



**DEPARTMENT OF THE ARMY**  
HUNTINGTON DISTRICT, CORPS OF ENGINEERS  
502 EIGHTH STREET  
HUNTINGTON, WEST VIRGINIA 25701-2070

February 9, 2022

Regulatory Division  
Energy Resource Branch  
LRH-2015-0592, LRP-2015-0798, and NAO-2015-0898

Mr. Derek Teaney  
Appalachian Mountain Advocates  
P.O. Box 507  
Lewisburg, WV 24901

Dear Mr. Teaney:

I refer to your letter dated February 4, 2022 regarding the United States Court of Appeals for the Fourth Circuit Opinion and Order vacating and remanding the September 4, 2020 Biological Opinion (BO) for Mountain Valley, LLC's (the applicant) Mountain Valley Pipeline project. You have requested the United States Army Corps of Engineers (Corps) commit to not finalizing Department of the Army permits to the applicant unless and until the United States Fish and Wildlife Service issues a valid BO under Section 7 of the Endangered Species Act (ESA).

As required by federal regulations, the Corps continues to follow all applicable laws, regulations, and statutes including compliance with the ESA. In this instance, our evaluation will require a review of a valid BO.

Sincerely,

A handwritten signature in blue ink that reads "Jayson H. Putnam". The signature is stylized and cursive.

Jayson H. Putnam  
Colonel, U.S. Army  
Commanding

Cc:  
COL Czekanski (Pittsburgh District)  
COL Hallberg (Norfolk District)