

## Veldran, Katherine

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**From:** Veldran, Katherine  
**Sent:** Wednesday, November 16, 2011 1:49 PM  
**To:** Veldran, Katherine  
**Subject:** FYI : DHEC/ Ports

I have received requests from members of the General Assembly for the Governor's position on DHEC's recent approval of the SHEP 401 permit application. Below is a video from last night's State of the Ports address and today's article written by the AP. I have also included a recent press release from Georgia's Governor Deal, U.S. Senator Chambliss, and U.S. Senator Isakson.

Thank you,  
Katherine

Katherine F. Veldran  
Legislative Liaison | Office of Governor Nikki Haley  
O: 803-734-5124 | C: [REDACTED]  
[KatherineVeldran@gov.sc.gov](mailto:KatherineVeldran@gov.sc.gov)

Governor Nikki Haley visited Charleston on Tuesday, November 15, to speak to the Propeller Club about South Carolina's ports. Video of the event – as well as the governor's media availability – is available here:  
<http://www.youtube.com/watch?v=hZ5Gqe1twqM>

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[http://www.cbsnews.com/8301-505245\\_162-57325920/scs-haley-state-needs-to-stop-saying-no/](http://www.cbsnews.com/8301-505245_162-57325920/scs-haley-state-needs-to-stop-saying-no/)

SC's Haley: State needs to stop saying no

(AP) CHARLESTON, S.C. — Gov. Nikki Haley said Tuesday that South Carolina came out ahead when its environmental board approved a Savannah River dredging permit that will help Georgia's ports and said it's time for the state to compete, not just say "no."

"I've taken on a state I'm very proud of but one that is used to saying no and can't," she told about 800 people attending a banquet of the Propeller Club of Charleston representing the city's maritime interests.

Haley said South Carolina got more than expected last week when it approved a water quality permit allowing the deepening of the channel of the river forming the border between the two states..

The Department of Health and Environmental Control initially planned to reject the permit. But Haley said that Georgia came back with an agreement to meet South Carolina's rules, including a 50-year commitment to maintain wetlands and control dissolved oxygen levels along the river.

"They hit their benchmarks and they did what they were supposed to do," Haley said. She added the state received a letter from the U.S. Army Corps of Engineers that the dredging could be approved without the state permit so South Carolina came out ahead.

Georgia's 15-year push for a \$600 million project to deepen the river channel to handle larger ships was endorsed Tuesday by Transportation Secretary Ray LaHood. Savannah is one of the Port of Charleston's keenest competitors.

Haley said when DHEC was going to reject the permit, Georgia Gov. Nathan Deal flew to Columbia and asked Haley's permission for Georgia officials to meet with the DHEC board.

She said she agreed and added South Carolina needs to compete with Georgia, but not by being obstructionist.

"Our fight is not with Savannah. When I stood here a year ago and I said I'm tired of Georgia having their way with us, it was not because we were going to stop Savannah, it was because we were going to do something," she said. "We watched Savannah get distribution centers. We watched Savannah get transportation systems and we sat there and did nothing."

And she added that there's no chance South Carolina will get money to deepen the Charleston Harbor shipping channel without the help of Georgia's federal lawmakers.

"If you think we are going to get the permit for Charleston and keep Savannah from getting their funding, when they have two senators fighting as hard as ours, you're not being realistic," she said.

"We can work together and win or we can fight and be at a standstill. You decide that," Haley said. "I believe we deserve more. I don't believe we need to be petty about it and I don't think we need to say no to everyone else because we're scared to fight and scared to win."

South Carolina's attorney general has agreed to represent the Savannah River Maritime Commission in its opposition to Georgia's plans to dredge the river channel. A spokesman said Attorney General Alan Wilson would represent the commission that legislators created in 2007.

On Monday, the commission voted unanimously to invalidate the water quality permit.

Haley said South Carolina needs to worry more about competing and less about suing. For some South Carolinians "every time something comes up they want to fight, they want to sue and they want to do something else."

An opinion last year by the Attorney General's Office said that DHEC has sole authority to issue a water quality permit.

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[http://gov.georgia.gov/00/press/detail/0,2668,165937316\\_165937374\\_178697203,00.html](http://gov.georgia.gov/00/press/detail/0,2668,165937316_165937374_178697203,00.html)

#### **Georgians pledge backing for S.C. port**

*Deal, senators call Charleston a partner to Savannah*

Working closely with the state of South Carolina on regional economic development, Georgia Gov. Nathan Deal and U.S. Sens. Saxby Chambliss and Johnny Isakson pledged today to support efforts to deepen not only the Port of Savannah but also the Port of Charleston.

The Georgians announce this effort a day after U.S. Transportation Secretary Ray LaHood brought welcome news to Georgia, saying that deepening the Savannah Port "has to happen."

"Georgia has fought long and hard to deepen the Port of Savannah, and we're experiencing great progress on that front," Deal said. "We see the Port of Savannah deepening as a boon to the economy of the Southeast, not just Georgia. This is a regional effort; that's why we give our support to deepening the Port of Charleston. Many South Carolina

exports leave the country from Savannah and many Georgia exports leave out of Charleston. The ports of Savannah and Charleston are partners, not competitors. We're in a new day with bigger ships, and we need deeper ports. We must work together across state lines to the benefit of Georgians and South Carolinians alike."

"I am grateful for the cooperation of Gov. Haley and others in South Carolina as we work toward progress on both the Savannah Harbor Expansion Project and expansion of the Charleston Harbor, together which will benefit the entire Southeast," Chambliss said. "It is imperative that we all work together to ensure our region is not left behind after the expansion of the Panama Canal."

"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Pitts, Ted

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**From:** Allen Amsler [aamsler@mccroryconstruction.com]  
**Sent:** Tuesday, November 15, 2011 9:45 AM  
**To:** Pitts, Ted  
**Subject:** Fwd: statement on Maritime Commission actions

Sent from my iPhone

Begin forwarded message:

**From:** "Hunter, C. Earl" <hunterce@dhec.sc.gov>  
**Date:** November 14, 2011 10:27:28 PM EST  
**To:** "Allen Amsler" <aamsler@mccroryconstruction.com>  
**Subject:** Fwd: statement on Maritime Commission actions

Allen,

This statement was sent to four news outlets late this afternoon.

Take care,  
Earl

----- Forwarded message -----

**From:** Myrick, Adam <myrickar@dhec.sc.gov>  
**Date:** Mon, Nov 14, 2011 at 3:30 PM  
**Subject:** statement on Maritime Commission actions  
**To:** "Crotwell, Wanda C." <crotwewc@dhec.sc.gov>, "Hough, Mark" <houghmh@dhec.sc.gov>, Earl Hunter <hunterce@dhec.sc.gov>, "Wilson, David" <wilsonde@dhec.sc.gov>, "Roberts, Carlisle" <robertc@dhec.sc.gov>, "King, Bob" <kingrw@dhec.sc.gov>, "Calvert, Doug" <calverrd@dhec.sc.gov>, "Boltin-Kelly, Carolyn" <boltincr@dhec.sc.gov>  
**Cc:** "Lancaster, Kimberly F." <lancaskf@dhec.sc.gov>, "Hawley, Pamela G." <hawleypg@dhec.sc.gov>, "Stephens, Robin S." <stephers@dhec.sc.gov>, "Lucas, Lisa M." <lucaslm@dhec.sc.gov>, "Preston, Heather" <prestohs@dhec.sc.gov>, "Hightower, Charles" <hightocw@dhec.sc.gov>, John Harleston <harlesj@dhec.sc.gov>, "Douglas, Margaret" <douglamw@dhec.sc.gov>, Dan Burger <burgerdj@dhec.sc.gov>

Statement below shipping soon to four media outlets that have inquired about our reaction to/comment on today's actions of Savannah River Maritime Commission. Thanks - Adam

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We respect the actions and votes announced today by the Savannah River Maritime Commission.

While we expect there might be challenges to the decision once it's



formally issued in writing and made official, the Georgia Ports Authority and U.S. Army Corps of Engineers have addressed the environmental concerns that initially caused us to deny certification of the 401. With those concerns addressed, we're comfortable issuing a 401 Water Quality Certification in relation to the Savannah Harbor Expansion Project.

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Earl Hunter  
Commissioner  
SC Dept of Health and Environmental Control  
2600 Bull St.  
Columbia, SC 29201

Phone: (803) 898-3300  
Email: [hunterce@dhec.sc.gov](mailto:hunterce@dhec.sc.gov)

Pitts, Ted

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**From:** David Wilson [WILSONDE@dhec.sc.gov]  
**Sent:** Friday, March 04, 2011 3:49 PM  
**To:** Pitts, Ted  
**Subject:** Savannah Harbor  
**Attachments:** SHEP letter March 3 2011\_1.pdf

Ted... Please find attached our initial review letter for the Savannah harbor Expansion Project water quality certification. As you can see, we have a number of concerns. Please contact me at 898-3712 if you would like additional information...Thanks...David

BOARD:

Paul C. Aughtry, III  
Chairman

Edwin H. Cooper, III  
Vice Chairman

Steven G. Kisner  
Secretary



C. Earl Hunter, Commissioner

*Promoting and protecting the health of the public and the environment*

BOARD:

Henry C. Scott

M. David Mitchell, MD

Glenn A. McCall

Coleman F. Buckhouse, MD

March 3, 2011

William Bailey  
US Army Corps of Engineers, Savannah District  
100 West Oglethorpe Avenue  
Savannah, Georgia 31401

Re: P/N 2010 SHEP; Savannah Harbor Expansion Project (SHEP); Water Quality Certification

Dear Mr. Bailey:

The South Carolina Department of Health and Environmental Control (Department) received your application on November 15, 2010, for a 401 Water Quality Certification to deepen the navigation channel in the Savannah River. After reviewing the General Re-Evaluation Report (GRR) and the draft Tier II Environmental Impact Statement (EIS) submitted with the permit application, the Department is concerned that the project, as proposed, does not meet the requirements for issuance of a Water Quality Certification pursuant to Section 401 of the Clean Water Act and the requirements of State Regulation 61-101, Water Quality Certification.

In assessing the water quality impacts of this project, Regulation 61-101 requires that the Department address and consider whether there are feasible alternatives to the activity. Section F.(5)(b) of this regulation states that certification will be denied if there is a feasible alternative to the activity which reduces adverse consequences on water quality and classified water uses. The GRR and the EIS mentioned several alternatives that would alter the project impacts. Some of these alternatives include dredging to various project depths, various mitigation plans, and several alternative sites. Although the documents consider some alternatives, the analysis does not thoroughly evaluate all feasible alternatives for a project of this magnitude. For example, it seems reasonable to consider alternatives on a regional basis for such a large-scale project involving significant environmental impacts. The GRR and EIS do not consider whether or not other southeastern ports could be expanded with less cost or environmental impacts.

The Savannah River Maritime Commission, the South Carolina Department of Natural Resources, and the Southern Environmental Law Center each submitted comments on the GRR and EIS. These letters suggest that the Jasper Port Terminal alternative is viable and may have less environmental impacts than the proposed deepening. For these reasons, the establishment of a Jasper Port Terminal should be given detailed consideration as an option to the extensive cost and environmental impacts associated with the proposed expansion of the Garden City Terminal. The Department cannot meet its obligation under Regulation 61-101 by issuing a certification without a thorough investigation of all feasible alternatives. It is recommended that the

alternatives analysis for the project be amended to include the evaluation of all feasible alternatives to the proposed project.

In evaluating any project pursuant to Regulation 61-101, the Department must certify that there is reasonable assurance that the activity will be conducted in a manner that will not violate applicable water quality standards. The Water Classifications and Standards listed in Regulation 61-68 were promulgated in accordance with Section 303 of the Clean Water Act. This regulation also contains antidegradation rules that were established to ensure the protection of existing uses and water quality regardless of the water classification.

Existing conditions in the Savannah River have resulted in contraventions of the dissolved oxygen (DO) standard, particularly in the river estuaries during the warm summer months. The studies conducted for the SHEP indicate that the project will cause additional impacts to DO levels in the river system. Adding DO impacts to a waterbody that is currently experiencing low DO at certain times of the year is not consistent with the antidegradation rules of Regulation 61-68. The Corps plans to use Speece Cones to inject oxygen into the river to mitigate for the DO impacts resulting from the proposed deepening.

After evaluating the DO modeling data, and the mitigation proposal outlined in the GRR and EIS, the Department is concerned with the uncertainty relating to the use of mechanical injection as mitigation for the DO impacts, especially in the shallow water areas of the Back River. The Corps is relying entirely on modeling data to support the conclusion that the Speece Cones will adequately restore DO in the river system to pre-project conditions. Furthermore, the oxygen injection system is a very costly method to mitigate for the projected impacts, and the funding for the long-term operational costs depends on unpredictable annual appropriations. Until the uncertainty from the DO impacts and mitigation has been thoroughly investigated, and reasonable assurance is provided that the project will protect existing uses and water quality standards for the life of the project, the Department cannot find the project consistent with the requirements of Regulation 61-101.

In addition to the impacts from DO, the ecosystem will also sustain significant wetland impacts. The project will impact 14.08 acres of salt marsh wetlands from excavation and indirectly impact 1,212 acres of freshwater wetlands due to increased salinity at the maximum project depth. The Corps has proposed a mitigation plan to offset these impacts. This plan includes the preservation of various properties that will become part of the Savannah National Wildlife Refuge (SNWR), the restoration of wetlands through flow altering structures, and the creation of salt marsh by grading down an area of high ground that was previously used as a dredge disposal area.

Section F.(5)(a) of Regulation 61-101 states that certification will be denied if the proposed activity alters the ecosystem in the vicinity of the project such that its functions and values are eliminated or impaired. The mitigation proposal submitted in the GRR and EIS fails to give reasonable assurance that the ecosystem will not be permanently impaired by the extensive wetland impacts from salinity intrusion. The preservation component of the mitigation plan lists several properties that would be acquired and subsequently placed under control of the SNWR. Although the EIS states that these properties contain desirable ecological resources, the

amount of wetland acreage or type of wetlands contained in these properties was not included in the EIS. In addition, the mitigation credit taken by the Corps for restoration includes the creation of 1,068 acres of brackish marsh for the 48 ft depth alternative. The flow altering structures will reduce salinity in some of the marsh areas; however, these structures will cause the conversion of salt and freshwater marsh to brackish marsh. The loss of any type of marsh should be considered an impact. Given the extensive loss of existing freshwater marsh within the ecosystem and the lack of an appropriate mitigation plan, the Department cannot certify that this project complies with the mandates in Regulations 61-101 and 61-68.

Much of the marsh areas that will be impacted by this project are located in the SNWR. Much of these impacts are to freshwater tidally influenced wetlands. These areas have been in decline for many years due to salinity intrusion from natural causes and from past harbor deepening activities. The proposed project poses a significant threat to these unique areas. The mitigation plan includes preservation of land that will be acquired by the refuge. As stated previously, the Department is concerned that the out-of-kind preservation of land does not adequately offset the significant loss of ecological resources due to this project. Regulation 61-101 states that certification will be denied if the proposed activity impacts special or unique habitats. The SNWR is considered a unique area, as such, the Department cannot issue a certification for the proposed activity unless the United States Fish and Wildlife Service (USFWS) gives concurrence that this project will not cause adverse impacts to the SNWR.

The proposed deepening will occur in waters containing Federally recognized threatened or endangered species. Species such as Shortnosed sturgeon, Atlantic sturgeon, various sea turtles, and West Indian manatees may all be impacted by the project. The loss of a significant portion of Shortnose sturgeon habitat due to lower DO levels and salinity intrusion is of particular concern. Regulation 61-101 states in Section 5(c) that certification will be denied if the project adversely impacts waters containing State or Federally recognized rare, threatened, or endangered species. Although the Corps proposes to mitigate for the loss of Shortnose sturgeon habitat by installing fish passage at the Savannah Bluff Lock and Dam, it is not known if this measure will adequately mitigate for the impacts to sturgeon. Endangered species impacts are typically evaluated by resource agencies such as the USFWS and the National Marine Fisheries Service (NMFS). Without concurrence from these agencies that the project will not cause adverse impacts to threatened or endangered species, the Department cannot certify this project.

In addition to the above list of concerns about the proposed project, the Department has not received a complete response to our previous request for information. On November 23, 2010, the Department sent a letter requesting an affidavit of public notice for the project, a list of adjacent property owners, and the application fee of \$1,000. We received the affidavit and list of property owners, but we have not received the requested fee. Pursuant to Regulation 61-30, Environmental Protection Fees, the Department is authorized to collect application fees for Water Quality Certification.

