



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 1 2010

SMALL ENTITY COMPLIANCE GUIDE

ADJUSTMENT TO 2010 SCUP WINTER II PERIOD QUOTA

Dear Scup Commercial Permit Holder:

This letter is to inform you that NOAA's National Marine Fisheries Service (NMFS) has adjusted the 2010 Winter II (November 1-December 31) commercial scup quota.

The unused 2010 Winter I (January 1-April 30) commercial scup quota is:	76,256 lb
The current 2010 Winter II commercial scup quota is:	<u>1,701,695 lb</u>
The revised 2010 Winter II commercial scup quota is:	1,777,951 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 2010 final scup specifications (74 FR 67978, December 22, 2010). 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 2010 Winter I scup quota was 4,815,775 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>.¹

Sincerely,

Patricia A. Kurkul
Regional Administrator

¹ *This small entity compliance guide complies with section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996.*

