief

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Cell: (202) 532-3024

E-Mail: david.harrington2@usdoj.gov<mailto:david.harrington2@usdoj.gov>

From: Navaro, Ann [mailto:ann.navaro@sol.doi.gov]

Sent: Tuesday, May 02, 2017 12:13 PM

To: Harrington, David (ENRD)

<DHarrington@ENRD.USDOJ.GOV<mailto:DHarrington@ENRD.USDOJ.GOV>>

Cc: Kristen Gustafson - NOAA Federal

<kristen.l.gustafson@noaa.gov<mailto:kristen.l.gustafson@noaa.gov>>; Jeff Dillen - NOAA

Federal <jeff.dillen@noaa.gov<mailto:jeff.dillen@noaa.gov>>; Larry Mellinger

<larry.mellinger@sol.doi.gov<mailto:larry.mellinger@sol.doi.gov>>;

Benjamin.Jesup@sol.doi.gov<mailto:Benjamin.Jesup@sol.doi.gov>;

[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)<mailto:[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>;

[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)<mailto:[\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>; Walker, Davene
(ENRD) <DWalker@ENRD.USDOJ.GOV<mailto:DWalker@ENRD.USDOJ.GOV>>;

Tardiff, Kristine (USANH)

<Kristine.Tardiff@usdoj.gov<mailto:Kristine.Tardiff@usdoj.gov>>;

jason.waanders@sol.doi.gov<mailto:jason.waanders@sol.doi.gov>

Subject: Re: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

Sounds good. Thanks.

Ann Navaro

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On Tue, May 2, 2017 at 12:09 PM, Harrington, David (ENRD)

<David.Harrington2@usdoj.gov<mailto:David.Harrington2@usdoj.gov>> wrote:

Hi all -

I have not yet heard back from our friends at NOAA. However, because we need to set a time, and because everyone else is available late Wednesday, I am going to set the conference call for 5 pm on Wednesday, May 3. Hopefully, NOAA can also join us then. Below is call-in information:

Tele. [\(b\)\(5\) CPI](tel:(b)(5)CPI)

Code: [\(b\)\(5\)](tel:(b)(5))

Best regards,

David

David A. Harrington
Assistant Chief
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E-Mail: david.harrington2@usdoj.gov<<mailto:david.harrington2@usdoj.gov>>

From: Ann Navaro [<mailto:ann.navaro@sol.doi.gov><<mailto:ann.navaro@sol.doi.gov>>]
Sent: Monday, May 01, 2017 4:41 PM
To: Harrington, David (ENRD)
<DHarrington@ENRD.USDOJ.GOV<<mailto:DHarrington@ENRD.USDOJ.GOV>>>
Cc: Kristen Gustafson - NOAA Federal
<kristen.l.gustafson@noaa.gov<<mailto:kristen.l.gustafson@noaa.gov>>>; Jeff Dillen - NOAA
Federal <jeff.dillen@noaa.gov<<mailto:jeff.dillen@noaa.gov>>>; Larry Mellinger
<larry.mellinger@sol.doi.gov<<mailto:larry.mellinger@sol.doi.gov>>>;
Benjamin.Jesup@sol.doi.gov<<mailto:Benjamin.Jesup@sol.doi.gov>>;
(b)(6) <[mailto:\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>;
(b)(6) <[mailto:\(b\)\(6\)@sol.doi.gov](mailto:(b)(6)@sol.doi.gov)>; Walker, Davene
(ENRD) <DWalker@ENRD.USDOJ.GOV<<mailto:DWalker@ENRD.USDOJ.GOV>>>;
Tardiff, Kristine (USANH)
<Kristine.Tardiff@usdoj.gov<<mailto:Kristine.Tardiff@usdoj.gov>>>;
jason.waanders@sol.doi.gov<<mailto:jason.waanders@sol.doi.gov>>
Subject: Re: Massachusetts Lobstermen's Assoc. v. Ross, No. 17-cv-00406 (D.D.C.)

We can be available at or after 4 on May 3.