In conclusion, the Department has several concerns about issuing a certification for this project. As currently proposed, this project does not meet the requirements for issuance of a Water Quality Certification pursuant to Section 401 of the Clean Water Act, 33 U.S.C. Section 1341, and the requirements of State Regulation 61-101, Water Quality Certification. It is

strongly recommended that the Corps withdraw the current application and address the issues outlined in this letter before continuing the 401 Certification process. If the Corps determines that it is necessary to move forward with a certification decision at this time, the fee should be submitted as soon as possible. Pursuant to Regulation 61-30, and Regulation 61-101, the Department has 180 days to complete action on an application for 401 Water Quality Certification or the assessed fee must be returned. These 180 days include only those days in which the Department is actively reviewing the application; the clock stops when information is requested and the Department is waiting on a response. Accordingly, the 180-day clock for this project will not start until the Department receives the requested fee and subsequent information. Should you have any questions, you may call me at (803) 898-4261 or you may e-mail [beckhaje@dhec.sc.gov](mailto:beckhaje@dhec.sc.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Beckham", with a long, sweeping horizontal line extending to the right.

Chris Beckham, Project Manager  
Water Quality Certification & Wetlands Section

Pitts, Ted

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**From:** Pitts, Ted  
**Sent:** Tuesday, November 15, 2011 8:05 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: AG's Opinion - Maritime Com'n  
**Attachments:** AG's Opinion Maritime Commission.pdf

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 06:56 PM  
**To:** Pearson, Tim; Pitts, Ted  
**Subject:** Fw: AG's Opinion - Maritime Com'n

FYI

**From:** Roberts, Carlisle [<mailto:robertc@dhec.sc.gov>]  
**Sent:** Monday, November 14, 2011 04:36 PM  
**To:** Patel, Swati  
**Subject:** AG's Opinion - Maritime Com'n

Swati,

Last year, the AG issued an opinion in response to a request from the Maritime Commission. One of the Maritime Commission's questions was:

Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

The AG's response was:

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10. Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25AS.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

The opinion is attached.

Carl

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RECEIVED  
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Answered: \_\_\_\_\_

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29201+3740



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Direct Line 843.987.9210  
deanm@bjwsa.org

WILLIAM D. "DEAN" MOSS, JR., CHAIRMAN

## SAVANNAH RIVER MARITIME COMMISSION

November 1, 2011

Mr. Allen Amsler, Chairman  
South Carolina Department of Health and Environmental Control  
2400 Bull Street  
Columbia, S.C. 29201

Dear Chairman Amsler:

I am writing to you in my position as Chairman of the Savannah River Maritime Commission, a body created by the General Assembly to represent the interests of South Carolina in all matters related to navigation and dredging in the Savannah River. I have attached a list of the Commission's members and a copy of our enabling statute. As you will observe, as Chairman of the DHEC Board, you are a member of the Commission.

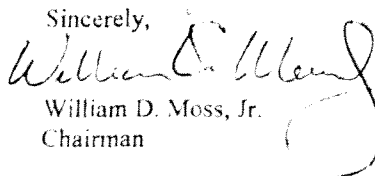
The Commission has been deeply involved in the project being proposed by the Corps of Engineers and the Georgia State Ports Authority to deepen Savannah Harbor and approaches from 42 ft. to 48 ft. The General Assembly provided us the resources to do a very detailed evaluation of the project with particular attention to its impacts on South Carolina's plans to develop the Jasper Ocean Terminal. We engaged a nationally recognized engineering consultant who, after extensive consultation with all affected State Agencies, including particularly DHEC, prepared a complete set of comments on the Draft Environmental Impact Statement, which the Commission adopted and submitted to the Corps on January 21, 2011.

I have attached a copy of the cover letter submitted to the Corps with those comments and a computer disc that contains a complete set of the Commission's comments.

I understand that the matter of DHEC's denial of the requested Section 401 Water Quality Certification for the Project will be on the Board's agenda for November 10. DHEC staff has advised me that the Commission's comments on the Draft EIS are already a part of the DHEC record. If that is not the case, I request that the record of the DHEC Board's November 10<sup>th</sup> deliberations recognize and include the Commission's attached submittal.

If it would be helpful to the DHEC Board for me to appear at the November 10<sup>th</sup> meeting to elaborate on the Savannah River Maritime Commission's position I would be pleased to do that. Thank you for your attention to this important matter.

Sincerely,

  
William D. Moss, Jr.  
Chairman

Attachments

CC: Members of the Commission  
Ted Pitts, Governor's Office

WILLIAM D. "DEAN" MOSS, JR., CHAIRMAN

GOLDEN BATEY, ESQ.

SEN. LAWRENCE K. LARRY, CHROOKS

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HENRY HANK SCOTT

REP. WILLIAM G. BILL HERBOKERMAN  
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ROBERT L. WALDREP, JR., ESQ.

REP. JAMES H. MERRILL  
CATHERINE CLIPS SEABOROUGH  
W.D. BILL WORKMAN

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6 SNAKE ROAD, OKATIE, SC 29909-3937  
Phone 843.987.9211 FAX 843.987.9293  
Direct Line 843.987.9210  
deanm@bjwsa.org

WILLIAM D. "DEAN" MOSS, JR., CHAIRMAN

## SAVANNAH RIVER MARITIME COMMISSION

January 21, 2011

William G. Bailey, Chief, Planning Division  
Savannah District, U.S. Army Corps of Engineers  
100 West Oglethorpe Avenue  
Savannah, Georgia, 31401-3640

Re: Comments on the Savannah Harbor Expansion Project Draft Tier II Environmental Impact Statement and General Reevaluation Report (the "Documents")

Dear Mr. Bailey:

Please find attached the comments (the "Comments") of the Savannah River Maritime Commission on the above mentioned Documents. Our comments are extensive and reflect a careful review of the Documents, the accompanying appendices and the referenced studies. While the majority of the Comments focus on the details of the reports and their adequacy in light of the significant impacts of the proposed Savannah Harbor Expansion Project (the "Project"), there are many that reflect significant concerns about the Project itself.

The Savannah River Maritime Commission is authorized pursuant to S.C. Code Section 54-6-10 to represent South Carolina "in all matters pertaining to the navigability, depth, dredging, wastewater and sludge disposal, and related collateral issues in regard to the use of the Savannah River as a waterway for ocean-going container or commerce vessels". South Carolina will set forth its position on the Project under separate cover. However, there are four significant issues, in addition to the Comments, that we feel need to be highlighted about the Project at this time.

**1. The Project as designed will not allow the development of the Jasper Ocean Terminal.** The dredge spoil disposal plan shows that the two sites for the Jasper Ocean Terminal (sites 14A and 14B) will be key disposal sites for the Project's construction and maintenance dredging spoil. Disposal on those sites is projected to occur for over 50 years. The channel is not designed to accommodate fully loaded post-Panamax ships and these of course would be the ships most likely to use the Jasper terminal. Additionally, the traffic in the Savannah River projected to use the Garden City Terminal will be so intense that docking and maneuvering operations at the Jasper terminal will be nearly impossible. Since it is the avowed intent of both the State of Georgia and the State of South Carolina to develop an ocean terminal on the so called Jasper site, we believe that this project should be designed to make that site available and to adequately accommodate the shipping that will utilize that terminal, as well as that proceeding upstream to the Garden City Terminal.

WILLIAM D. "DEAN" MOSS, JR., CHAIRMAN  
MIKEEL DARTER  
MICHAEL G. MUSHANE  
HENRY HANK SCOTT

COLLEEN BATTERY, ESQ.  
REP. WILLIAM G. "BILL" TORBERMAN  
MARY SAULS  
ROBERT L. WALDREP, JR., ESQ.

SEN. LAWRENCE K. "LARRY" GREGGINS  
REP. JAMES H. MERRILL  
CATHERINE CLIPS SCARBOROUGH  
W.D. "BILL" WORKMAN

**2. The Project is inadequate.** As proposed, the Project does not create a navigation situation that is adequate to support the projected growth in shipping and the transition from Panamax ships to post-Panamax ships. The offshore channel is not deep enough to accommodate post-Panamax ships at maneuvering speed and is too narrow to allow two ships to pass. There is only one viable passing lane along the 30 + miles of dredged channel. This effective one-way channel will not allow the density of shipping that is projected and on which the benefits of the Project are based.

**3. The environmental impacts are significant.** South Carolina has significant concerns about the impact of the Project on the water quality of the Savannah River Basin, on the wetlands in the Savannah National Wildlife Refuge and on the habitats for the endangered Short Nosed Sturgeon and Atlantic Sturgeon and the Striped Bass as well as other plant and animal species. Our review of the documents reveals that there is still considerable uncertainty about these impacts despite the extensive research carried out by the Corps and its consultants. We do not believe that the proposed mitigation for the dissolved oxygen impacts has been proven effective at this scale and even if it were to be effective, there is no guarantee that it would be funded for operations and maintenance in the future. The failure of this mitigation would further inhibit the ability of South Carolina's industries and municipalities to utilize the Savannah River for permitted wastewater disposal.

**4. The DEIS and the GRR completely ignore the benefits that will accrue to South Carolina from a properly designed project.** The benefit calculation focuses solely on the efficiency benefits to ship owners from the proposed improvements. Because the driving assumption is that no increase in TEUs is expected from the project, the arguably significant growth in port business that will occur is not quantified. Such discussion that does occur focuses solely on Chatham and surrounding Georgia Counties. In short, there is no documentation that would allow South Carolina to evaluate the economic benefits or costs of the Project to its citizens. The analysis also does not consider the best alternatives to maximize the benefits to the Savannah River Basin as a whole and the communities in both states, particularly given the aforementioned impacts on a potential Jasper Ocean Terminal. Given the skepticism about the Project in much of South Carolina, this is a very significant shortcoming in the Documents.

It is clear from our review that the Project is asking entirely too much of the relatively narrow and environmentally stressed Savannah River. A more rational approach to the undisputed need to increase the capacity of this important port would be to select the alternative that minimizes the unavoidable environmental damages and then proceed immediately to the joint development of the Jasper Ocean Terminal.

Because South Carolina's citizens and its environment are significantly affected by the Project, we request that these Documents be revised to address our specific concerns and suggestions and that the Corps and the Georgia Ports Authority consider

William Bailey, USACE  
January 21, 2011  
Page 3

very carefully whether this project, as conceived, is what the region needs to support its future shipping and to maximize the economic benefits to the citizens and communities of both South Carolina and Georgia.

Sincerely,

ORIGINAL signed  
WDM

William D. Moss, Jr.  
Chairman

Copies: The Honorable Nikki Haley, Governor of South Carolina  
The Honorable Allen Wilson, Attorney General of South Carolina  
Members of the Savannah River Maritime Commission  
Curtis Foltz, Executive Director, Georgia State Ports Authority

**Pearson, Tim**

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**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 6:56 PM  
**To:** Pearson, Tim; Pitts, Ted  
**Subject:** Fw: AG's Opinion - Maritime Com'n  
**Attachments:** AG's Opinion Maritime Commission.pdf

FYI

**From:** Roberts, Carlisle [mailto:robertc@dhec.sc.gov]  
**Sent:** Monday, November 14, 2011 04:36 PM  
**To:** Patel, Swati  
**Subject:** AG's Opinion - Maritime Com'n

Swati,

Last year, the AG issued an opinion in response to a request from the Maritime Commission. One of the Maritime Commission's questions was:

Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

The AG's response was:

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. *The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10.* Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25AS.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

The opinion is attached.

Carl

\*\*\*\*\*  
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\*\*\*\*\*

**Pearson, Tim**

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 2:12 PM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati  
**Subject:** FW: Savannah Harbor agreement

**From:** Myrick, Adam [<mailto:myrickar@dhec.sc.gov>]  
**Sent:** Thursday, November 10, 2011 12:57 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah Harbor agreement

Rob,

The DHEC Board has voted to approve and agreement in principal that we've entered into with the U.S. Army Corps of Engineers and the Georgia Ports Authority.

In meetings this morning prior to the DHEC Board meeting, representatives from the Corps and GPA made assurances to us that they would address our primary concerns. Those include:

- State of Georgia committing to funding some project equipment costs if federal funding for equipment is not allocated in the future
- made concessions on wetlands concerns we had
- protection of endangered wildlife

Board decision will be issued in writing and signed by Mr. Amsler or of before Nov. 15.

If you need any further info on this matter, please feel free to contact me.

Thanks,  
Adam R. Myrick  
Division of Media Relations  
S.C. Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia SC 29201

(803) 898-3884

## Patel, Swati

---

**From:** DMARCHAND@gaports.com  
**Sent:** Friday, November 18, 2011 9:41 AM  
**To:** William L Bethea Jr; Patel, Swati  
**Cc:** 'Rogers, Sally'; David Posek; 'Jim Balloun'; BETTY LONG  
**Subject:** Re: JPO Second Amandment

Bill,

Good morning.

Betty Long at GPA is handling our work now and will get these copies out by email this morning to Sally, Swati, and you.

When we rehandled the second agreement earlier this year, Dave asked that we send a copy to Peter Lehman, so SCSPA has a copy.

Regards,

Doug

---

**From:** "William L Bethea Jr" [bill@REDACTED]  
**Sent:** 11/17/2011 04:05 PM EST  
**To:** <swatipatel@gov.sc.gov>  
**Cc:** "Rogers, Sally" <SRogers@MCNAIR.NET>; DOUG MARCHAND; "David Posek" <David.j.Posek@Daedalusllp.com>; "Jim Balloun" <jballoun@REDACTED>  
**Subject:** JPO Second Amandment

Swati, attached is an unexecuted copy of what was approved as the Second Amendment. I do not have a copy of the executed document because this action was finalized after I turned the official records over to Doug Marchand. By copy of this email I am asking Doug to send you, Sally and me a copy of the executed document to complete our files. Doug, Swati is Governor Haley's General Counsel and requested copies of the JPO documents to review on behalf of the Governor. She has the basic Agreement and the First Amendment in executed form but needs an executed copy of the Second Amendment. Thanks for your help.  
Swati, if I can help in any other way please let me know.  
All the best,  
bill

William L. Bethea Jr.  
12 Hanover Way  
Bluffton, SC 29910  
Tel: 843-837-8600  
Cell: 843-REDACTED  
e-mail: bill@REDACTED



**Patel, Swati**

---

**From:** BLONG@gaports.com  
**Sent:** Friday, November 18, 2011 12:37 PM  
**To:** 'Rogers, Sally'; Patel, Swati; 'William L Bethea Jr'; 'Lawrence, Philip'  
**Cc:** David Posek; DMARCHAND@gaports.com  
**Subject:** Emailing: 2nd Amdmt-Intergov Agmt-2010-0401.pdf  
**Attachments:** 2nd Amdmt-Intergov Agmt-2010-0401.pdf

Please find attached a copy of the fully executed Second Amendment to the Intergovernmental Agreement dated April 1, 2010.

Best regards/bl  
Betty Long  
Executive Administrative Assistant  
Georgia Ports Authority  
Phone: 912-964-3847 | Fax: 912-963-5477  
E-mail: [blong@gaports.com](mailto:blong@gaports.com)

**Patel, Swati**

---

**From:** William L Bethea Jr [bill@ ]  
**Sent:** Friday, November 18, 2011 10:34 AM  
**To:** DMARCHAND@gaports.com; Patel, Swati  
**Cc:** 'Rogers, Sally'; 'David Posek'; 'Jim Balloun'; 'BETTY LONG'  
**Subject:** RE: JPO Second Amandment

Thanks Doug  
bill

William L. Bethea Jr.  
12 Hanover Way  
Bluffton, SC 29910  
Tel: 843-837-8600  
Cell: 843-  
e-mail: bill@

---

**From:** DMARCHAND@gaports.com [mailto:DMARCHAND@gaports.com]  
**Sent:** Friday, November 18, 2011 9:41 AM  
**To:** William L Bethea Jr; swatipatel  
**Cc:** 'Rogers, Sally'; David Posek; 'Jim Balloun'; BETTY LONG  
**Subject:** Re: JPO Second Amandment

Bill,

Good morning.

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Doug

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**To:** <swatipatel@gov.sc.gov>  
**Cc:** "Rogers, Sally" <SRogers@MCNAIR.NET>; DOUG MARCHAND; "David Posek" <David.j.Posek@Daedalusllp.com>; "Jim Balloun" <jballoun@ >  
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Swati, if I can help in any other way please let me know.

All the best,

bill

William L. Bethea Jr.

12 Hanover Way

Bluffton, SC 29910

Tel: 843-837-8600

Cell: 843- [REDACTED]

e-mail: [bill@ \[REDACTED\]](mailto:bill@ [REDACTED])

**Patel, Swati**

---

**From:** David Posek [David.j.Posek@Daedalusllp.com]  
**Sent:** Friday, November 18, 2011 10:51 AM  
**To:** DMARCHAND@gaports.com; 'William L Bethea Jr'; Patel, Swati  
**Cc:** 'Rogers, Sally'; 'Jim Balloun'; 'BETTY LONG'; 'Lawrence, Philip'  
**Subject:** RE: JPO Second Amandment

Betty: would you please send a copy to Philip Lawrence, our attorney...Thanks...DAVE

**From:** DMARCHAND@gaports.com [mailto:DMARCHAND@gaports.com]  
**Sent:** Friday, November 18, 2011 9:41 AM  
**To:** William L Bethea Jr; swatipatel  
**Cc:** 'Rogers, Sally'; David Posek; 'Jim Balloun'; BETTY LONG  
**Subject:** Re: JPO Second Amandment

Bill,

Good morning.

