

Exhibit 1

to

Joint Motion to Dismiss



DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
100 W. OGLETHORPE AVENUE
SAVANNAH, GEORGIA 31401

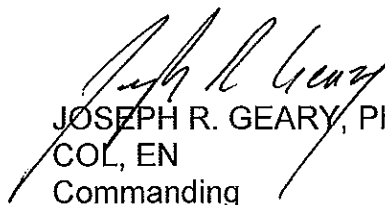
CESAS-DE

13 July 2021

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Operation and Maintenance (O&M) Hopper Dredging: Brunswick Harbor and Savannah Harbor

1. Effective immediately, I direct that no hopper dredges be used for O&M dredging in the Brunswick Harbor, except from 15 December – 31 March, pending completion of a National Environmental Policy Act process that assesses Brunswick Harbor O&M dredging with hopper dredges outside of the 15 December – 31 March window.
2. Effective immediately, I also direct that no hopper dredges be used for O&M dredging in the Savannah Harbor, except from 15 December – 31 March, in accordance with the Georgia Department of Natural Resources Clean Water Act Section 401 Water Quality Certification, dated 16 February 2011, and the Savannah Harbor Expansion Project (SHEP) Compromise and Settlement Agreement (Settlement Agreement), executed 17 May 2013 in connection with litigation before the United States District Court, District of South Carolina (Court).
3. Accordingly, neither the Brunswick Harbor nor the Savannah Harbor will be included in any O&M hopper dredging contracts unless the contracted work is to be performed in accordance with my directions in paragraphs 1. and 2.
4. All addressees will acknowledge receipt of this Directive as stated in the accompanying email and will personally ensure that your respective team members diligently adhere to this Directive. If you do not have a copy of the Water Quality Certification or the Settlement Agreement for the SHEP, contact the SAS Office of Counsel.


JOSEPH R. GEARY, PhD, PE
COL, EN
Commanding

DISTRIBUTION:
Chief, Project Management
Chief, Civil Works & Program Manager
(CONT)

CESAS-DE

SUBJECT: Operation and Maintenance (O&M) Hopper Dredging: Brunswick Harbor
and Savannah Harbor

DISTRIBUTION: (CONT)

Chief, Planning Branch

Chief, Operations Division

Chief, Contracting Division

District Counsel

CF:

Commander, South Atlantic Division

Commander, Wilmington District

Commander, Charleston District

Commander, Jacksonville District