



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
Washington, D.C. 20230

OFFICE OF THE GENERAL COUNSEL

Oceans and Coasts Section
1305 East-West Highway
SSMC4, Room 6111
Silver Spring, Maryland 20910

March 23, 2020

VIA ELECTRONIC MAIL

Linda M. Baldwin
General Counsel
State of New York
Department of State
99 Washington Avenue
Albany, NY 12231

John P. Casey
Partner
Robinson+Cole
280 Trumbull Street
Hartford, CT 06103

Re: Electric Boat Corporation Consistency Appeal – Order Regarding Updated Briefing Schedule

Dear Ms. Baldwin and Mr. Casey,

We have considered the issues raised in the letters you exchanged last week.

Pursuant to 15 C.F.R. § 930.127, we have determined there is good cause to grant New York State Department of State's (NYSDOS's) request for a two-week extension to file its principal brief. Accordingly, NYSDOS's principal brief is due on **April 8, 2020**. As noted in the February 6, 2020, Order Regarding Briefing Schedule, Electric Boat Corporation (EBC) may file a reply brief accompanied by any supplemental appendix no later than 20 days after receipt of NYSDOS's principal brief.

At this time, we do not reach a decision regarding NYSDOS's request to file a sur-reply or NYSDOS's request to supplement its appendix after its principal brief is filed. As needed, NYSDOS may renew its request to submit a sur-reply should EBC file a reply brief. NYSDOS may also renew



its request to supplement its appendix on April 8, 2020, if it discovers it is unable to submit a complete appendix on that date due to the impacts of COVID-19.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Adam Dilts', with a stylized flourish at the end.

Adam Dilts
Chief, Oceans and Coasts Section
NOAA Office of the General Counsel