



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

August 19, 2009

## Small Entity Compliance Guide

Dear Scallop Permit Holder:

This letter provides an update on the total allowable catch (TAC) available for the third quarter limited access general category (LAGC) scallop fishery. The LAGC scallop fishery will re-open on September 1, 2009, for vessels issued an individual fishing quota (IFQ) permit. Vessels that carry a valid letter of authorization (LOA) to fish under IFQ permit restrictions while an appeal of the vessel's IFQ permit qualification is pending can also fish in the LAGC scallop fishery beginning September 1, 2009.

The LAGC TAC for the 2009 fishing year is 4,590,024 lb, of which 1,606,508 lb was allocated to the first quarter. Approximately 1,985,692 lb was harvested in the first quarter which is an overage of 379,184 lb. The Atlantic sea scallop fishery management plan requires that any overage or underage in the first quarter be applied to the third quarter TAC. Therefore, when the overage from the first quarter is subtracted from the third quarter TAC of 688,504 lb approximately 309,320 lb remains available for harvest in the third quarter beginning September 1, 2009. This remaining TAC may increase or decrease prior to the September 1, 2009, reopening based on landings updates that occur regularly. A summary of the LAGC quota can be seen below.

Table 1. LAGC quota for the third quarter

(1) First quarter quota	1,606,508
(2) First quarter landings	1,985,692
(3) First quarter overage (2)-(1)	379,184
(4) Original third quarter quota	688,504
(5) New third quarter quota (4)-(3)	309,320

The status of the LAGC fishery scallop landings can be found at the following website:  
<http://www.nero.noaa.gov/ro/fso/scal.htm>

The information on this website is generally updated on Friday of each week.

For questions about the third quarter LAGC scallop fishery, please call the Sustainable Fisheries Division at 978-281-9315.



*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>; or via fax by providing a fax number through a written request to the above address, or by faxing your request to 978-281-9135.<sup>1</sup>*

Sincerely,

A handwritten signature in black ink, appearing to read "Patricia A. Kurkul". The signature is fluid and cursive, with the first name "Patricia" written in a larger, more prominent script than the last name "Kurul".

Patricia A. Kurkul  
Regional Administrator

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