Betty Long at GPA is handling our work now and will get these copies out by email this morning to Sally, Swati, and you.

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Regards,

Doug

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**Sent:** 11/17/2011 04:05 PM EST  
**To:** <swatipatel@gov.sc.gov>  
**Cc:** "Rogers, Sally" <SRogers@MCNAIR.NET>; DOUG MARCHAND; "David Posek" <David.j.Posek@Daedalusllp.com>; "Jim Balloun" <jballoun@redacted>  
**Subject:** JPO Second Amandment

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Swati, if I can help in any other way please let me know.

All the best,  
bill

William L. Bethea Jr.  
12 Hanover Way  
Bluffton, SC 29910  
Tel: 843-837-8600  
Cell: 843-  
e-mail: bill@redacted

**Patel, Swati**

---

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 12:02 PM  
**To:** 'Brandon Gaskins'  
**Subject:** RE: First Amendment to JPO Intergovernmental Agreement

Thanks as always!

**From:** Brandon Gaskins [mailto:bgaskins@hagoodkerr.com]  
**Sent:** Monday, November 14, 2011 11:03 AM  
**To:** Patel, Swati  
**Subject:** First Amendment to JPO Intergovernmental Agreement

Swati,

I've attached the last version of the Intergovernmental Agreement that I have. I think, but cannot be sure, that it has since been amended. Sally Rogers at McNair should have the most recent version.

E. Brandon Gaskins  
Hagood & Kerr, PA  
[www.hagoodkerr.com](http://www.hagoodkerr.com)  
654 Coleman Blvd., Suite 100  
Mount Pleasant, South Carolina 29464  
Tel: (843) 972-1000  
Fax: (843) 972-1005  
E-mail: [bgaskins@HagoodKerr.com](mailto:bgaskins@HagoodKerr.com)

**Patel, Swati**

---

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 4:25 PM  
**To:** 'SRogers@MCNAIR.NET'  
**Subject:** Re: JPO Agreement

Thanks Sally!

**From:** Rogers, Sally [mailto:SRogers@MCNAIR.NET]  
**Sent:** Monday, November 14, 2011 04:17 PM  
**To:** Patel, Swati  
**Subject:** FW: JPO Agreement

Swati, per your request, please find attached the JPO Agreement and the First Amendment to the JPO. Sally

**From:** Belton, Courtney  
**Sent:** Monday, November 14, 2011 4:01 PM  
**To:** Rogers, Sally  
**Subject:** JPO Agreement

CIRCULAR 230 DISCLOSURE: To ensure compliance with requirements imposed by the IRS, we inform you that any US Federal Tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the internal revenue code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein. This advice may not be forwarded (other than within the taxpayer to which it has been sent) without our express written consent. To read more about this disclosure, please see [http://www.mcnaire.net/D1D330/portalresource/IRS\\_Circular\\_230.pdf](http://www.mcnaire.net/D1D330/portalresource/IRS_Circular_230.pdf)

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**Patel, Swati**

---

**From:** Patel, Swati  
**Sent:** Friday, November 18, 2011 12:00 PM  
**To:** 'William L Bethea Jr'  
**Cc:** 'Rogers, Sally'; DMARCHAND@gaports.com; 'David Posek'; 'Jim Balloun'  
**Subject:** RE: JPO Second Amandment

To All,

I appreciate all of your assistance in helping me complete my files regarding the JPO agreement and amendments thereto.

Thanks,  
Swati

Swati Shah Patel  
Chief Legal Counsel  
Office of the Governor  
803.734.5095 direct dial

---

**From:** William L Bethea Jr [mailto:bill@██████████]  
**Sent:** Thursday, November 17, 2011 4:06 PM  
**To:** Patel, Swati  
**Cc:** 'Rogers, Sally'; DMARCHAND@gaports.com; 'David Posek'; 'Jim Balloun'  
**Subject:** JPO Second Amandment

Swati, attached is an unexecuted copy of what was approved as the Second Amendment. I do not have a copy of the executed document because this action was finalized after I turned the official records over to Doug Marchand. By copy of this email I am asking Doug to send you, Sally and me a copy of the executed document to complete our files. Doug, Swati is Governor Haley's General Counsel and requested copies of the JPO documents to review on behalf of the Governor. She has the basic Agreement and the First Amendment in executed form but needs an executed copy of the Second Amendment. Thanks for your help.  
Swati, if I can help in any other way please let me know.  
All the best,  
bill

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Bluffton, SC 29910  
Tel: 843-837-8600  
Cell: 843-██████████  
e-mail: [bill@██████████](mailto:bill@██████████)

**Patel, Swati**

---

**From:** Brandon Gaskins [bgaskins@hagoodkerr.com]  
**Sent:** Monday, November 14, 2011 11:03 AM  
**To:** Patel, Swati  
**Subject:** First Amendment to JPO Intergovernmental Agreement  
**Attachments:** First Amendment to Intergovernmental Agreement for JPO.pdf

Swati,

I've attached the last version of the Intergovernmental Agreement that I have. I think, but cannot be sure, that it has since been amended. Sally Rogers at McNair should have the most recent version.

E. Brandon Gaskins  
Hagood & Kerr, PA  
[www.hagoodkerr.com](http://www.hagoodkerr.com)  
654 Coleman Blvd., Suite 100  
Mount Pleasant, South Carolina 29464  
Tel: (843) 972-1000  
Fax: (843) 972-1005  
E-mail: [bgaskins@HagoodKerr.com](mailto:bgaskins@HagoodKerr.com)



**Patel, Swati**

---

**From:** Rogers, Sally [SRogers@MCNAIR.NET]  
**Sent:** Monday, November 14, 2011 4:18 PM  
**To:** Patel, Swati  
**Subject:** FW: JPO Agreement  
**Attachments:** FIRST AMENDMENT TO THE JPO AGREEMENT.pdf; JPO AGREEMENT-1.pdf

Swati, per your request, please find attached the JPO Agreement and the First Amendment to the JPO. Sally

**From:** Belton, Courtney  
**Sent:** Monday, November 14, 2011 4:01 PM  
**To:** Rogers, Sally  
**Subject:** JPO Agreement

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**Patel, Swati**

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**From:** William L. Bethea Jr [bill@ ]  
**Sent:** Thursday, November 17, 2011 4:06 PM  
**To:** Patel, Swati  
**Cc:** 'Rogers, Sally'; DMARCHAND@gaports.com; 'David Posek'; 'Jim Bailoun'  
**Subject:** JPO Second Amandment  
**Attachments:** scan0001.pdf

Swati, attached is an unexecuted copy of what was approved as the Second Amendment. I do not have a copy of the executed document because this action was finalized after I turned the official records over to Doug Marchand. By copy of this email I am asking Doug to send you, Sally and me a copy of the executed document to complete our files. Doug, Swati is Governor Haley's General Counsel and requested copies of the JPO documents to review on behalf of the Governor. She has the basic Agreement and the First Amendment in executed form but needs an executed copy of the Second Amendment. Thanks for your help.  
Swati, if I can help in any other way please let me know.  
All the best,  
bill

William L. Bethea Jr.  
12 Hanover Way  
Bluffton, SC 29910  
Tel: 843-837-8600  
Cell: 843-  
e-mail: bill@

**Patel, Swati**

---

**From:** Bryan Stirling [BStirling@scag.gov]  
**Sent:** Wednesday, November 02, 2011 9:46 AM  
**To:** Patel, Swati  
**Subject:** Savannah River Dredging  
**Attachments:** Bryan Stirling.vcf

Has Governor Haley taken a position on the Savannah River Dredging issue? We've had several folks come over here and ask us to get in potential legal actions.  
Thank you.

**Patel, Swati**

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 2:12 PM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati  
**Subject:** FW: Savannah Harbor agreement

**From:** Myrick, Adam [mailto:myrickar@dhec.sc.gov]  
**Sent:** Thursday, November 10, 2011 12:57 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah Harbor agreement

Rob,

The DHEC Board has voted to approve and agreement in principal that we've entered into with the U.S. Army Corps of Engineers and the Georgia Ports Authority.

In meetings this morning prior to the DHEC Board meeting, representatives from the Corps and GPA made assurances to us that they would address our primary concerns. Those include:

-State of Georgia committing to funding some project equipment costs if federal funding for equipment is not allocated in the future

-made concessions on wetlands concerns we had

-protection of endangered wildlife

Board decision will be issued in writing and signed by Mr. Amsler or of before Nov. 15.

If you need any further info on this matter, please feel free to contact me.

Thanks,  
Adam R. Myrick  
Division of Media Relations  
S.C. Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia SC 29201

(803) 898-3884

## Patel, Swati

---

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 3:37 PM  
**To:** Pitts, Ted; Godfrey, Rob  
**Subject:** Fw: SHEP 401  
**Attachments:** maritime commission 401.pdf

**From:** Roberts, Carlisle [mailto:robertc@dhec.sc.gov]  
**Sent:** Monday, November 14, 2011 03:32 PM  
**To:** Patel, Swati  
**Subject:** SHEP 401

Swati, the issues which led to the initial denial and the solutions offered by the Army Corps and Ga. Ports Authority are as follows:

1. Dissolved Oxygen:

(A) COE will commit to operation of the Dissolved Oxygen system as stated in the letter from Col.

Jeffrey M. Hall of November 4, 2011, specifically:

First, the project Record of Decision will expressly recognize a binding commitment to install, operate, and maintain the DO system in accordance with the project mitigation plan, subject to Congressional appropriation of funds for the project. Second, the Savannah District will make the DO system a top priority for annual operation and maintenance (O&M) funds appropriated and received for the project, above normal maintenance requirements.

(B) The State of Georgia, including instrumentalities and agencies thereof, will provide financial assurance, in a manner acceptable to DHEC, that it will fund operation and maintenance of the Dissolved Oxygen system in any year that sufficient federal funds for the operation and maintenance of the system are not made available. This obligation extends for the life of the project (50 years). Such financial assurance may be achieved through a Standby Trust Fund, Surety Bond, Letter of Credit, Insurance, or other means deemed acceptable to DHEC. The State of Georgia will provide the financial assurance before any dredging begins.

2. Wetlands Mitigation:

To address DHEC concerns about the sufficiency of mitigation for potential impacts on salt marsh, the State of Georgia agrees to transfer to the State of South Carolina or to preserve in perpetuity from development an amount of acreage of salt marsh in South Carolina equivalent to 2,200 mitigation credits (generally 1,690 acres) as part of its Environmental Sustainability Program.

3. Shortnose Sturgeon:

COE shall comply with all terms and conditions in the National Marine Fisheries Service Final Biological Opinion.

4. Archaeological Resources:

To ensure protection of cultural resources, DHEC must receive an executed Programmatic Agreement for Cultural Resources signed by the Corps and the South Carolina Historic Preservation Office.

5. Alternatives Analysis: With DHEC's other, more specific concerns addressed, we believe the requirements for issuance of the 401 certification have been met.

Also, I don't seem to have the AG's opinion on the Maritime Commission at the moment, but my opinion request letter is attached, FYI. The AG's opinion affirmed the position stated in my letter.

\*\*\*\*\*

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**Patel, Swati**

---

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 3:39 PM  
**To:** 'robertc@dhec.sc.gov'  
**Subject:** Re: SHEP 401

Thanks!

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**Sent:** Monday, November 14, 2011 03:32 PM  
**To:** Patel, Swati  
**Subject:** SHEP 401

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**Subject:** AG's Opinion - Maritime Com'n  
**Attachments:** AG's Opinion Maritime Commission.pdf

Swati,

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Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

The AG's response was:

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10. Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25AS.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

The opinion is attached.

Carl

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\*\*\*\*\*



HENRY McMASTER  
ATTORNEY GENERAL

October 25, 2010

William D. "Dean" Moss, Jr., Chairman  
Savannah River Maritime Commission  
6 Snake Road  
Okatie, South Carolina 29909-3739

Dear Mr. Moss:

We received your letter requesting an opinion of this Office concerning the powers of the Savannah River Maritime Commission, particularly as those powers relate to federally delegated responsibilities of state agencies. You asked the following questions:

1. Does the Savannah River Maritime Commission have the right and the responsibility to provide South Carolina's official comments on the Savannah Harbor Expansion Project and may it require the comments of other State Agencies on the project to be routed through the Commission?
2. Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

As a way of background, you explained in the request letter that the Savannah Harbor Expansion Project (SHEP) will provide for the deepening of the Savannah Harbor from 42 feet to 48 feet to allow for the passage and accommodation of much larger container ships. The project is jointly sponsored by the State of Georgia (through the Georgia State Ports Authority) and the U.S. Army Corps of Engineers. Over the next several months, the Corps of Engineers will solicit public comments on the Draft Environmental Impact Statement on SHEP. The change caused by this project would have a significant potential impact on water quality in the Savannah River and on South Carolina's environment and economy.

Section 401 of the federal Clean Water Act provides that South Carolina is responsible for providing a 401 water quality certification (or to deny such certification) when the permitting process begins. As part of its delegated authority from the federal Environmental Protection Agency, DHEC is responsible for providing or denying this certification.

### Law/Analysis

#### Question 1

The National Environmental Policy Act (NEPA) requires federal agencies to consider the environmental impact of their proposed actions and reasonable alternatives to those actions. 42 U.S.C. 4321 *et seq.*<sup>1</sup> As mentioned above, the U.S. Army Corps of Engineers is preparing an Environmental Impact Statement for SHEP pursuant to the National Environmental Policy Act and is required to receive and consider public comments.<sup>2</sup>

The General Assembly created the Savannah River Maritime Commission ("Commission") in 2007 by joint resolution, 2007 Act No. 56, Section 6 which is now codified as S.C. Code § 54-6-10. The Commission's authority is stated as follows:

In addition to the above provisions of this joint resolution, a commission to be known as the Savannah River Maritime Commission is hereby established to **represent this State** in all matters pertaining to the navigability, depth, dredging, wastewater and sludge disposal, and related collateral issues in regard to the use of the Savannah River as a waterway for ocean-going container or commerce vessels. The commission as an instrumentality of this State is empowered to **negotiate on behalf of the State** of South Carolina and **enter into agreements** with the State of Georgia, the United States Army Corps of Engineers, and other involved parties in regard to the above which bind the State of South Carolina; provided, however, that any such agreements which require state funding are subject to the funding being provided by the General Assembly in a general or supplemental appropriations act or in a bond bill.

S.C. Code § 54-6-10(A) (emphasis added).

If a statute's language is plain, unambiguous, and conveys a clear meaning, then the rules of statutory interpretation are not needed and a court has no right to impose another meaning. The words must be given their plain and ordinary meaning without resorting to subtle or forced construction which

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<sup>1</sup> "The purposes of this chapter are: To declare a national policy which will encourage productive and enjoyable harmony between man and his environment; to promote efforts which will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man; to enrich the understanding of the ecological systems and natural resources important to the Nation; and to establish a Council on Environmental Quality." 42 U.S.C. 4321.

<sup>2</sup> As of October 2010, the SHEP "Fact Sheet" can be found at the following link:  
<http://www.sas.usace.army.mil/shexpan/Shep%20Fact%20Sheet-Sep%2020%202010.pdf>

Mr. Moss  
Page 3  
October 25, 2010

limit or expand the statute's operation. Strickland v. Strickland, 375 S.C. 76, 88-89, 650 S.E.2d 465, 472 (2007); Op. S.C. Atty. Gen., June 13, 2008.

It is clearly stated that the Commission has authority to "represent the State," "negotiate on behalf of the State," and "enter into agreement." However, there is no mention of the Commission's authority to restrict the federal right of another to submit comments. The Commission certainly has a right to submit comments and is encouraged to do so. In fact, the Commission may "represent the State" and relay comments from the public or other South Carolina agencies to the U.S. Corps of Engineers. However, the Commission does not have power to prevent others from independently submitting comments on the Draft Environmental Impact Statement. Individuals and agencies may directly submit comments to the U.S. Corps of Engineers.

#### Question 2

S.C. Code § 54-6-10(F) specifically explains the Commission's authority in relation to other state agencies or departments:

Except as provided below, **nothing in this section shall supersede the authority of other state agencies, departments, or instrumentalities including the Department of Natural Resources, the Department of Health and Environmental Control, or the State Ports Authority to exercise all powers, duties, and functions within their responsibilities as provided by law. However, on an interstate basis and specifically in regard to the State of Georgia, the responsibilities granted to the Savannah River Maritime Commission** in this joint resolution **supersede any other concurrent responsibilities** of a particular state agency or department. Any requirements for permitting and constructing new terminal facilities on the Savannah River in Jasper County are declared not to be the responsibility of this commission,<sup>3</sup> except as they may relate to this state's responsibility for the navigability or depth of the South Carolina portion of the Savannah River.

