

EXHIBIT 3
DOCUMENTS PROVIDED TO THE UNITED STATES DURING DISCOVERY
PERIOD & DOCUMENTS OF WHICH THE UNITED STATES IS AWARE
CONTRARY TO UNITED STATES REPRESENTATIONS IN ECF NOS. 217 AND 227

<u>ECF NO.</u>	<u>DESCRIPTION</u>	<u>KNOWN SOURCE OF DOCUMENT</u>
214-6	FWS Charles Kulp Ltr to Corps Col. Clark 5-11-87	Exhibit Putnam-2 (D. Putnam Depo 1-26-18)
214-8	FWS Ed Perry Ltr to Robert Brace 7-17-87	Exhibit Putnam-8 (D. Putnam Depo 1-26-18)
214-10	FWS Charles Kulp Ltr to EPA James Butch 3-1-88	Exhibit Putnam-10 (D. Putnam Depo 1-26-18) Exhibit Lapp-D-6 (J. Lapp Depo 10-2-17) Exhibit Stokely D-43 (P. Stokely Depo 10-10-17)
214-41	Corps JD Form Instructional Guidebook 5-30-07	Part of Exhibit D-41 (S. Hans Depo 10-6-17, referred to in Depo Transcript pp. 63-66)
214-47	Robert Brace Email to EPA Todd Lutte (4-30-13)	Exhibit D-26 (T. Lutte Depo 10-3-17) (Produced as Brace 003367)
214-50	Robert Brace Email to EPA Todd Lutte (5-23-13)	Exhibit Fodse D-27 (M. Fodse Depo 10-10-6) Exhibit Lutte D-27 (T. Lutte Depo 10-3-17) (*Both exhibits are of EPA Region III Counsel, Pam Lazos Email to Robert Brace referring to Brace 5-23-13 Email to EPA T. Lutte received) (Produced as Brace 003358-003359)
214-51	Robert Brace Email to EPA Region III Counsel, Pam Lazos (5-24-13) responding to Lazos email to Brace of (5-23-13) acknowledging Brace email to Todd Lutte (5-23-13)	USEPA Region III Counsel, Pam Lazos (Produced as Brace 003352-003353)

