

# Memorandum

**To:** file  
**CC:** Jackie Leclair, Ann Williams  
**From:** Ralph Abele, EPA Region 1  
**Date:** 7/10/2012  
**Re:** Conversation with Susi von Oettingen, U.S. Fish and Wildlife Service, New England Field Office on June 27, 2012

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On June 27, 2012 Jackie Leclair and I spoke with Susi von Oettingen of the USFWS New England Field Office about the proposed New Bedford South Terminal Project. We called to talk as part of informal consultation with FWS. We discussed her comments on a Draft Biological Assessment that EPA had sent to FWS on May 17, 2012 for comments.

In October 2010 FWS advised EPA that the following federally threatened or endangered species were potentially present in the project area.

- Roseate Tern (*Sterna dougallii dougallii*);
- Piping Plover (*Charadrius melodus*); and
- Northeastern Beach Tiger Beetle (*Cicindela dorsalis dorsalis*).

Based on our discussions with FWS on June 27, 2012 we now believe, and Ms. Von Oettingen informally confirmed, that the Piping Plover and the Northeastern Beach Tiger Beetle would not be found in the project area. FWS suggested that EPA write a letter to them requesting written confirmation of this. EPA wrote to FWS on June 29, 2012 requesting confirmation.