S.C. Code § 54-6-10(F) (emphasis added). The statute is clear that the Commission's authority does not supersede any other state agency's authority, specifically DHEC's. However, there is an exception: "on an interstate basis and specifically in regard to the State of Georgia" when "concurrent responsibilit[y]" is given. The situation at hand does not fall into the exception because there is no concurrent responsibility here.

DHEC is solely responsible for issuing or denying the 401 water quality certification. The only regulation in South Carolina that provides a procedure for issuing 401 certifications is R. 61-101. This regulation specifies DHEC's process as follows:

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<sup>3</sup> The matter at issue here is the Savannah Harbor Expansion Project and does not involve responsibility for permitting and constructing a new terminal facility in Jasper County. A 401 certification involves water quality, not navigability or depth.

A. GENERAL

- (1) This regulation establishes procedures and policies for implementing State water quality certification requirements of Section 401 of the Clean Water Act, 33 U.S.C. Section 1341.
- (2) Any applicant for a Federal license or permit to conduct any activity which during construction or operation may result in any discharge to navigable waters is required by Federal law to first obtain a certification from the Department.<sup>4</sup> Potential applicants are encouraged to contact the Department prior to submitting an application. Federal law provides that no Federal license or permit is to be granted until such certification is obtained . . .
- (3) The Department may issue, deny, or revoke general certifications for categories of activities or for activities specified in Federal nationwide or general dredge and fill permits pursuant to Federal law or regulations. Such general certifications are subject to the same process as individual certifications.

...

F. SCOPE OF REVIEW FOR APPLICATION DECISIONS

- (3) In assessing the water quality impacts of the project, the Department will address and consider the following factors:
  - (a) whether the activity is water dependent and the intended purpose of the activity;
  - (b) whether there are feasible alternatives to the activity;
  - (c) all potential water quality impacts of the project, both direct and indirect, over the life of the project including:
    - (1) impact on existing and classified water uses;
    - (2) physical, chemical, and biological impacts, including cumulative impacts;
    - (3) the effect on circulation patterns and water movement;
    - (4) the cumulative impacts of the proposed activity and reasonably foreseeable similar activities of the applicant and others.

25A S.C. Code Ann. Regs. 61-101(Supp. 2009). The regulation above specifically references DHEC and gives DHEC the authority to issue or deny the 401 certifications.

S.C. Code § 54-6-10(F) explains that the Commission will not supersede the authority of another state agency or department unless there is concurrent responsibility between the agency and the Commission relating to an issue "on an interstate basis . . . specifically in regard to the State of Georgia." The South Carolina Code of Laws of 1976 does not mention the term "interstate basis"

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<sup>4</sup> "Department" means the Department of Health and Environmental Control. 25A S.C. Code Regs. 61-101(B)(4).

Mr. Moss  
Page 5  
October 25, 2010

anywhere else in the code. Therefore, we must rely on the plain language of the term "interstate basis." The Savannah Harbor Expansion Project does involve the State of Georgia, so the project could be considered interstate. Nevertheless, there does not appear to be concurrent responsibility shared between DHEC and the Commission as provided in the joint resolution. S.C. Code § 54-6-10(A) gives the Commission authority to "represent the State," "negotiate on behalf of the State," and "enter into agreement," yet there is no mention of the Commission's authority to require DHEC to issue a certification consistent with the Commission's position.

### **Conclusion**

#### Question 1

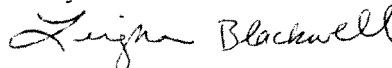
It is the opinion of this Office the Savannah River Maritime Commission has the right to provide comments on the Savannah Harbor Expansion Project. However, S.C. Code § 54-6-10 provides no authority for the Commission to restrict the federal right of another to file comments on the Environmental Impact Statement or to require any party to route comments through the Commission.

#### Question 2

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10. Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25A S.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

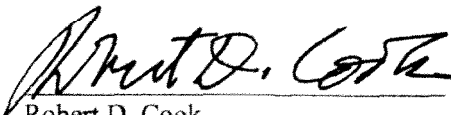
Sincerely,

Henry McMaster  
Attorney General



By: Leigha Blackwell  
Assistant Attorney General

REVIEWED AND APPROVED BY:



Robert D. Cook  
Deputy Attorney General

## Patel, Swati

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:07 AM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati; Taillon, Jeff  
**Subject:** FW: Georgians pledge backing for S.C. port

**From:** Mayfield, Stephanie [mailto:smayfield@georgia.gov]  
**Sent:** Wednesday, November 16, 2011 8:52 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Georgians pledge backing for S.C. port

FYI. Please let Gov. Haley know. Thanks!

Stephanie Mayfield

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port

## Georgians pledge backing for S.C. port

### Deal, senators call Charleston a partner to Savannah

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## Patel, Swati

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**From:** Roberts, Carlisle [robertc@dhec.sc.gov]  
**Sent:** Monday, November 14, 2011 3:32 PM  
**To:** Patel, Swati  
**Subject:** SHEP 401  
**Attachments:** maritime commission 401.pdf

Swati, the issues which led to the initial denial and the solutions offered by the Army Corps and Ga. Ports Authority are as follows:

1. Dissolved Oxygen:

(A) COE will commit to operation of the Dissolved Oxygen system as stated in the letter from Col.

Jeffrey M. Hall of November 4, 2011, specifically:

First, the project Record of Decision will expressly recognize a binding commitment to install, operate, and maintain the DO system in accordance with the project mitigation plan, subject to Congressional appropriation of funds for the project. Second, the Savannah District will make the DO system a top priority for annual operation and maintenance (O&M) funds appropriated and received for the project, above normal maintenance requirements.

(B) The State of Georgia, including instrumentalities and agencies thereof, will provide financial assurance, in a manner acceptable to DHEC, that it will fund operation and maintenance of the Dissolved Oxygen system in any year that sufficient federal funds for the operation and maintenance of the system are not made available. This obligation extends for the life of the project (50 years).

Such financial assurance may be achieved through a Standby Trust Fund, Surety Bond, Letter of Credit, Insurance, or other means deemed acceptable to DHEC. The State of Georgia will provide the financial assurance before any dredging begins.

2. Wetlands Mitigation:

To address DHEC concerns about the sufficiency of mitigation for potential impacts on salt marsh, the State of Georgia agrees to transfer to the State of South Carolina or to preserve in perpetuity from development an amount of acreage of salt marsh in South Carolina equivalent to 2,200 mitigation credits (generally 1,690 acres) as part of its Environmental Sustainability Program.

3. Shortnose Sturgeon:

COE shall comply with all terms and conditions in the National Marine Fisheries Service Final Biological Opinion.

4. Archaeological Resources:



To ensure protection of cultural resources, DHEC must receive an executed Programmatic Agreement for Cultural Resources signed by the Corps and the South Carolina Historic Preservation Office.

5. Alternatives Analysis: With DHEC's other, more specific concerns addressed, we believe the requirements for issuance of the 401 certification have been met.

Also, I don't seem to have the AG's opinion on the Maritime Commission at the moment, but my opinion request letter is attached, FYI. The AG's opinion affirmed the position stated in my letter.

\*\*\*\*\*

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**Patel, Swati**

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**From:** Teague, Ryan [rteague@georgia.gov]  
**Sent:** Wednesday, November 16, 2011 6:03 PM  
**To:** Patel, Swati  
**Subject:** Jasper Ports Agreement

Swati –

I've had a chance to review the agreement that your office forwarded over to me today. Is there a good time tomorrow for us to discuss? I'm available most of the day tomorrow after 10am.

Ryan

W. Ryan Teague  
Executive Counsel  
Office of Governor Nathan Deal  
201 State Capitol  
Atlanta, GA 30334  
404.651.7715

**Patel, Swati**

---

**From:** Patel, Swati  
**Sent:** Wednesday, November 16, 2011 6:11 PM  
**To:** 'rteague@georgia.gov'  
**Subject:** Re: Jasper Ports Agreement

Yes. Can I call you at 10:30 tomorrow?

**From:** Teague, Ryan [mailto:rteague@georgia.gov]  
**Sent:** Wednesday, November 16, 2011 06:03 PM  
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**From:** Teague, Ryan [rteague@georgia.gov]  
**Sent:** Wednesday, November 16, 2011 6:15 PM  
**To:** Patel, Swati  
**Subject:** Re: Jasper Ports Agreement

That looks good

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**From:** Patel, Swati <SwatiPatel@gov.sc.gov>  
**To:** Teague, Ryan  
**Sent:** Wed Nov 16 18:11:25 2011  
**Subject:** Re: Jasper Ports Agreement

Yes. Can I call you at 10:30 tomorrow?

**From:** Teague, Ryan [mailto:rteague@georgia.gov]  
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**Godfrey, Rob**

---

**From:** Myrick, Adam [myrickar@dhec.sc.gov]  
**Sent:** Thursday, November 10, 2011 12:57 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah Harbor agreement

Rob,

The DHEC Board has voted to approve and agreement in principal that we've entered into with the U.S. Army Corps of Engineers and the Georgia Ports Authority.

In meetings this morning prior to the DHEC Board meeting, representatives from the Corps and GPA made assurances to us that they would address our primary concerns. Those include:

- State of Georgia committing to funding some project equipment costs if federal funding for equipment is not allocated in the future

- made concessions on wetlands concerns we had

- protection of endangered wildlife

Board decision will be issued in writing and signed by Mr. Amsler or of before Nov. 15.

If you need any further info on this matter, please feel free to contact me.

Thanks,  
Adam R. Myrick  
Division of Media Relations  
S.C. Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia SC 29201

(803) 898-3884

**Godfrey, Rob**

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**From:** Mayfield, Stephanie [smayfield@georgia.gov]  
**Sent:** Wednesday, November 16, 2011 8:52 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Georgians pledge backing for S.C. port

FYI. Please let Gov. Haley know. Thanks!

Stephanie Mayfield

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor Nathan Deal*  
Office of the Governor



For immediate release  
Nov. 16 2011

Office of Communications  
(404) 651-7774

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Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

**Godfrey, Rob**

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**Sent:** Wednesday, November 16, 2011 9:17 AM  
**To:** 'Mayfield, Stephanie'  
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"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

## Godfrey, Rob

---

**From:** Bynum, Russ [rbynum@ap.org]  
**Sent:** Thursday, October 13, 2011 11:15 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley re. Savannah harbor deepening

Rob;

This is Russ Bynum, AP correspondent in Savannah. Just saw this story from one of the TV stations from Gov. Haley's appearance in Bluffton yesterday.

<http://www.thecoastalsource.com/news/local/story/Gov-Haley-talks-partnership-on-harbor-deepening/tLCkc2BArOWj-OYgSghGxw.csp>

I'm interested in anything you can tell us about the governor's meeting with Gov. Deal.  
Is Gov. Haley saying she's willing to cooperate with GA in trying to make the Savannah harbor deepening happen?

I'm in the middle of writing a story following up on DHEC denying a permit for the Savannah project and I want to make sure I understand Gov. Haley's latest position.  
The last we heard from her on GA ports was the "Georgia has had their way with us for too long" quote from a year ago.

If you want to talk, I'm at 912-484-5454.

Thanks much,  
Russ  
The AP, Savannah  
912-484-5454

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## Godfrey, Rob

---

**From:** Taillon, Jeff  
**Sent:** Thursday, October 13, 2011 11:39 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Press Request

Jeff M. Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

-----Original Message-----

**From:** Office of the Governor Site Support [<mailto:mary.mayle@savannahnow.com>]  
**Sent:** Thursday, October 13, 2011 11:36 AM  
**To:** Taillon, Jeff  
**Subject:** Press Request

**Organization:** Savannah Morning News  
**Name:** Mary Carr Mayle  
**Deadline:** 10-13-2011

**Telephone:** 912-652-0324  
**Email:** [mary.mayle@savannahnow.com](mailto:mary.mayle@savannahnow.com)

**Request:**

WJCL Savannah is reporting that at yesterday's Hilton Head State of the Region breakfast, Gov. Haley said she is working with Gov. Deal to come up with a harbor deepening plan for the entire region - Charleston, Savannah and Jasper.

She is quoted as saying "Our goal is to make sure every port is successful" and that dredging the Savannah Harbor will have a "massive impact" on the economies of Beaufort and Jasper counties.

Does this mean she has softened her stance on "Georgia having its way with us for too long" and supports deepening for both Savannah and Charleston as well as the future Jasper port?

Would really love a quote and some clarification.



## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, October 13, 2011 12:16 PM  
**To:** 'rbynum@ap.org'  
**Subject:** Re: Gov. Haley re. Savannah harbor deepening

Will get you something shortly.

**From:** Bynum, Russ [<mailto:rbynum@ap.org>]  
**Sent:** Thursday, October 13, 2011 11:15 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley re. Savannah harbor deepening

Rob;

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## Godfrey, Rob

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**From:** Bynum, Russ [rbynum@ap.org]  
**Sent:** Thursday, October 13, 2011 12:18 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Gov. Haley re. Savannah harbor deepening

Thank you. I'll be looking out for it.  
Russ

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, October 13, 2011 12:16 PM  
**To:** Bynum, Russ  
**Subject:** Re: Gov. Haley re. Savannah harbor deepening

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## Godfrey, Rob

---

**From:** Pitts, Ted  
**Sent:** Thursday, October 13, 2011 4:14 PM  
**To:** Godfrey, Rob  
**Subject:** FW: sc quote

**From:** Gobeil, Bart [<mailto:bgobeil@georgia.gov>]  
**Sent:** Thursday, October 13, 2011 4:06 PM  
**To:** Pitts, Ted  
**Cc:** Robinson, Brian  
**Subject:** Fw: sc quote

Here was gov deal's comments from today. Nothing on "an agreement". Just come conclusions around the importance of both ports. Hope that helps for clarity.

**From:** Robinson, Brian  
**To:** Gobeil, Bart  
**Cc:** Mayfield, Stephanie  
**Sent:** Thu Oct 13 15:58:10 2011  
**Subject:** FW: sc quote

**From:** Gould Sheinin, Aaron (CMG-Atlanta) [<mailto:Aaron.GouldSheinin@ajc.com>]  
**Sent:** Thursday, October 13, 2011 3:57 PM  
**To:** Robinson, Brian  
**Subject:** sc quote

She and I had a great meeting. I think we have come to some general conclusions and that is our ports both the Savannah port and the Charleston port are very important for our states both individually and collectively and if we're not successful in keeping the ability for the large post Panamac vessels to stop on our part of the East Coast they will continue up the east coast and they go to regions of the United States where our two states will have difficulty seeing any benefit.

I'm looking forward to a great cooperative effort with Governor Haley. I think we do have opportunities for us at the savannah port and for them at the Charleston port. I don't think they're inconsistent projects in fact I think they're very compatible projects. I was encouraged by our meetings.

Aaron Gould Sheinin  
Staff Writer  
The Atlanta Journal-Constitution  
404 526 5823 office  
404 694 1018 mobile  
404 526 5746 fax  
Twitter: [@ajcpolitics](#)  
Facebook: [AJC Politics](#)  
AIM: agsheinin  
Skype: aaron.gould.sheinin

## Godfrey, Rob

---

**From:** Dan McCue [danmccue@comcast.net]  
**Sent:** Friday, October 14, 2011 2:59 PM  
**To:** Godfrey, Rob  
**Subject:** Story I am working on regarding the savannah dredging project

Hi Rob,

I hope all is well. ConnectSavannah has asked me to write a piece on the Savannah River Dredging project and I'm wondering, as is everybody else, how close we are to an agreement on this... I saw the Atlanta Constitution piece on this, but you never can tell how accurate a press report is...what's your assessment of the report. Do you think its a pretty fair depiction of the state of conversations between the two states?

Has anything else transpired since?

Thanks for any insight you can provide!

Dan

Dan McCue  
Journalist/Writer  
cell: (843) 469-5865  
SKYPE: 843-376-3798  
[danmccue@comcast.net](mailto:danmccue@comcast.net)  
<http://www.anaximanderllc.com>  
<http://www.renewableenergymagazine.com/energias/renovables/>

<http://twitter.com/DanMcCue>  
<http://www.facebook.com/mccuedan>  
<http://www.linkedin.com/in/danmccue>

## Godfrey, Rob

---

**From:** Dan McCue [danmccue@comcast.net]  
**Sent:** Friday, October 14, 2011 3:20 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Story I am working on regarding the savannah dredging project

Thanks Rob....

----- Original Message -----

**From:** Godfrey, Rob  
**To:** Dan McCue  
**Sent:** Friday, October 14, 2011 3:03 PM  
**Subject:** RE: Story I am working on regarding the savannah dredging project

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the southeast is good for both of our states."

