



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
NORTHEAST REGION
55 Great Republic Drive
Gloucester, MA 01930-2276

SEP - 9 2009

SMALL ENTITY COMPLIANCE GUIDE

Dear Permit Holder:

This letter is to inform you that NOAA's National Marine Fisheries Service (NMFS) has adjusted the 2009 Winter II (November 1-December 31) commercial scup quota.

The unused 2009 Winter I (January 1-April 30) commercial scup quota is:	14,960 lb
The current 2009 Winter II commercial scup quota is:	<u>1,334,791 lb</u>
The revised 2009 Winter II commercial scup quota is:	1,349,751 lb

Because the amount transferred is less than 499,999 lb, the possession limit per trip will **remain 2,000 lb**, consistent with the Winter I to Winter II possession limit increase table (table 4) published in the 2009 final scup specifications (74 FR 35, January 2, 2009). Note: In cases where state possession limits for scup differ from the Federal possession limit, federally permitted vessels are required to abide by the more restrictive state or Federal measure.

This action complies with Framework Adjustment 3 to the Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan, which established a process to allow the rollover of unused commercial scup quota from the Winter I period to the Winter II period. The initial 2009 Winter I scup quota was 3,777,443 lb.

You may also receive permit holder letters, including closure notices, by e-mail by clicking on Permit Holder Letters on our website at <http://www.nero.noaa.gov>. This small entity compliance guide complies with Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996.

Sincerely,

Patricia A. Kurkul
Regional Administrator

