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**From:** Block, Molly [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60D0C681A16441A0B4FA16AA2DD4B9C5-BLOCK, MOLL]  
**Sent:** 1/24/2018 5:39:34 PM  
**To:** Ex. 6  
**CC:** Lynn, Tricia [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d8747ba49cde485ea4ac58dbf09c3dcd-TRICIA SLUSSER]; Press [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b293283291dc44e0b5d1c36be9281d8a-Press]  
**Subject:** RE: FOR REVIEW: Waterways Journa (Jim Meyers). SCOTUS ruling on WOTUS this week. (1/24)

Jim –

“The Trump administration saw this decision coming and put a plan in place to level the playing field and ensure certainty for states and regulated community. The Trump administration’s stay of the 2015 WOTUS rule will very likely be complete before any change in court jurisdiction can be finalized, or the Obama administration’s overreaching definition of WOTUS can be implemented,” **EPA spokesperson Liz Bowman.**

Additional background:

- **The decision by the Supreme Court on Monday was in regard to the Obama administration’s position on court jurisdiction, and the Trump administration chose not change that strategy.**
- There is a period of reconsideration with the Supreme Court that is available to litigants, therefore the Trump EPA put procedures in place to provide certainty to the regulated community throughout this repeal process.
- While this decision means that the 6th Circuit will not have jurisdiction in the near term, the 13 state stay by the North Dakota District Court will remain in place.
- While this decision appears to mean that some states (13) will not be affected by yesterday’s decision and the rest of the country may need to follow the 2015 rule, the Trump administration prepared for this patchwork of uncertainty and has developed a plan to ensure that the 2015 rule remains stayed in the long term.
- The 13 states under the stay from the district court in North Dakota include: North Dakota, Alaska, Arizona, Arkansas, Colorado, Idaho, Missouri, Montana, Nebraska, Nevada, South Dakota, Wyoming, and New Mexico.

**From:** Jim Myers [mailto:Ex. 6]  
**Sent:** Wednesday, January 24, 2018 12:16 PM  
**To:** Lynn, Tricia <[lynn.tricia@epa.gov](mailto:lynn.tricia@epa.gov)>  
**Subject:** WOTUS ruling from SCOTUS

Tricia,

Any comment from EPA on the ruling this week by SCOTUS on the WOTUS case and its impact on the agency's current efforts?

Thanks,

Jim Myers  
The Waterways Journal

**Ex. 6**