Background: Governor Haley and Governor Deal had lunch at the Statehouse in Columbia on Tuesday, October 4, at approximately 1:15 PM

Dan McCue  
Journalist/Writer  
cell: (843) 469-5865  
SKYPE: 843-376-3798  
[danmccue@comcast.net](mailto:danmccue@comcast.net)  
<http://www.anaximanderllc.com>  
<http://www.renewableenergymagazine.com/energias/renovables/>

<http://twitter.com/DanMcCue>  
<http://www.facebook.com/mccuedan>  
<http://www.linkedin.com/in/danmccue>

## Godfrey, Rob

---

**From:** Landers, Mary [mary.landern@savannahnow.com]  
**Sent:** Wednesday, November 09, 2011 11:29 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Request for comment re: DHEC meeting tomorrow

Thank you so much for your prompt response.

*Mary Landers*  
Environment reporter  
Savannah Morning News  
912-652-0337

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Wednesday, November 09, 2011 11:17 AM  
**To:** Landers, Mary  
**Subject:** Re: Request for comment re: DHEC meeting tomorrow

Quote for attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have had a lot to talk about – including ports issues. As to the Board's decision tomorrow, that is entirely up to the Board."

**From:** Landers, Mary [mailto:mary.landern@savannahnow.com]  
**Sent:** Wednesday, November 09, 2011 10:56 AM  
**To:** Godfrey, Rob  
**Subject:** Request for comment re: DHEC meeting tomorrow

Dear Rob,

I'm writing a preview of tomorrow's DHEC meeting in which the corps will present its case for overturning the DHEC staff recommendation to deny the water quality permit for Savannah harbor deepening. I understand Governors Haley and Deal have had positive conversations on this matter and there's some prospect there may be a resolution in the impasse regarding the project.

Can you confirm that and comment? Has Gov. Haley discussed the matter with the DHEC board directly?

Thanks,  
*Mary Landers*  
Environment reporter  
Savannah Morning News  
912-652-0337

**Godfrey, Rob**

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**From:** Landers, Mary [mary.land@savannahnow.com]  
**Sent:** Wednesday, November 09, 2011 10:56 AM  
**To:** Godfrey, Rob  
**Subject:** Request for comment re: DHEC meeting tomorrow

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Can you confirm that and comment? Has Gov. Haley discussed the matter with the DHEC board directly?

Thanks,  
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Environment reporter  
Savannah Morning News  
912-652-0337



## Godfrey, Rob

---

**From:** Adcox, Seanna M. [SAdcox@ap.org]  
**Sent:** Thursday, November 10, 2011 2:29 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Thanks. Can you please comment on the change in her stance versus what she said after she was elected. (As lifted from a Post and Courier article: "You now have a governor who does not like to lose," Haley said. "Georgia has had their way with us for way too long, and I don't have the patience to let it happen anymore."

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Thursday, November 10, 2011 2:17 PM  
**To:** Adcox, Seanna M.  
**Subject:** Follow up

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

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**Godfrey, Rob**

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Thursday, November 10, 2011 3:33 PM  
**To:** Godfrey, Rob  
**Subject:** DHEC

Hi Rob,

I wanted to get a comment from the governor about DHEC's decision today to grant the water permit that will allow the Savannah port dredging to move further along. Does the governor support the board's decision? What concerns does she have about SC's ability to compete with the Savannah port?

Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Thursday, November 10, 2011 4:17 PM  
**To:** Godfrey, Rob  
**Subject:** RE: DHEC

thanks so much....I've been on the phone all afternoon

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, November 10, 2011 4:12 PM  
**To:** ywenger@postandcourier.com  
**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

Working on getting you what you need for this: Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

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**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Thursday, November 10, 2011 6:20 PM  
**To:** Godfrey, Rob  
**Subject:** RE: DHEC

Rob,

Can the governor respond to these comments from Sen. Sheheen, in addition to my question earlier about a fundraiser she may have attended in Atlanta recently or one that was affiliated with the Savannah port?

**Sheheen Calls DHEC Port Decision a Costly Blunder**  
Calls for DHEC Board's Resignation

Columbia, SC - State Senator **Vincent Sheheen** of Camden today called the state's Department of Health and Environmental Control (DHEC) unanimous decision to allow the dredging of waterways to the Port of Savannah a costly blunder and called for Board members to resign immediately. Sheheen issued the following statement:

"Today's decision by the DHEC board is a disaster for our state's environment and our future economic growth. Selling out on protection of our sensitive natural habitats and our own economy is a blunder that will cost us dearly in jobs and natural resources. The DHEC Board members should resign immediately and Governor Haley should replace them with knowledgeable individuals who will represent the best interest of South Carolina and who are not campaign contributors to Haley. I am further requesting that state Senate President Pro Tem Glenn McConnell convene an investigatory committee to review whether or not the DHEC board was improperly influenced. I am also calling on Governor Haley to disclose immediately all contributions, if any, she received from persons or corporations residing in the state of Georgia during the last six months."

"The actions today show a disregard for our state's economic and environmental interests. Every person who loves this state should be shocked."

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## Godfrey, Rob

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**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Thursday, November 10, 2011 7:12 PM  
**To:** Godfrey, Rob  
**Subject:** RE: DHEC

FYI -- From Stavrinakis -- let me know if you guys want to respond to any of this:

"Governor Haley and her team have launched a direct assault on the Port of Charleston, the jobs it creates, and the families those jobs support. The people of South Carolina deserve an answer from the Governor for this outrageous act of betrayal - because ultimately the buck stops with her. I will be filing a Freedom of Information Act (FOIA) request in the morning, asking for details on the Governor's communication with Port officials in Georgia over the last year. I will also be asking for all travel logs to and from the state of Georgia by the Governor as well as her staff over the last year. I also call on the Governor to release any and all campaign contributions this quarter from Georgia residents. The people of South Carolina have a right to know why the Haley administration sold them out to the state of Georgia. I am going to do everything I can to help them get the answers."

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, November 10, 2011 7:00 PM  
**To:** ywenger@postandcourier.com  
**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "Vincent Sheheen should put down the sour political grapes long enough to stop hyperventilating."

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## Godfrey, Rob

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**Sent:** Thursday, November 10, 2011 7:35 PM  
**To:** Godfrey, Rob  
**Subject:** RE: DHEC

Also, why did the governor fly to Athens with Kenyon Wells on Sept. 10? It just says personal time?

-----Original Message-----

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**Sent:** Thursday, November 10, 2011 7:00 PM  
**To:** ywenger@postandcourier.com  
**Subject:** RE: DHEC

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###

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]



**Sent:** Thursday, November 10, 2011 4:12 PM

**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)

**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states - South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

Working on getting you what you need for this: Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]

**Sent:** Thursday, November 10, 2011 3:33 PM

**To:** Godfrey, Rob

**Subject:** DHEC

Hi Rob,

I wanted to get a comment from the governor about DHEC's decision today to grant the water permit that will allow the Savannah port dredging to move further along. Does the governor support the board's decision? What concerns does she have about SC's ability to compete with the Savannah port?

Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Chapman, Daniel (CMG-Atlanta) [Dan.Chapman@ajc.com]  
**Sent:** Saturday, November 12, 2011 10:22 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Hi Rob,

Her earlier comments (and I'm paraphrasing here cuz I'm out of town) when she said "I'm tired of GA/Savannah kicking C'ton's butt."

dan

---

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, November 10, 2011 6:00 PM  
**To:** Chapman, Daniel (CMG-Atlanta)  
**Subject:** RE: Follow up

"And S.C. Gov. Nikki Haley, who previously opposed to the Savannah port's advancement because she thought it would hurt Charleston..."

What is your source here?

**From:** Chapman, Daniel (CMG-Atlanta) [mailto:Dan.Chapman@ajc.com]  
**Sent:** Thursday, October 13, 2011 3:45 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Now seems Deal didn't so strongly say a deal is imminent. My bad (info)...Dan

---

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, October 13, 2011 3:07 PM  
**To:** Chapman, Daniel (CMG-Atlanta)  
**Subject:** Follow up

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the Southeast is good for both of our states."

Background: Governor Haley and Governor Deal had lunch at the Statehouse in Columbia on Tuesday, October 4, at approximately 1:15 PM

Rob Godfrey  
Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

**Godfrey, Rob**

---

**From:** Holleman, Joey [jholleman@thestate.com]  
**Sent:** Monday, November 14, 2011 2:18 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah harbor

Rob,

I'm working on a story from the Savannah River Maritime Commission meeting today. I wonder if the governor has any comment on the commission's decision to challenge DHEC's authority to negotiate with Georgia and the Corps of Engineers and issue the water-quality permit.

Thanks,  
Joey Holleman  
The State  
(803) 771-8366

## Godfrey, Rob

---

**From:** Holleman, Joey [jholleman@thestate.com]  
**Sent:** Monday, November 14, 2011 3:33 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Savannah harbor

Thanks.

On Mon, Nov 14, 2011 at 3:25 PM, Godfrey, Rob <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Working on getting you something.

**From:** Holleman, Joey [mailto:[jholleman@thestate.com](mailto:jholleman@thestate.com)]  
**Sent:** Monday, November 14, 2011 2:18 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah harbor

Rob,

I'm working on a story from the Savannah River Maritime Commission meeting today. I wonder if the governor has any comment on the commission's decision to challenge DHEC's authority to negotiate with Georgia and the Corps of Engineers and issue the water-quality permit.

Thanks,

Joey Holleman

The State

(803) 771-8366

## Godfrey, Rob

---

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 3:37 PM  
**To:** Pitts, Ted; Godfrey, Rob  
**Subject:** Fw: SHEP 401  
**Attachments:** *maritime commission 401.pdf*

**From:** Roberts, Carlisle [<mailto:robertc@dhec.sc.gov>]  
**Sent:** Monday, November 14, 2011 03:32 PM  
**To:** Patel, Swati  
**Subject:** SHEP 401

Swati, the issues which led to the initial denial and the solutions offered by the Army Corps and Ga. Ports Authority are as follows:

1. Dissolved Oxygen:

(A) COE will commit to operation of the Dissolved Oxygen system as stated in the letter from Col.

Jeffrey M. Hall of November 4, 2011, specifically:

First, the project Record of Decision will expressly recognize a binding commitment to install, operate, and maintain the DO system in accordance with the project mitigation plan, subject to Congressional appropriation of funds for the project. Second, the Savannah District will make the DO system a top priority for annual operation and maintenance (O&M) funds appropriated and received for the project, above normal maintenance requirements.

(B) The State of Georgia, including instrumentalities and agencies thereof, will provide financial assurance, in a manner acceptable to DHEC, that it will fund operation and maintenance of the Dissolved Oxygen system in any year that sufficient federal funds for the operation and maintenance of the system are not made available. This obligation extends for the life of the project (50 years). Such financial assurance may be achieved through a Standby Trust Fund, Surety Bond, Letter of Credit, Insurance, or other means deemed acceptable to DHEC. The State of Georgia will provide the financial assurance before any dredging begins.

2. Wetlands Mitigation:

To address DHEC concerns about the sufficiency of mitigation for potential impacts on salt marsh, the State of Georgia agrees to transfer to the State of South Carolina or to preserve in perpetuity from development an amount of acreage of salt marsh in South Carolina equivalent to 2,200 mitigation credits (generally 1,690 acres) as part of its Environmental Sustainability Program.

3. Shortnose Sturgeon:

COE shall comply with all terms and conditions in the National Marine Fisheries Service Final Biological Opinion.

4. Archaeological Resources:

To ensure protection of cultural resources, DHEC must receive an executed Programmatic Agreement for Cultural Resources signed by the Corps and the South Carolina Historic Preservation Office.

5. Alternatives Analysis: With DHEC's other, more specific concerns addressed, we believe the requirements for issuance of the 401 certification have been met.

Also, I don't seem to have the AG's opinion on the Maritime Commission at the moment, but my opinion request letter is attached, FYI. The AG's opinion affirmed the position stated in my letter.

\*\*\*\*\*

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## Godfrey, Rob

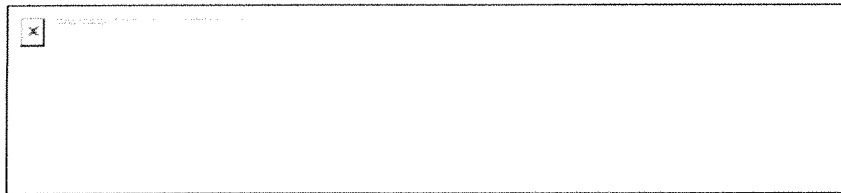
---

**From:** Maybank, Burnet R. III [BMaybank@nexsenpruet.com]  
**Sent:** Monday, November 14, 2011 4:25 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: DHEC board decision is a costly blunder to South Carolina

Fyi

**From:** Vincent Sheheen [mailto:info@vincentsheheen.com]  
**Sent:** Monday, November 14, 2011 09:12 AM  
**To:** Maybank, Burnet R. III  
**Subject:** DHEC board decision is a costly blunder to South Carolina

Email not displaying correctly? [View it in your browser.](#)



Dear Friend,

Last week, I was appalled by the decision of Governor Haley's DHEC board to allow the dredging of the Savannah River by Georgia. Their ruling is a costly blunder and disaster for our state's environment and our future economic growth. Selling out on protection of our sensitive natural habitats and our own economy is a mistake that will cost us dearly in jobs and natural resources.

I have called on the DHEC Board members to resign immediately and Governor Haley should replace them with knowledgeable individuals who will represent the best interest of our state and who are not campaign contributors to the Governor.

I am also requesting that state Senate President Pro Tempore Glenn McConnell convene an investigatory committee to review whether or not the DHEC board was improperly influenced.

Finally, I call on Governor Haley to disclose immediately all contributions she received from persons or corporations residing in the state of Georgia during the last six months.

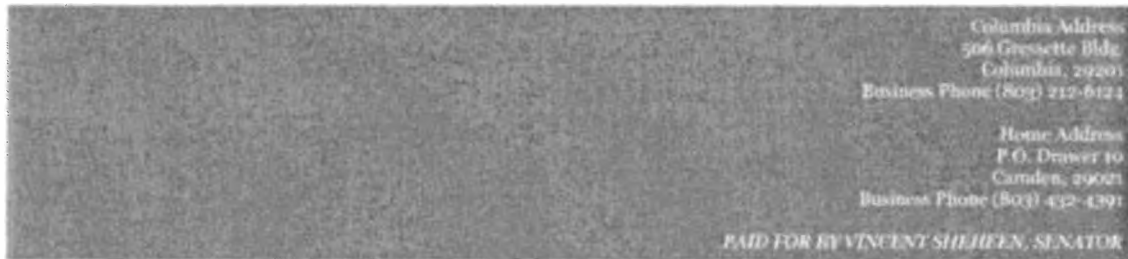
Haley and her DHEC board should be ashamed.

Please join me and call Governor Haley at 803-734-2100 and demand she do the right thing.

We need to remind our elected leaders that South Carolina comes first.

Very truly,

Senator Vincent Sheheen



Sent to [bmaybank@ncxsenpruet.com](mailto:bmaybank@ncxsenpruet.com) — [why did I get this?](#)  
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Sheheen for Governor · 938 Broad Street · Camden, South Carolina 29020

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**Godfrey, Rob**

---

**From:** Paul Conner [paul@dailycaller.com]  
**Sent:** Monday, November 14, 2011 4:58 PM  
**To:** Godfrey, Rob  
**Subject:** Question re: DHEC decision

Hi Rob,

I believe we met once last year on the campaign trail last year. Hope you're doing well.

As I'm sure you know, some state lawmakers are accusing Gov. Haley of pressuring DHEC toward a decision letting Georgia deepen the Savannah River. They imply that the governor did this because of financial favors she received. Would you like to respond to these allegations?

Best,

--  
Paul Conner  
Online Editor  
The Daily Caller  
202-506-2027  
@paconner

## Godfrey, Rob

---

**From:** Andy Brack, publisher [brack@statehoureport.com]  
**Sent:** Tuesday, November 15, 2011 2:42 PM  
**To:** Godfrey, Rob  
**Subject:** Question

Rob,

Hope you're well.

Question concerning all of this port mess:

Q: How is Gov. Haley's support for the DHEC board's approval of the Savannah River dredging policy a win for people in South Carolina?

Best,

Andy

---

Andy Brack  
843.670.3996  
[brack@brack.net](mailto:brack@brack.net) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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[www.bettersouth.org](http://www.bettersouth.org)

## Godfrey, Rob

---

**From:** Andy Brack, publisher [brack@statehousereport.com]  
**Sent:** Tuesday, November 15, 2011 4:21 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Question

Thursday morning. I assume you'll want to wait until tonight's Propeller Club speech. It would be helpful to get by Wednesday afternoon.

Thanks

A

---

Andy Brack  
843.670.3996  
[brack@statehousereport.com](mailto:brack@statehousereport.com) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 15, 2011 4:04 PM  
**To:** Andy Brack, publisher  
**Subject:** RE: Question

Andy,

Thanks for the email. Hope all is well your way. Was talking to Trey about you the other day.