Sent from my iPhone

On May 1, 2017, at 4:37 PM, Harrington, David (ENRD)
<David.Harrington2@usdoj.gov<<mailto:David.Harrington2@usdoj.gov>>> wrote:
Hi all –

As you all know, last week, the President issued an Executive Order concerning National
Monument designations. (b)(5) ACP

(b)(5) ACP Because of upcoming deadlines, we would like to set that call as soon as feasible. My suggestion is May 2 or May 3, at or after 4 pm either day. The morning of May 3 is an additional possibility.

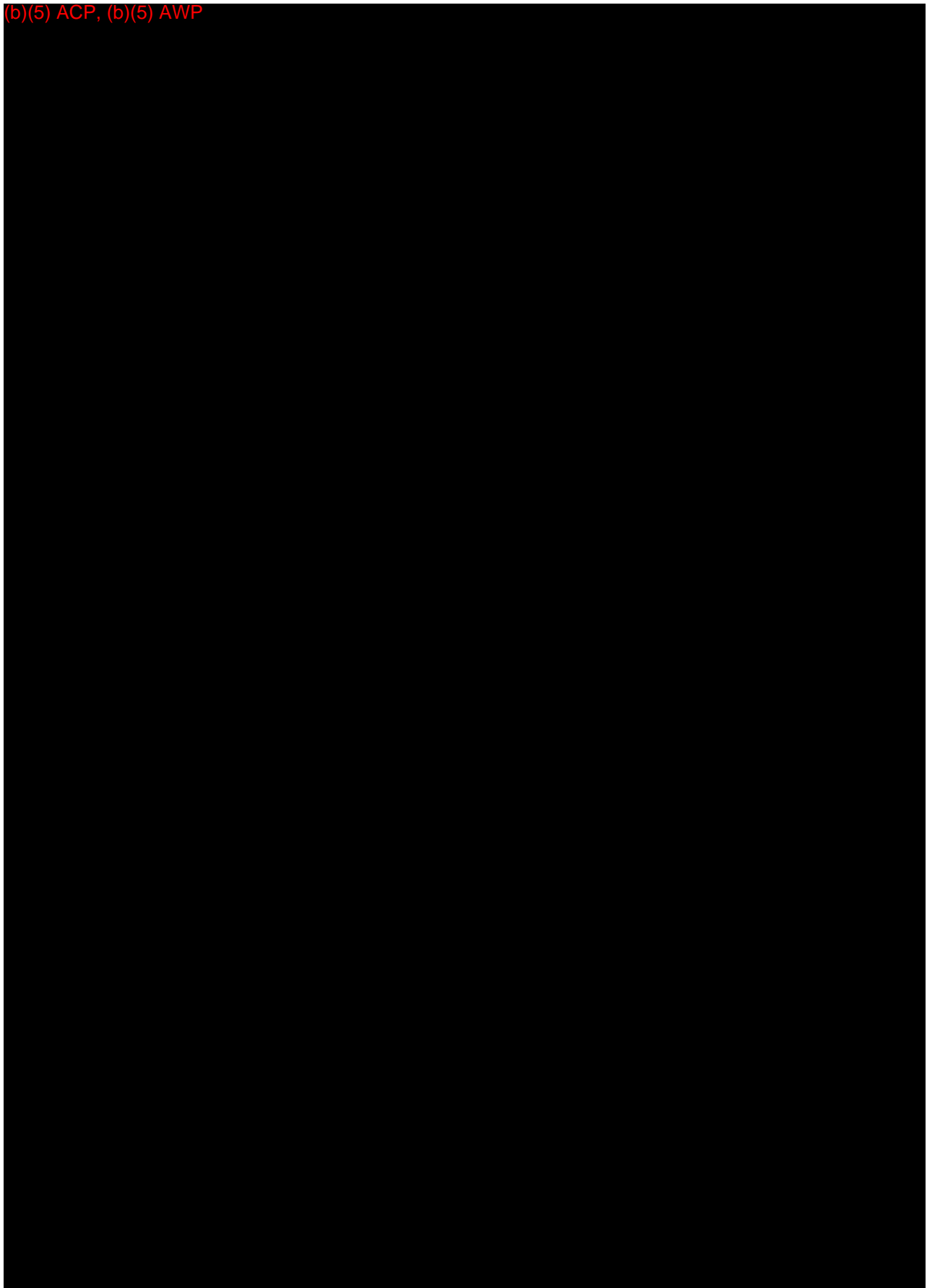
We have a lot of schedules to coordinate. Please let me know who intends to participate from each agency or organization, your preferred time, and other times that work. Once we have settled on a time, I will set up a call-in conference line.

