



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Washington, D.C. 20240

FEB 11 2004

In Reply Refer To:
FWS/AEA/12094

Lieutenant Colonel Thomas P. Brown
Deputy Chief, Environmental Division
HQ Air Combat Command
129 Andrews Blvd.
Langley AFB, VA 23665

Dear Lieutenant Colonel Brown:

We have received a copy of the e-mail that you recently sent to Jeff Foss concerning action that the U.S. Fish and Wildlife Service had taken with a proposed rule for listing *Lepidium papilliferum* (slickspot peppergrass). We thank you for your comments.

During the rule-making process, the Air Force, under authority in the Information Quality Act, had requested a correction of information in the Service's proposed rule. The Air Force later indicated its interest in withdrawing that request. On January 15, 2004, the Service decided not to list the species as endangered. We understand that the Air Force is satisfied with the quality of the information used to make the determination and is withdrawing its request under the Act. Accordingly, no further action will be taken on the request.

Sincerely,

Thomas O. Melius
Assistant Director - External Affairs