What's your deadline on this?

Rob

**From:** Andy Brack, publisher [<mailto:brack@statehousereport.com>]  
**Sent:** Tuesday, November 15, 2011 2:42 PM  
**To:** Godfrey, Rob  
**Subject:** Question

Rob,

Hope you're well.

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Q: How is Gov. Haley's support for the DHEC board's approval of the Savannah River dredging policy a win for people in South Carolina?

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Andy

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Andy Brack

843.670.3996

[brack@brack.net](mailto:brack@brack.net) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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Version: 10.0.1411 / Virus Database: 2092/4018 - Release Date: 11/15/11

## Godfrey, Rob

---

**From:** Andy Brack, publisher [brack@statehousereport.com]  
**Sent:** Tuesday, November 15, 2011 4:31 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Question

that may take care of it.

I'm sure she's going to be dogged by some intrepid propellers.

a

---

Andy Brack  
843.670.3996  
[brack@statehousereport.com](mailto:brack@statehousereport.com) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 15, 2011 4:21 PM  
**To:** [Andy Brack, publisher](mailto:Andy.Brack@statehousereport.com)  
**Subject:** RE: Question

If we can work out the logistics, I will be circulating video of tonight's Propeller Club talk.

**From:** Andy Brack, publisher [mailto:[brack@statehousereport.com](mailto:brack@statehousereport.com)]  
**Sent:** Tuesday, November 15, 2011 4:21 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Question

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Andy Brack  
843.670.3996  
[brack@statehousereport.com](mailto:brack@statehousereport.com) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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**Sent:** Tuesday, November 15, 2011 4:04 PM

**To:** [Andy Brack, publisher](#)

**Subject:** RE: Question

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**From:** Andy Brack, publisher [<mailto:brack@statehousereport.com>]

**Sent:** Tuesday, November 15, 2011 2:42 PM

**To:** Godfrey, Rob

**Subject:** Question

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Q: How is Gov. Haley's support for the DHEC board's approval of the Savannah River dredging policy a win for people in South Carolina?

Best,

Andy

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Andy Brack

843.670.3996

[brack@brack.net](mailto:brack@brack.net) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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Checked by AVG - [www.avg.com](http://www.avg.com)

Version: 10.0.1411 / Virus Database: 2092/4018 - Release Date: 11/15/11

## Godfrey, Rob

---

**From:** Smith, Bruce [bsmith@ap.org]  
**Sent:** Tuesday, November 15, 2011 8:32 PM  
**To:** Godfrey, Rob  
**Subject:** RE: AG's Opinion - Maritime Com'n

Thanks kindly

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Tuesday, November 15, 2011 8:25 PM  
**To:** Smith, Bruce  
**Subject:** Fw: AG's Opinion - Maritime Com'n

**From:** Pitts, Ted  
**Sent:** Tuesday, November 15, 2011 08:05 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: AG's Opinion - Maritime Com'n

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 06:56 PM  
**To:** Pearson, Tim; Pitts, Ted  
**Subject:** Fw: AG's Opinion - Maritime Com'n

FYI

**From:** Roberts, Carlisle [<mailto:robertc@dhec.sc.gov>]  
**Sent:** Monday, November 14, 2011 04:36 PM  
**To:** Patel, Swati  
**Subject:** AG's Opinion - Maritime Com'n

Swati,

Last year, the AG issued an opinion in response to a request from the Maritime Commission. One of the Maritime Commission's questions was:

Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

The AG's response was:

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10. Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need



not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25AS.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

The opinion is attached.

Carl

\*\*\*\*\*

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**Godfrey, Rob**

---

**From:** Smith, Gina [gnsmith@thestate.com]  
**Sent:** Thursday, November 17, 2011 11:28 AM  
**To:** Patel, Swati; Godfrey, Rob  
**Subject:** FOIA

Hey Swati,  
Here's another FOIA request for you. Also, when you get a chance today, can we talk a bit more about my previous FOIA? Thank you!

---

Nov. 17, 2011

Mrs. Patel,

Under the Freedom of Information Act, The State Newspaper requests the following:

- \* Any and all communication including emails and other written correspondence between Gov. Nikki Haley and Haley staff members about the Port of Savannah.
- \* Any and all communication including emails and written correspondence between Gov. Nikki Haley and anyone else about the Port of Savannah.
- \* Any and all communication including emails and written correspondence between Haley staff members and any one else about the Port of Savannah.

Thank you,  
Gina Smith  
The State Newspaper  
(803) 771-8658

**Godfrey, Rob**

---

**From:** Patel, Swati  
**Sent:** Friday, November 18, 2011 11:56 AM  
**To:** Smith, Gina  
**Cc:** Godfrey, Rob  
**Subject:** RE: FOIA amendment

Gina,  
This acknowledges receipt of both FOIA requests.

Thanks,  
Swati

**From:** Smith, Gina [<mailto:gnsmith@thestate.com>]  
**Sent:** Friday, November 18, 2011 11:55 AM  
**To:** Patel, Swati  
**Subject:** FOIA amendment

Nov. 18, 2011

Hey Swati,

I would like to add on to the FOIA I sent your office yesterday regarding the ports. Can I add that:

- \* The State newspaper also requests any and all communication from/to the governor regarding the port of Savannah including any and all communication from her private email accounts.
- \* Any and all communication from/to any and all members of Haley's staff regarding the port of Savannah including communication from their private email accounts.

Thank you!

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

Hi Rob,

Marisa confirmed to me today that the governor raised \$15,000 while in Atlanta on Oct. 28 while she was in town for the Hillsdale College event. Rep. Stavrinakis continues to challenge the governor on DHEC's port decision. He said the fact that she was raising cash in Georgia within days of the DHEC decision is troublesome. The man who hosted the fundraiser, Eric Tanenblatt, is a well-connected businessman and member of Georgia chambers. Stavrinakis said the "governor needs to come clean about why this decision happened and how it happened."

What's more, Stavrinakis said it does not make sense that GA would commit to spend 10s of millions of dollars on the Savannah River safeguards, if they knew the Army Corps of Engineers was going to approve the decision with or without South Carolina's permit. Why also, he asked, were South Carolina leaders -- port officials, maritime commissioners, legislators -- left out of the loop on the DHEC decision?

What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Doug Pardue [dpardue@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:37 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

yep

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Tuesday, November 22, 2011 1:30 PM  
**To:** Doug Pardue  
**Cc:** Pearson, Tim  
**Subject:** FW: Port/fundraiser

Doug --

Are you at your desk?

Rob

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

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What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 3:38 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

Also, a sentence in the letter from Haley to Peeler says that: "I understand that furthering the Savannah Harbor Expansion Project will aid in securing resources to expand the Port of Charleston." What knowledge does the governor have about future resources? What does this sentence mean?

-----Original Message-----

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

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What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Smith, Tim [tcsmith@greenvillenews.com]  
**Sent:** Tuesday, November 22, 2011 4:07 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Rob,

Also, was there a fundraiser for the governor in Georgia prior to the time of the Georgia vote and has that influenced her decision to support the Savannah permit?

Thanks!

Tim Smith  
The Greenville News/Columbia Bureau

---

**From:** Godfrey, Rob [RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, November 17, 2011 3:52 PM  
**To:** Smith, Tim  
**Subject:** Follow up

Quote for attribution to Rob Godfrey, Haley spokesman: "This bogus lawsuit is a transparent political stunt by a disgruntled Republican has-been and the chairman of the state Democratic Party. It's a shame they would waste the court system's time with this obviously frivolous suit. The governor acted completely appropriately in all these matters - something that has been made clear every time these same two career political antagonists try and rehash these issues."

Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: [REDACTED]

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 10:04 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

Rob,

What's the governor's reaction to this: <http://www.youtube.com/watch?v=vr6iblobQwE&feature=youtu.be>

Thanks, Yvonne

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Tuesday, November 22, 2011 5:58 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

Also for the record -- "The governor holds fundraisers all around South Carolina and the country -- and none of those donors influence her policy decisions, just as none did here."

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 04:30 PM  
**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com) <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>  
**Subject:** RE: Port/fundraiser

Quote for attribution to Rob Godfrey, Haley spokesman: "The charge State Rep. Stavrinakis makes is ludicrous and politically motivated. Strengthening our ports, which Governor Haley has made one of her top priorities, should be something that everyone works together to do rather than play politics."

Quote for attribution to Rob Godfrey, Haley spokesman: "DHEC is an environmental permitting board. Legislators don't have a role in issuing environmental permits, and they should not be able to put political pressure on the board. State Rep. Stavrinakis' desire to be involved is precisely the kind of political influence we are trying to keep out."

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

Hi Rob,

Marisa confirmed to me today that the governor raised \$15,000 while in Atlanta on Oct. 28 while she was in town for the Hillsdale College event. Rep. Stavrinakis continues to challenge the governor on DHEC's port decision. He said the fact that she was raising cash in Georgia within days of the DHEC decision is troublesome. The man who hosted the fundraiser, Eric Tanenblatt, is a well-connected businessman and member of Georgia chambers. Stavrinakis said the "governor needs to come clean about why this decision happened and how it happened."

What's more, Stavrinakis said it does not make sense that GA would commit to spend 10s of millions of dollars on the Savannah River safeguards, if they knew the Army Corps of Engineers was going to approve the decision with or without South Carolina's permit. Why also, he asked, were South Carolina leaders -- port officials, maritime commissioners, legislators -- left out of the loop on the DHEC decision?



What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

**Godfrey, Rob**

---

**From:** Taillon, Jeff  
**Sent:** Wednesday, November 23, 2011 10:59 AM  
**To:** Godfrey, Rob  
**Subject:** (Draft) Gov. Nikki Haley to hold 2:00 PM Statehouse press Conference

**Gov. Nikki Haley to hold 2:00 PM Statehouse press conference**

**COLUMBIA, S.C.** – Governor Nikki Haley to hold a press conference in the first floor lobby of the Statehouse Monday, November 28, at 2:00 PM to discuss the decision made by DHEC in regards to the Savannah Port.

**WHO:** Gov. Nikki Haley  
**WHAT:** Press conference  
**WHEN:** Monday, November 28, 2:00 PM  
**WHERE:** S.C. Statehouse, first floor lobby, Columbia  
~~###~~

Jeff Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

**Godfrey, Rob**

---

**From:** Taillon, Jeff  
**Sent:** Wednesday, November 23, 2011 11:09 AM  
**Subject:** Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

## **Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday**

**COLUMBIA, S.C.** – Governor Nikki Haley will hold a press conference in the first floor lobby of the Statehouse on Monday, November 28, at 2:00 PM to discuss the decision made by DHEC in regards to the Savannah Port.

**WHO:** Gov. Nikki Haley  
**WHAT:** Press conference  
**WHEN:** Monday, November 28, 2:00 PM  
**WHERE:** S.C. Statehouse, first floor lobby, Columbia  
~~###~~

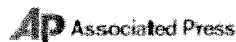
Jeff Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

## Godfrey, Rob

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**From:** Davenport, Jim [jdavenport@ap.org]  
**Sent:** Wednesday, November 23, 2011 2:22 PM  
**To:** Godfrey, Rob  
**Subject:** FW: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY  
**Attachments:** TIP Announces Statewide TV Ad Buy.docx; ATT00001.txt

Hey.  
You guys have any thoughts on these ads?  
Matt Moore at GOP is calling them "libelous garbage."



---

Jim Davenport  
The Associated Press  
1311 Marion St.  
Columbia, SC 29201  
803-254-7670  
[jdavenport@ap.org](mailto:jdavenport@ap.org)  
Twitter: [jimdavenport\\_ap](#)

**From:** Liana Orr [<mailto:lianaorr@gmail.com>]  
**Sent:** Wednesday, November 23, 2011 9:22 AM  
**To:** 'Liana Orr'  
**Subject:** For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

For Immediate Release  
Contact: Liana Orr - (803) 300-0217

### TIP ANNOUNCES STATEWIDE TV AD BUY

Today, the South Carolina advocacy group Conservatives for Truth In Politics announced a statewide television buy exposing Governor Nikki Haley's backroom deal with officials from the Savannah Port.

Last month, Haley's appointees on the DHEC board suddenly reversed their longtime position against allowing dredging in waters around the South Carolina/Georgia border which would allow large container ships access to the Savannah port. As reported by newspapers around the state, this decision is a serious blow to the Port of Charleston and the 280,000 jobs it produces in every corner of South Carolina.

The ads will begin Saturday during and around the South Carolina-Clemson football game and will continue into the next week. The ads will air on both cable and network television.

"Governor Haley's actions are both bizarre and unexplainable. It's an attack on South Carolina's economy and our workers. Haley needs to come clean about her dealings with Savannah Port officials as well as other Georgia elected officials. South Carolinians expect their Governor to fight to protect jobs in South Carolina, not send them to Georgia," said Conservatives for Truth In Politics Executive Director Liana Orr.

Orr said that the group plans to run additional advertising throughout the state in the near future on this subject.

The ad can be seen at this link: <http://www.youtube.com/watch?v=vr6lblobQwE&feature=youtu.be>

Donations to keep this ad on the air can be made here: <http://www.sctruth.com/Donate.aspx>

###

Liana Orr  
Executive Director  
Conservatives for Truth In Politics  
m. 803-300-0217  
e. [lianaorr@gmail.com](mailto:lianaorr@gmail.com)  
twitter: @SCTruth  
[www.SCTruth.com](http://www.SCTruth.com)

## Godfrey, Rob

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**From:** Davenport, Jim [jdavenport@ap.org]  
**Sent:** Wednesday, November 23, 2011 2:29 PM  
**To:** Godfrey, Rob  
**Subject:** Re: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

No money figure. Say will run 100 times Sat-Weds in Charleston, Columbia, Greenville

---

Jim Davenport  
The Associated Press  
803-254-7670  
1311 Marion St.  
Columbia, SC 29209  
Twitter: twitter.com/jimdavenport\_ap

--Sent from BB --

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Wednesday, November 23, 2011 02:24 PM  
**To:** Davenport, Jim  
**Subject:** Re: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

Size of buy?

**From:** Davenport, Jim [mailto:jdavenport@ap.org]  
**Sent:** Wednesday, November 23, 2011 02:21 PM  
**To:** Godfrey, Rob  
**Subject:** FW: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

Hey.  
You guys have any thoughts on these ads?  
Matt Moore at GOP is calling them "libelous garbage."

---

**AP** Associated Press

---

Jim Davenport  
The Associated Press  
1311 Marion St.  
Columbia, SC 29201  
803-254-7670  
jdavenport@ap.org  
Twitter: jimdavenport\_ap

**From:** Liana Orr [mailto:lianaorr@gmail.com]  
**Sent:** Wednesday, November 23, 2011 9:22 AM  
**To:** 'Liana Orr'  
**Subject:** For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

For Immediate Release  
Contact: Liana Orr - (803) 300-0217

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###

Liana Orr  
Executive Director  
Conservatives for Truth In Politics  
m. 803-300-0217  
e. [lianaorr@gmail.com](mailto:lianaorr@gmail.com)  
twitter: @SCTruth  
[www.SCTruth.com](http://www.SCTruth.com)

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[IP\_US\_DISC]msk dccc60c6d2c3a6438f0cf467d9a4938

## Godfrey, Rob

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**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 4:39 PM  
**To:** Godfrey, Rob  
**Subject:** I can't open or read the TS message for some reason

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Wednesday, November 23, 2011 2:51 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

Quote for attribution to Rob Godfrey, Haley spokesman: "This group's history, affiliations and motivations speak for themselves."

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 10:03 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

Rob,

What's the governor's reaction to this: <http://www.youtube.com/watch?v=vr6lblobQwE&feature=youtu.be>

Thanks, Yvonne

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Tuesday, November 22, 2011 5:58 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

Also for the record -- "The governor holds fundraisers all around South Carolina and the country -- and none of those donors influence her policy decisions, just as none did here."

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 04:30 PM  
**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com) <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>  
**Subject:** RE: Port/fundraiser

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Quote for attribution to Rob Godfrey, Haley spokesman: "DHEC is an environmental permitting board. Legislators don't have a role in issuing environmental permits, and they should not be able to put political pressure on the board. State Rep. Stavrinakis' desire to be involved is precisely the kind of political influence we are trying to keep out."

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Tuesday, November 22, 2011 1:25 PM



**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

Hi Rob,

Marisa confirmed to me today that the governor raised \$15,000 while in Atlanta on Oct. 28 while she was in town for the Hillsdale College event. Rep. Stavrinakis continues to challenge the governor on DHEC's port decision. He said the fact that she was raising cash in Georgia within days of the DHEC decision is troublesome. The man who hosted the fundraiser, Eric Tanenblatt, is a well-connected businessman and member of Georgia chambers. Stavrinakis said the "governor needs to come clean about why this decision happened and how it happened."