Best regards,

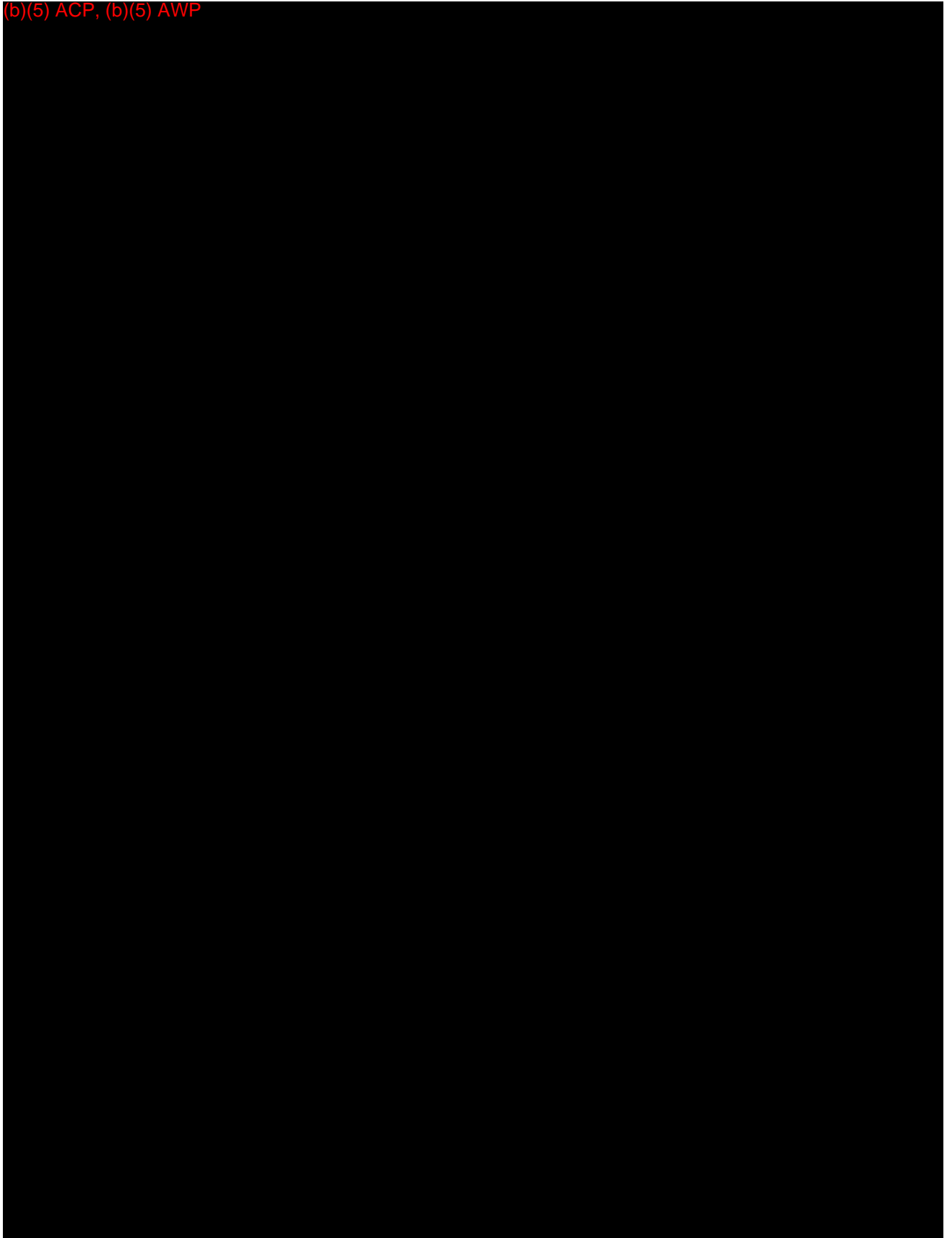
David

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