

**From:** [Gerry McChesney](#)  
**To:** [gabrielle.feldman@islandconservation.org](mailto:gabrielle.feldman@islandconservation.org)  
**Cc:** [Dan Grout](#)  
**Subject:** Language for avoiding ESA need  
**Date:** 08/29/2012 10:44 AM

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Gabrielle,

See below for language to be inserted in Purpose and Need for taking actions for species conservation to avoid ESA listing.

Gerry

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Gerry McChesney  
Manager, Farallon National Wildlife Refuge and  
Common Murre Restoration Project  
U.S. Fish and Wildlife Service  
San Francisco Bay National Wildlife Refuge Complex  
1 Marshlands Road  
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<http://www.fws.gov/sfbayrefuges/murre/murrehome.htm>  
<http://www.fws.gov/sfbayrefuges/Farallon/>  
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----- Forwarded by Gerry McChesney/SFBAY/R1/FWS/DOI on 08/29/2012 10:41 AM -----

**Colin  
Grant/R8/FWS/DOI**

To: Gerry McChesney/SFBAY/R1/FWS/DOI@FWS  
cc

08/29/2012 09:52 AM

Subject: Re: Question 

Hi Gerry,

We will be including all conservation efforts when evaluating whether or not the ASP is warranted for listing including actions taken by the FWS. The language is kinda confusing, When they are talking about a state or foreign nation, I think that is meant to include the United States.

Colin Grant  
Endangered Species Listing Biologist  
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Check out our website at  
<http://www.fws.gov/sfbaydelta/>  
▼ [Gerry McChesney/SFBAY/R1/FWS/DOI](#)

**Gerry  
McChesney/SFBAY/R1/FWS/DOI**

To Colin Grant/R8/FWS/DOI@FWS  
cc Angela Picco/R8/FWS/DOI@FWS

08/29/2012 08:43 AM

Subject Re: Question 

Colin,  
This is helpful. But given this language, does it apply to efforts done by FWS or other federal agencies? Do we fall under political entities?  
Thanks.

Gerry

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▼ [Colin Grant/R8/FWS/DOI](#)

**Colin  
Grant/R8/FWS/DOI**

To Gerry McChesney/SFBAY/R1/FWS/DOI@FWS  
cc Angela Picco/R8/FWS/DOI@FWS

08/28/2012 02:36 PM

Subject Re: Question 

Hi Gerry,

Conservation efforts are evaluated in listing decisions.

Section 4(b)(1)(a) of the ESA requires the service to take into account "those efforts, if any, being made by any state or foreign nation or political entity ..., to protect such species, whether by predator control, protection of habitat and food supply, or other conservation practices, within any area under its jurisdiction or the high seas"

and the mission statement which is to "working with others to preserve, protect and enhance fish, wildlife, and plants for their continued benefit of the American people".

I don't know of any other policy off hand.

Hope this helps.

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**Gerry  
McChesney/SFBAY/R1/FWS/DOI**

To Angela Picco/R8/FWS/DOI@FWS, Colin  
Grant/R8/FWS/DOI@FWS

08/28/2012 10:30 AM

cc

Subject Question 

Hi Angela and Colin,

Do you know of any specific language in FWS regs or guidance that states that one of our goals is to manage species or habitats so that ESA listing of species will not be necessary? If you do know of any, can you direct me to the document?

Thanks.

Gerry

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