What's more, Stavrinakis said it does not make sense that GA would commit to spend 10s of millions of dollars on the Savannah River safeguards, if they knew the Army Corps of Engineers was going to approve the decision with or without South Carolina's permit. Why also, he asked, were South Carolina leaders -- port officials, maritime commissioners, legislators -- left out of the loop on the DHEC decision?

What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 4:41 PM  
**To:** Godfrey, Rob  
**Subject:** RE: I can't open or read the TS message for some reason

got it thx

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Wednesday, November 23, 2011 4:42 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: I can't open or read the TS message for some reason

Quote for attribution to Congressman Tim Scott: "Governor Haley and I have worked very closely on behalf of the Charleston Port. She is tireless in her efforts to get both funding and business for the port."

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 04:39 PM  
**To:** Godfrey, Rob  
**Subject:** I can't open or read the TS message for some reason

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Wednesday, November 23, 2011 2:51 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

Quote for attribution to Rob Godfrey, Haley spokesman: "This group's history, affiliations and motivations speak for themselves."

**From:** Yvonne Wenger [mailto:ywenger@postandcourier.com]  
**Sent:** Wednesday, November 23, 2011 10:03 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

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Thanks, Yvonne

-----Original Message-----

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Tuesday, November 22, 2011 5:58 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 04:30 PM

**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com) <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>

**Subject:** RE: Port/fundraiser

Quote for attribution to Rob Godfrey, Haley spokesman: "The charge State Rep. Stavrinakis makes is ludicrous and politically motivated. Strengthening our ports, which Governor Haley has made one of her top priorities, should be something that everyone works together to do rather than play politics."

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**Sent:** Tuesday, November 22, 2011 1:25 PM

**To:** Godfrey, Rob

**Subject:** Port/fundraiser

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What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Orlando Montoya [omontoya@GPB.org]  
**Sent:** Monday, November 28, 2011 11:16 AM  
**To:** Godfrey, Rob  
**Cc:** Rickey Bevington  
**Subject:** GPB Media Request

Good morning,

I writing to find out when the Governor plans to talk about the Savannah harbor deepening project today and -- since I am in Savannah -- if I could schedule a time after her news conference to speak with you about what she said. I can be reached at this e-mail or at (912) 344-3566. Georgia Public Broadcasting serves the state of Georgia on 18 radio stations. Thanks.

Orlando Montoya in Savannah, Georgia

--

This message was scanned by the GPB Brightmail Scanner and is believed to be clean.

## Godfrey, Rob

---

**From:** Orlando Montoya [omontoya@GPB.org]  
**Sent:** Monday, November 28, 2011 11:32 AM  
**To:** Godfrey, Rob  
**Subject:** RE: GPB Media Request

Mr. Godfrey,

Is the news conference today or tomorrow? And at what time? (We would like to know for planning purposes.)

Orlando Montoya in Savannah, Georgia

---

**From:** Godfrey, Rob [RobGodfrey@gov.sc.gov]  
**Sent:** Monday, November 28, 2011 11:23 AM  
**To:** Orlando Montoya  
**Cc:** Rickey Bevington  
**Subject:** Re: GPB Media Request

We'll most likely post video of press conference online. I'll shoot you a link. Thanks.

----- Original Message -----

**From:** Orlando Montoya [mailto:omontoya@GPB.org]  
**Sent:** Monday, November 28, 2011 11:16 AM  
**To:** Godfrey, Rob  
**Cc:** Rickey Bevington <rbevington@GPB.org>  
**Subject:** GPB Media Request

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--

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--

This message was scanned by the GPB Brightmail Scanner and is believed to be clean.

**Godfrey, Rob**

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**From:** Godfrey, Rob  
**Sent:** Monday, October 10, 2011 8:49 AM  
**To:** Patel, Swati  
**Subject:** Savannah Morning News: Permit denial could lead Savannah harbor deepening project to court

<http://savannahnow.com/news/2011-10-10/permit-denial-could-lead-savannah-harbor-deepening-project-court#.TpLpE3I2ZK0>

Rob Godfrey  
Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Monday, October 10, 2011 9:18 AM  
**To:** Taillon, Jeff  
**Subject:** also, make sure this story is in there

<http://savannahnow.com/news/2011-10-10/permit-denial-could-lead-savannah-harbor-deepening-project-court#.TpLpE3I2ZK0>

Rob Godfrey  
Press Secretary | Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, October 13, 2011 11:28 AM  
**To:** Pearson, Tim  
**Subject:** Let's discuss

**From:** Bynum, Russ [mailto:rbynum@ap.org]  
**Sent:** Thursday, October 13, 2011 11:15 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley re. Savannah harbor deepening

Rob;

This is Russ Bynum, AP correspondent in Savannah. Just saw this story from one of the TV stations from Gov. Haley's appearance in Bluffton yesterday.

<http://www.thecoastalsource.com/news/local/story/Gov-Haley-talks-partnership-on-harbor-deepening/tLCkc2BAr0Wj-0YgSghGxw.csp>

I'm interested in anything you can tell us about the governor's meeting with Gov. Deal.  
Is Gov. Haley saying she's willing to cooperate with GA in trying to make the Savannah harbor deepening happen?

I'm in the middle of writing a story following up on DHEC denying a permit for the Savannah project and I want to make sure I understand Gov. Haley's latest position.  
The last we heard from her on GA ports was the "Georgia has had their way with us for too long" quote from a year ago.

If you want to talk, I'm at 912-484-5454.

Thanks much,  
Russ  
The AP, Savannah  
912-484-5454

The information contained in this communication is intended for the use of the designated recipients named above. If the reader of this communication is not the intended recipient, you are hereby notified that you have received this communication in error, and that any review, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify The Associated Press immediately by telephone at +1-212-621-1898 and delete this e-mail. Thank you.

[IP\_US\_DISC]msk dccc60c6d2c3a6438f0cf467d9a4938



## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Thursday, October 13, 2011 1:13 PM  
**To:** 'rbynum@ap.org'  
**Subject:** Re: Gov. Haley re. Savannah harbor deepening

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the southeast is good for both of our states."

Background: Governor Haley and Governor Deal had lunch at the Statehouse in Columbia on Tuesday, October 4, at approximately 1:15 PM

**From:** Bynum, Russ [<mailto:rbynum@ap.org>]  
**Sent:** Thursday, October 13, 2011 12:17 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Gov. Haley re. Savannah harbor deepening

Thank you. I'll be looking out for it.  
Russ

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Thursday, October 13, 2011 12:16 PM  
**To:** Bynum, Russ  
**Subject:** Re: Gov. Haley re. Savannah harbor deepening

Will get you something shortly.

**From:** Bynum, Russ [<mailto:rbynum@ap.org>]  
**Sent:** Thursday, October 13, 2011 11:15 AM  
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[IP\_US\_DISC]msk dccc60c6d2c3a6438f0cf467d9a4938

## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Thursday, October 13, 2011 4:06 PM  
**To:** mary.mayle@savannahnow.com  
**Subject:** Follow up

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the Southeast is good for both of our states."

Background: Governor Haley and Governor Deal had lunch at the Statehouse in Columbia on Tuesday, October 4, at approximately 1:15 PM

Rob Godfrey  
Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Friday, October 14, 2011 3:03 PM  
**To:** Dan McCue  
**Subject:** RE: Story I am working on regarding the savannah dredging project

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the southeast is good for both of our states."

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## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 02, 2011 3:22 PM  
**To:** Fretwell, Sammy  
**Cc:** sfretwell83@[REDACTED]  
**Subject:** Re: From Sammy Fretwell

Quote for attribution to Rob Godfrey, Haley spokesman: "Governor Deal asked that the full DHEC board hear the Savannah proposal - an entirely reasonable ask that Governor Haley was happy to accede to. As to her feelings on the issue, she trusts that the Board members will make the best decision for South Carolina. Sure, she is more focused on dredging the Charleston port than the Savannah port - one is a South Carolina port, one is not, and she is the Governor of South Carolina, not of Georgia."

Quote for attribution to Rob Godfrey, Haley spokesman: "John Frampton has decided that it's time to retire, and the governor appreciates the long service he has given our state. When it comes to searching for a new DNR director, the governor trusts the board to find someone who understands the need to protect our state's rich natural resources but also the need to cut regulations on our businesses and sportsmen."

Background: DHEC Chairman Amsler would be able to update you on the DHEC search.

Rob Godfrey  
Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 09, 2011 11:17 AM  
**To:** 'mary.landiers@savannahnow.com'  
**Subject:** Re: Request for comment re: DHEC meeting tomorrow

Quote for attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have had a lot to talk about – including ports issues. As to the Board's decision tomorrow, that is entirely up to the Board."

**From:** Landers, Mary [<mailto:mary.landiers@savannahnow.com>]  
**Sent:** Wednesday, November 09, 2011 10:56 AM  
**To:** Godfrey, Rob  
**Subject:** Request for comment re: DHEC meeting tomorrow

Dear Rob,

I'm writing a preview of tomorrow's DHEC meeting in which the corps will present its case for overturning the DHEC staff recommendation to deny the water quality permit for Savannah harbor deepening. I understand Governors Haley and Deal have had positive conversations on this matter and there's some prospect there may be a resolution in the impasse regarding the project.

Can you confirm that and comment? Has Gov. Haley discussed the matter with the DHEC board directly?

Thanks,  
*Mary Landers*  
Environment reporter  
Savannah Morning News  
912-652-0337

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 2:12 PM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati  
**Subject:** FW: Savannah Harbor agreement

**From:** Myrick, Adam [<mailto:myrickar@dhec.sc.gov>]  
**Sent:** Thursday, November 10, 2011 12:57 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah Harbor agreement

Rob,

The DHEC Board has voted to approve and agreement in principal that we've entered into with the U.S. Army Corps of Engineers and the Georgia Ports Authority.

In meetings this morning prior to the DHEC Board meeting, representatives from the Corps and GPA made assurances to us that they would address our primary concerns. Those include:

- State of Georgia committing to funding some project equipment costs if federal funding for equipment is not allocated in the future
- made concessions on wetlands concerns we had
- protection of endangered wildlife

Board decision will be issued in writing and signed by Mr. Amsler or of before Nov. 15.

If you need any further info on this matter, please feel free to contact me.

Thanks,  
Adam R. Myrick  
Division of Media Relations  
S.C. Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia SC 29201

(803) 898-3884

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 2:17 PM  
**To:** 'sadcox@ap.org'  
**Subject:** Follow up

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."



## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 4:12 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

Working on getting you what you need for this: Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]  
**Sent:** Thursday, November 10, 2011 3:33 PM  
**To:** Godfrey, Rob  
**Subject:** DHEC

Hi Rob,

I wanted to get a comment from the governor about DHEC's decision today to grant the water permit that will allow the Savannah port dredging to move further along. Does the governor support the board's decision? What concerns does she have about SC's ability to compete with the Savannah port?

Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

Thanks, Yvonne

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 5:28 PM  
**To:** 'kevin\_bishop@lgraham.senate.gov'  
**Subject:** FW: Savannah Harbor agreement

**From:** Myrick, Adam [<mailto:myrickar@dhec.sc.gov>]  
**Sent:** Thursday, November 10, 2011 12:57 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah Harbor agreement

Rob,

The DHEC Board has voted to approve and agreement in principal that we've entered into with the U.S. Army Corps of Engineers and the Georgia Ports Authority.

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Board decision will be issued in writing and signed by Mr. Amsler or of before Nov. 15.

If you need any further info on this matter, please feel free to contact me.

Thanks,  
Adam R. Myrick  
Division of Media Relations  
S.C. Department of Health  
and Environmental Control  
2600 Bull Street  
Columbia SC 29201

(803) 898-3884

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 6:00 PM  
**To:** 'Chapman, Daniel (CMG-Atlanta)'  
**Subject:** RE: Follow up

"And S.C. Gov. Nikki Haley, who previously opposed to the Savannah port's advancement because she thought it would hurt Charleston..."

What is your source here?

**From:** Chapman, Daniel (CMG-Atlanta) [<mailto:Dan.Chapman@ajc.com>]  
**Sent:** Thursday, October 13, 2011 3:45 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Now seems Deal didn't so strongly say a deal is imminent. My bad (info)...Dan

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Thursday, October 13, 2011 3:07 PM  
**To:** Chapman, Daniel (CMG-Atlanta)  
**Subject:** Follow up

For attribution to Rob Godfrey, Haley spokesman: "Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have a lot to talk about – including ports issues. What's good for the Southeast is good for both of our states."

Background: Governor Haley and Governor Deal had lunch at the Statehouse in Columbia on Tuesday, October 4, at approximately 1:15 PM

Rob Godfrey  
Office of Governor Nikki Haley  
O: 803.734.5074 | C: [REDACTED]

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 6:17 PM  
**To:** 'Adcox, Seanna M.'  
**Subject:** RE: Follow up

How are you characterizing this as a "change in her stance?"

Quote for attribution to Rob Godfrey, Haley spokesman: "The governor has always been very clear: she will do everything in her power to make sure Charleston is the most competitive port in the country."

**From:** Adcox, Seanna M. [<mailto:SAdcox@ap.org>]  
**Sent:** Thursday, November 10, 2011 2:29 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Thanks. Can you please comment on the change in her stance versus what she said after she was elected. (As lifted from a Post and Courier article: "You now have a governor who does not like to lose," Haley said. "Georgia has had their way with us for way too long, and I don't have the patience to let it happen anymore.")

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Thursday, November 10, 2011 2:17 PM  
**To:** Adcox, Seanna M.  
**Subject:** Follow up

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

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[IP\_US\_DISC]msk dccc60c6d2c3a6438f0cf467d9a4938

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, November 10, 2011 7:00 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "Vincent Sheheen should put down the sour political grapes long enough to stop hyperventilating."

Quote for attribution to Rob Godfrey, Haley spokesman: "No, the governor did not attend an event – fundraising or otherwise – affiliated with the Savannah port."

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]  
**Sent:** Thursday, November 10, 2011 6:20 PM  
**To:** Godfrey, Rob  
**Subject:** RE: DHEC

Rob,

Can the governor respond to these comments from Sen. Sheheen, in addition to my question earlier about a fundraiser she may have attended in Atlanta recently or one that was affiliated with the Savannah port?

### Sheheen Calls DHEC Port Decision a Costly Blunder

Calls for DHEC Board's Resignation

Columbia, SC - State Senator **Vincent Sheheen** of Camden today called the state's Department of Health and Environmental Control (DHEC) unanimous decision to allow the dredging of waterways to the Port of Savannah a costly blunder and called for Board members to resign immediately. Sheheen issued the following statement:

"Today's decision by the DHEC board is a disaster for our state's environment and our future economic growth. Selling out on protection of our sensitive natural habitats and our own economy is a blunder that will cost us dearly in jobs and natural resources. The DHEC Board members should resign immediately and Governor Haley should replace them with knowledgeable individuals who will represent the best interest of South Carolina and who are not campaign contributors to Haley. I am further requesting that state Senate President Pro Tem Glenn McConnell convene an investigatory committee to review whether or not the DHEC board was improperly influenced. I am also calling on Governor Haley to disclose immediately all contributions, if any, she received from persons or corporations residing in the state of Georgia during the last six months."

"The actions today show a disregard for our state's economic and environmental interests. Every person who loves this state should be shocked."

###

-----Original Message-----

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Thursday, November 10, 2011 4:12 PM  
**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)  
**Subject:** RE: DHEC

Quote for attribution to Rob Godfrey, Haley spokesman: "What is best for the region is when our states -- South Carolina and Georgia -- have an open dialogue about the issues and challenges we face, and that's what happened here. Gov. Haley was happy to agree to Gov. Deal's entirely reasonable request that the full DHEC

board hear Savannah's proposal. She trusts that the DHEC board members made a decision in the best interest of South Carolina."

Working on getting you what you need for this: Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]

**Sent:** Thursday, November 10, 2011 3:33 PM

**To:** Godfrey, Rob

**Subject:** DHEC

Hi Rob,

I wanted to get a comment from the governor about DHEC's decision today to grant the water permit that will allow the Savannah port dredging to move further along. Does the governor support the board's decision? What concerns does she have about SC's ability to compete with the Savannah port?

Also, why did the governor attend the Savannah port-affiliated event in Atlanta recently? Did she accept money from people with interests in the development of the Savannah port?

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Monday, November 14, 2011 3:25 PM  
**To:** 'Holleman, Joey'  
**Subject:** RE: Savannah harbor

Working on getting you something.

**From:** Holleman, Joey [<mailto:jholleman@thestate.com>]  
**Sent:** Monday, November 14, 2011 2:18 PM  
**To:** Godfrey, Rob  
**Subject:** Savannah harbor

Rob,

I'm working on a story from the Savannah River Maritime Commission meeting today. I wonder if the governor has any comment on the commission's decision to challenge DHEC's authority to negotiate with Georgia and the Corps of Engineers and issue the water-quality permit.