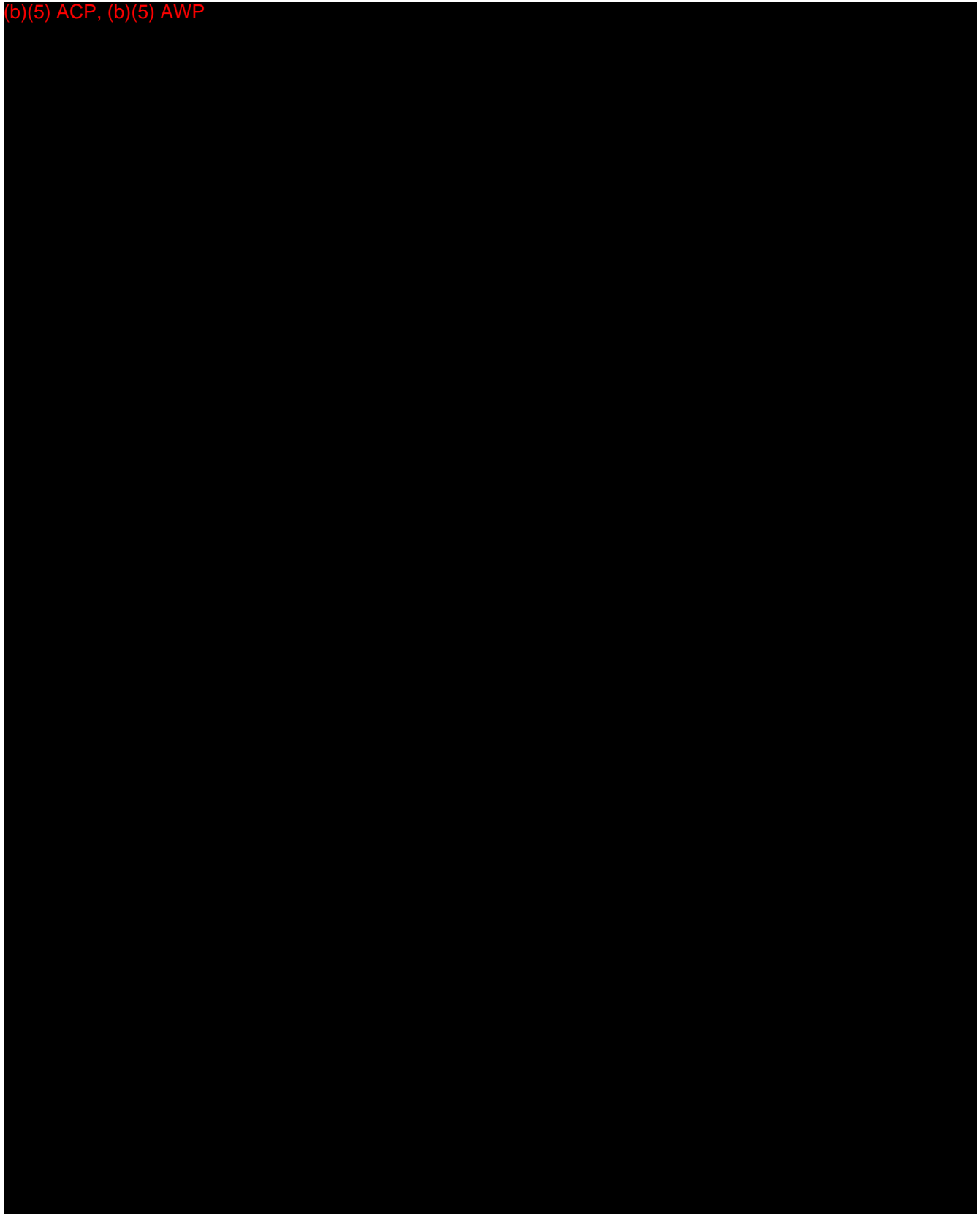
(b)(5) ACP, (b)(5) AWP



