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Cc: [Davis, Katie \(Public Affairs\)](#)
Subject: Follow up from 10/6 discussion - Confidential
Date: Friday, October 13, 2017 10:38:48 AM
Attachments: [image002.jpg](#)

CONFIDENTIAL

All –

This is to follow up our 10/6 discussion. The Action Items we identified are as follows:

1. David – Check into viability of NMFS initiating an ESA action through Section 10 of ESA (Complete. See below)
2. Mike – Check on viability of a tribe participating in a JPA made up of counties
3. David – Inform congressman of proposed next steps and timeframes (Complete. See below)
4. Carre – Distribute ERRC articles of formation (Complete)
5. David – Distribute white paper on fish passage (Complete. See below)
6. David – Develop and distribute a universal stand-by statement for all to use (Complete. See below)

The follow-up on my Action Items is provided below:

Action 1: It is PG&E's understanding that NMFS can initiate an ESA action through Section 10 of the ESA in the event facility operation may result in a take of federally-listed species. NMFS's initial action would probably be to notify the operator to seek a take permit. The permit, or remedy in absence of a permit, could include NMFS requiring the operator to take physical actions.

Action 3: Completed 10/9. The congressman's staff will reach out to the recipients of this email to schedule a meeting to discuss next steps and timeframes.

Action 5: The fish passage white paper can be accessed at the following link <https://www.nwcouncil.org/media/7490900/2016-14.pdf> I recommend you read the Executive Summary (p. 3-4), the section on types of fish passage (p. 22-30), and particularly, the Shasta case study for downstream passage (p. 108 – 111).

Action 6: "In light of the ongoing FERC relicensing of the Potter Valley Project, many participants in that proceeding are having conversations among themselves in various groupings and settings. The subjects of these conversations range from thoughts on how to address specific project issues to the future of the project itself to everything in between. We have engaged in such conversations with several of the participating entities on a range of subjects."

On a personal note, I am so sorry about the wildfires you and your families, friends, colleagues and

neighbors are now facing. I want to offer my deepest sympathy for those who have been impacted and also express my continuing concern for your, and their safety.

Best regards,



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