



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
NORTHEAST REGION
One Blackburn Drive
Gloucester, MA 01930-2298

October 7, 2004

SMALL ENTITY COMPLIANCE GUIDE

Dear Permit Holder:

This letter is to inform you that the National Marine Fisheries Service (NOAA Fisheries) has adjusted the 2004 Winter II commercial scup quota and possession limit.

The unused 2004 Winter I commercial scup quota is: 2,249,527 lb
The current 2004 Winter II commercial scup quota is: 1,967,825 lb
The revised 2004 Winter II commercial scup quota is: 4,217,352 lb

The 2004 Winter II possession limit has been increased to **3,500 lb per trip**, consistent with the rollover specifications established in the final rule to implement the 2004 summer flounder, scup, and black sea bass quotas (69 FR 2074, January 14, 2004), in order to provide an appropriate opportunity for fishing vessels to obtain the increased Winter II quota. 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 implemented procedures to allow the rollover of unused commercial scup quota from the Winter I period to the Winter II period. The initial 2004 Winter I scup quota was 5,568,920 lb.

You may also receive permit holder letters, including closure notices, by e-mail by clicking on "NOAA Fisheries News Releases" 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. This small entity compliance guide complies with Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996.

Sincerely,

for Patricia A. Kurkul
Regional Administrator