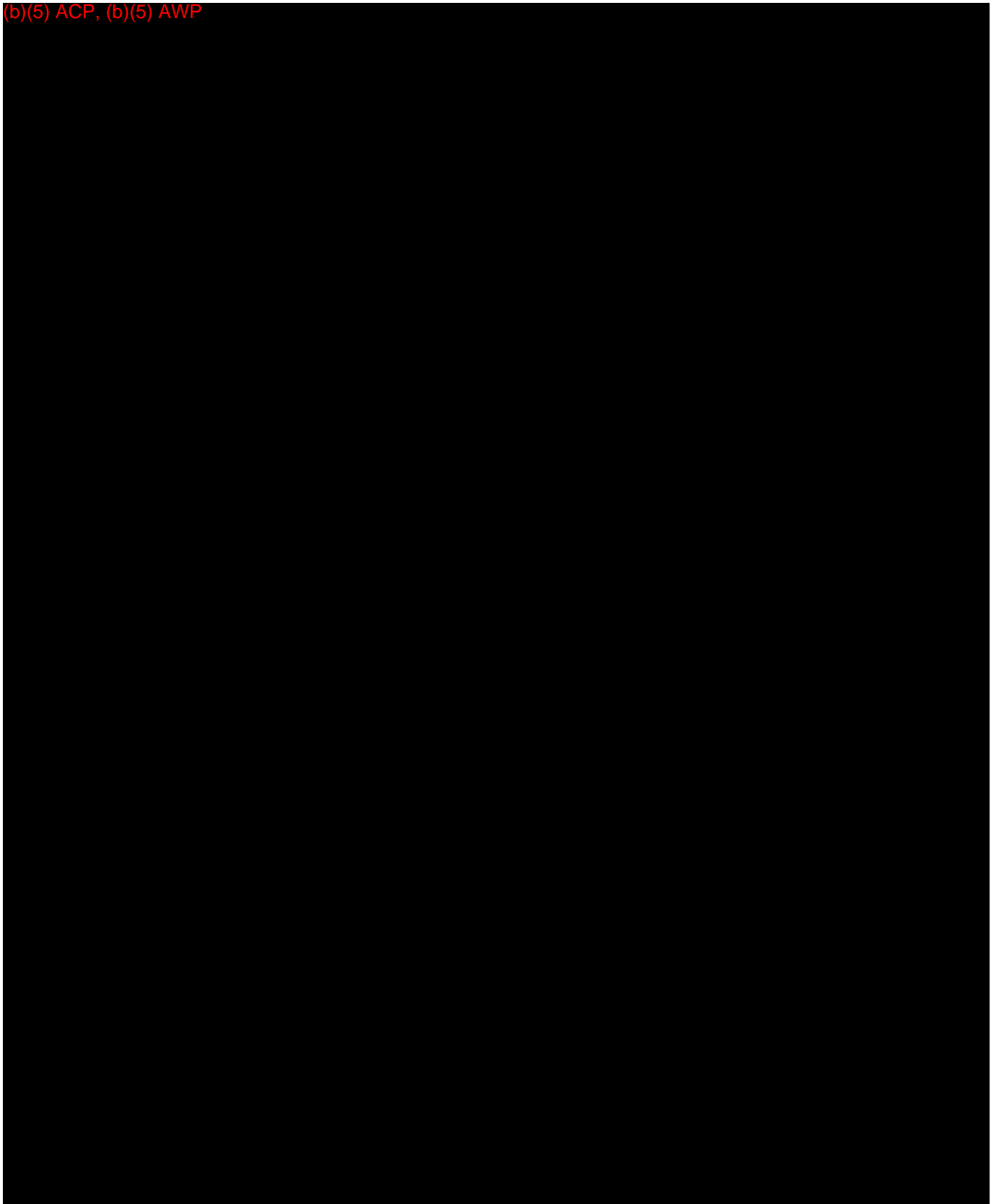
(b)(5) ACP, (b)(5) AWP



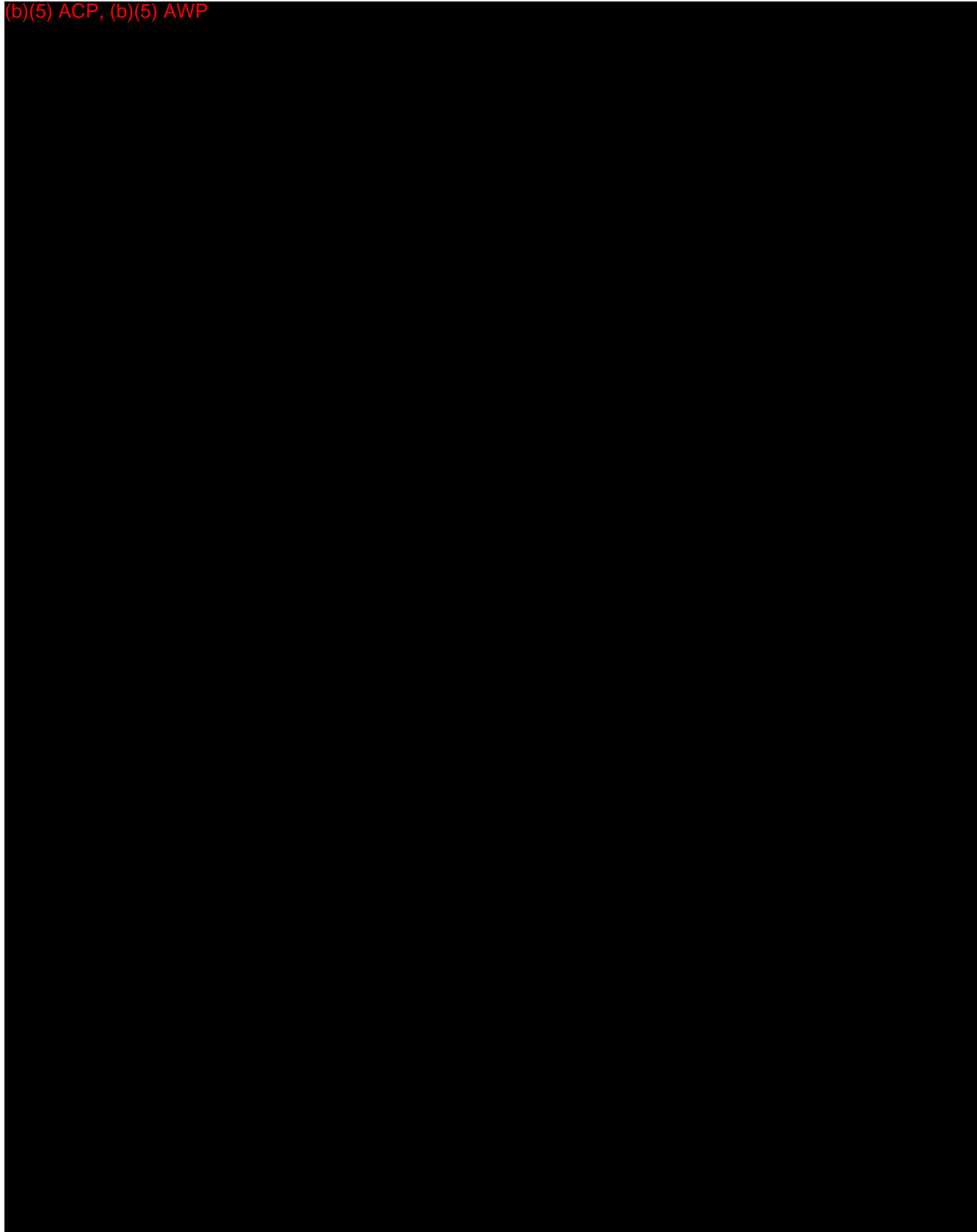
(b)(5) ACP, (b)(5) AWP



(b)(5) ACP, (b)(5) AWP



(b)(5) ACP, (b)(5) AWP



(b)(5) ACP, (b)(5) AWP