Thanks,

Joey Holleman  
The State  
(803) 771-8366

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 15, 2011 4:05 PM  
**To:** 'Andy Brack, publisher'  
**Subject:** RE: Question

Andy,

Thanks for the email. Hope all is well your way. Was talking to Trey about you the other day.

What's your deadline on this?

Rob

**From:** Andy Brack, publisher [<mailto:brack@statehoureport.com>]  
**Sent:** Tuesday, November 15, 2011 2:42 PM  
**To:** Godfrey, Rob  
**Subject:** Question

Rob,

Hope you're well.

Question concerning all of this port mess:

Q: How is Gov. Haley's support for the DHEC board's approval of the Savannah River dredging policy a win for people in South Carolina?

Best,

Andy

---

Andy Brack  
843.670.3996  
[brack@brack.net](mailto:brack@brack.net) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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[www.bettersouth.org](http://www.bettersouth.org)



## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 15, 2011 4:21 PM  
**To:** 'Andy Brack, publisher'  
**Subject:** RE: Question

If we can work out the logistics, I will be circulating video of tonight's Propeller Club talk.

**From:** Andy Brack, publisher [<mailto:brack@statehousereport.com>]  
**Sent:** Tuesday, November 15, 2011 4:21 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Question

Thursday morning. I assume you'll want to wait until tonight's Propeller Club speech. It would be helpful to get by Wednesday afternoon.

Thanks

A

---

Andy Brack  
843.670.3996  
[brack@statehousereport.com](mailto:brack@statehousereport.com) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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**From:** [Godfrey, Rob](#)  
**Sent:** Tuesday, November 15, 2011 4:04 PM  
**To:** [Andy Brack, publisher](#)  
**Subject:** RE: Question

Andy,

Thanks for the email. Hope all is well your way. Was talking to Trey about you the other day.

What's your deadline on this?

Rob

**From:** Andy Brack, publisher [<mailto:brack@statehousereport.com>]  
**Sent:** Tuesday, November 15, 2011 2:42 PM  
**To:** Godfrey, Rob  
**Subject:** Question

Rob,

Hope you're well.

Question concerning all of this port mess:

Q: How is Gov. Haley's support for the DHEC board's approval of the Savannah River dredging policy a win for people in South Carolina?

Best,

Andy

---

Andy Brack

843.670.3996

[brack@brack.net](mailto:brack@brack.net) | [acbrack@gmail.com](mailto:acbrack@gmail.com) (phone email)

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Version: 10.0.1411 / Virus Database: 2092/4018 - Release Date: 11/15/11

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 15, 2011 8:25 PM  
**To:** 'bsmith@ap.org'  
**Subject:** Fw: AG's Opinion - Maritime Com'n  
**Attachments:** AG's Opinion Maritime Commission.pdf

**From:** Pitts, Ted  
**Sent:** Tuesday, November 15, 2011 08:05 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: AG's Opinion - Maritime Com'n

**From:** Patel, Swati  
**Sent:** Monday, November 14, 2011 06:56 PM  
**To:** Pearson, Tim; Pitts, Ted  
**Subject:** Fw: AG's Opinion - Maritime Com'n

FYI

**From:** Roberts, Carlisle [<mailto:robertc@dhec.sc.gov>]  
**Sent:** Monday, November 14, 2011 04:36 PM  
**To:** Patel, Swati  
**Subject:** AG's Opinion - Maritime Com'n

Swati,

Last year, the AG issued an opinion in response to a request from the Maritime Commission. One of the Maritime Commission's questions was:

Must the Department of Health and Environmental Control's (DHEC) action on the matter of the issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project be consistent with the position of the Savannah River Maritime Commission?

The AG's response was:

It is the opinion of this Office that DHEC has the sole authority to issue 401 water quality certifications. The General Assembly did not change this authority in the joint resolution, S.C. Code § 54-6-10. Therefore, DHEC's action on the matter of issuance or denial of a water quality certification under Section 401 of the Clean Water Act for the Savannah Harbor Expansion Project need not be consistent with the position of the Commission. The Commission does not possess the authority to order DHEC to reach any certain decision as the decision on a 401 certification is solely DHEC's responsibility. 25A S.C. Code Ann. Regs. 61-101 (Supp. 2009). However, DHEC seeks and considers the views of interested persons in regard to a 401 certification through public notice and hearing. 25AS.C. Code Ann. Regs. 61-101(D) & (E) (Supp. 2009).

The opinion is attached.

Carl

\*\*\*\*\*

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## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:07 AM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati; Taillon, Jeff  
**Subject:** FW: Georgians pledge backing for S.C. port

**From:** Mayfield, Stephanie [<mailto:smayfield@georgia.gov>]  
**Sent:** Wednesday, November 16, 2011 8:52 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Georgians pledge backing for S.C. port

FYI. Please let Gov. Haley know. Thanks!

Stephanie Mayfield

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port

## Georgians pledge backing for S.C. port Deal, senators call Charleston a partner to Savannah

Working closely with the state of South Carolina on regional economic development, Georgia Gov. Nathan Deal and U.S. Sens. Saxby Chambliss and Johnny Isakson pledged today to support efforts to deepen not only the Port of Savannah but also the Port of Charleston.

The Georgians announce this effort a day after U.S. Transportation Secretary Ray LaHood brought welcome news to Georgia, saying that deepening the Savannah Port "has to happen."

"Georgia has fought long and hard to deepen the Port of Savannah, and we're experiencing great progress on that front," Deal said. "We see the Port of Savannah deepening as a boon to the economy of the Southeast, not just Georgia. This is a regional effort; that's why we give our support to deepening the Port of Charleston. Many South Carolina exports leave the country from Savannah and many Georgia exports leave out of Charleston. The ports of Savannah and Charleston are partners, not competitors. We're in a new day with bigger ships, and we need deeper ports. We must work together across state lines to the benefit of Georgians and South Carolinians alike."

"I am grateful for the cooperation of Gov. Haley and others in South Carolina as we work toward progress on both the Savannah Harbor Expansion Project and expansion of the Charleston Harbor, together which will benefit the entire Southeast," Chambliss said. "It is imperative that we all work together to ensure our region is not left behind after the expansion of the Panama Canal."

"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just

for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:09 AM  
**To:** 'jdavenport@ap.org'; 'sadcoc@ap.org'; 'bsmith@ap.org'  
**Subject:** FW: Georgians pledge backing for S.C. port

Wanted to make sure y'all saw this.

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor Nathan Deal*  
Office of the Governor



For immediate release  
Nov. 16 2011

Office of Communications  
(404) 651-7774

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Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777



**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:10 AM  
**To:** 'gnsmith@thestate.com'; 'Beam, Adam'; 'sfretwell@thestate.com'; 'Holleman, Joey'; sfretwell83@yahoo.com  
**Subject:** FW: Georgians pledge backing for S.C. port

Wanted to make sure y'all saw this.

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor - Nathan Deal*  
Office of the Governor



For immediate release  
Nov. 16 2011

Office of Communications  
(404) 651-7774

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Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:11 AM  
**To:** 'ywenger@postandcourier.com'; 'yvonne3w@yahoo.com'; 'rbehre@postandcourier.com'; 'dslade@postandcourier.com'; 'Brendan Kearney'  
**Subject:** FW: Georgians pledge backing for S.C. port

Wanted to make sure y'all saw this.

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**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor Nathan Deal*  
Office of the Governor



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Nov. 16 2011

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(404) 651-7774

## Georgians pledge backing for S.C. port Deal, senators call Charleston a partner to Savannah

Working closely with the state of South Carolina on regional economic development, Georgia Gov. Nathan Deal and U.S. Sens. Saxby Chambliss and Johnny Isakson pledged today to support efforts to deepen not only the Port of Savannah but also the Port of Charleston.

The Georgians announce this effort a day after U.S. Transportation Secretary Ray LaHood brought welcome news to Georgia, saying that deepening the Savannah Port "has to happen."

"Georgia has fought long and hard to deepen the Port of Savannah, and we're experiencing great progress on that front," Deal said. "We see the Port of Savannah deepening as a boon to the economy of the Southeast, not just Georgia. This is a regional effort; that's why we give our support to deepening the Port of Charleston. Many South Carolina exports leave the country from Savannah and many Georgia exports leave out of Charleston. The ports of Savannah and Charleston are partners, not competitors. We're in a new day with bigger ships, and we need deeper ports. We must work together across state lines to the benefit of Georgians and South Carolinians alike."

"I am grateful for the cooperation of Gov. Haley and others in South Carolina as we work toward progress on both the Savannah Harbor Expansion Project and expansion of the Charleston Harbor, together which will benefit the entire Southeast," Chambliss said. "It is imperative that we all work together to ensure our region is not left behind after the expansion of the Panama Canal."

"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just

for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:17 AM  
**To:** 'Mayfield, Stephanie'  
**Subject:** RE: Georgians pledge backing for S.C. port

Done. Thanks.

**From:** Mayfield, Stephanie [<mailto:smayfield@georgia.gov>]  
**Sent:** Wednesday, November 16, 2011 8:52 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Georgians pledge backing for S.C. port

FYI. Please let Gov. Haley know. Thanks!

Stephanie Mayfield

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor Nathan Deal*  
Office of the Governor



For immediate release  
Nov. 16 2011

Office of Communications  
(404) 651-7774

## Georgians pledge backing for S.C. port

### Deal, senators call Charleston a partner to Savannah

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Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 11:54 AM  
**To:** Veldran, Katherine

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*Deal, senators call Charleston a partner to Savannah*

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## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 1:30 PM  
**To:** 'Doug Pardue'  
**Cc:** Pearson, Tim  
**Subject:** FW: Port/fundraiser

Doug --

Are you at your desk?

Rob

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

Hi Rob,

Marisa confirmed to me today that the governor raised \$15,000 while in Atlanta on Oct. 28 while she was in town for the Hillsdale College event. Rep. Stavrinakis continues to challenge the governor on DHEC's port decision. He said the fact that she was raising cash in Georgia within days of the DHEC decision is troublesome. The man who hosted the fundraiser, Eric Tanenblatt, is a well-connected businessman and member of Georgia chambers. Stavrinakis said the "governor needs to come clean about why this decision happened and how it happened."

What's more, Stavrinakis said it does not make sense that GA would commit to spend 10s of millions of dollars on the Savannah River safeguards, if they knew the Army Corps of Engineers was going to approve the decision with or without South Carolina's permit. Why also, he asked, were South Carolina leaders -- port officials, maritime commissioners, legislators -- left out of the loop on the DHEC decision?

What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne



## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 4:31 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** RE: Port/fundraiser

Quote for attribution to Rob Godfrey, Haley spokesman: "The charge State Rep. Stavrinakis makes is ludicrous and politically motivated. Strengthening our ports, which Governor Haley has made one of her top priorities, should be something that everyone works together to do rather than play politics."

Quote for attribution to Rob Godfrey, Haley spokesman: "DHEC is an environmental permitting board. Legislators don't have a role in issuing environmental permits, and they should not be able to put political pressure on the board. State Rep. Stavrinakis' desire to be involved is precisely the kind of political influence we are trying to keep out."

**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]  
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**To:** Godfrey, Rob  
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Thanks, Yvonne

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 5:30 PM  
**To:** 'Smith, Tim'  
**Subject:** RE: Follow up

<<<has that influenced her decision to support the Savannah permit?>>>

Being that the governor did not make the decision -- DHEC did -- and the Atlanta fundraiser was scheduled on June 12 -- long before DHEC staff had weighed in on the issue -- and no one who donated to the governor had anything to do with the ports, the answer is pretty obviously no.

-----Original Message-----

**From:** Smith, Tim [<mailto:tcsmith@greenvillenews.com>]  
**Sent:** Tuesday, November 22, 2011 4:07 PM  
**To:** Godfrey, Rob  
**Subject:** RE: Follow up

Rob,

Also, was there a fundraiser for the governor in Georgia prior to the time of the Georgia vote and has that influenced her decision to support the Savannah permit?

Thanks!

Tim Smith  
The Greenville News/Columbia Bureau

---

**From:** Godfrey, Rob [[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)]  
**Sent:** Thursday, November 17, 2011 3:52 PM  
**To:** Smith, Tim  
**Subject:** Follow up

Quote for attribution to Rob Godfrey, Haley spokesman: "This bogus lawsuit is a transparent political stunt by a disgruntled Republican has-been and the chairman of the state Democratic Party. It's a shame they would waste the court system's time with this obviously frivolous suit. The governor acted completely appropriately in all these matters - something that has been made clear every time these same two career political antagonists try and rehash these issues."

Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: [REDACTED]

## Godfrey, Rob

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From: Godfrey, Rob  
Sent: Tuesday, November 22, 2011 5:57 PM  
To: 'tcsmith@greenvillenews.com'  
Subject: Fw: Follow up

Also for the record -- "The governor holds fundraisers all around South Carolina and the country -- and none of those donors influence her policy decision, just as none did here."

----- Original Message -----

From: Godfrey, Rob  
Sent: Tuesday, November 22, 2011 05:29 PM  
To: Smith, Tim <tcsmith@greenvillenews.com>  
Subject: RE: Follow up

<<has that influenced her decision to support the Savannah permit?>>>

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Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: [REDACTED]

## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 5:58 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

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**From:** Godfrey, Rob  
**Sent:** Tuesday, November 22, 2011 04:30 PM  
**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com) <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>  
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**From:** Yvonne Wenger [<mailto:ywenger@postandcourier.com>]  
**Sent:** Tuesday, November 22, 2011 1:25 PM  
**To:** Godfrey, Rob  
**Subject:** Port/fundraiser

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What response does the governor have about the alleged connection to the fundraising event, the business ties to the fundraiser host and Stavrinakis' comments?

Thanks, Yvonne

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 23, 2011 2:25 PM  
**To:** 'jdavenport@ap.org'  
**Subject:** Re: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

Size of buy?

**From:** Davenport, Jim [<mailto:jdavenport@ap.org>]  
**Sent:** Wednesday, November 23, 2011 02:21 PM  
**To:** Godfrey, Rob  
**Subject:** FW: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

Hey.  
You guys have any thoughts on these ads?  
Matt Moore at GOP is calling them "libelous garbage."

---

**Ap** Associated Press

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Jim Davenport  
The Associated Press  
1311 Marion St.  
Columbia, SC 29201  
803-254-7670  
[jdavenport@ap.org](mailto:jdavenport@ap.org)  
Twitter: jimdavenport\_ap

**From:** Liana Orr [<mailto:lianaorr@gmail.com>]  
**Sent:** Wednesday, November 23, 2011 9:22 AM  
**To:** 'Liana Orr'  
**Subject:** For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

For Immediate Release  
Contact: Liana Orr - (803) 300-0217

#### **TIP ANNOUNCES STATEWIDE TV AD BUY**

Today, the South Carolina advocacy group Conservatives for Truth In Politics announced a statewide television buy exposing Governor Nikki Haley's backroom deal with officials from the Savannah Port.

Last month, Haley's appointees on the DHEC board suddenly reversed their longtime position against allowing dredging in waters around the South Carolina/Georgia border which would allow large container ships access to the Savannah port. As reported by newspapers around the state, this decision is a serious blow to the Port of Charleston and the 280,000 jobs it produces in every corner of South Carolina.

The ads will begin Saturday during and around the South Carolina-Clemson football game and will continue into the next week. The ads will air on both cable and network television.

"Governor Haley's actions are both bizarre and unexplainable. It's an attack on South Carolina's economy and our workers. Haley needs to come clean about her dealings with Savannah Port officials as well as other Georgia elected officials. South Carolinians expect their Governor to fight to protect jobs in South Carolina, not send them to Georgia," said Conservatives for Truth In Politics Executive Director Liana Orr.

Orr said that the group plans to run additional advertising throughout the state in the near future on this subject.

The ad can be seen at this link: <http://www.youtube.com/watch?v=vr6lblobQwE&feature=youtu.be>

Donations to keep this ad on the air can be made here: <http://www.sctruth.com/Donate.aspx>

###

Liana Orr  
Executive Director  
Conservatives for Truth In Politics  
m. 803-300-0217  
e. [lianaorr@gmail.com](mailto:lianaorr@gmail.com)  
twitter: @SCTruth  
[www.SCTruth.com](http://www.SCTruth.com)

## Godfrey, Rob

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**Sent:** Wednesday, November 23, 2011 2:50 PM  
**To:** 'jdavenport@ap.org'  
**Subject:** Re: For Immediate Release: TIP ANNOUNCES STATEWIDE TV AD BUY

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**Sent:** Wednesday, November 23, 2011 02:21 PM  
**To:** Godfrey, Rob  
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## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 23, 2011 2:51 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

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**From:** Yvonne Wenger [mailto:[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)]  
**Sent:** Wednesday, November 23, 2011 10:03 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Port/fundraiser

Rob,

What's the governor's reaction to this: <http://www.youtube.com/watch?v=vr6lblobQwE&feature=youtu.be>

Thanks, Yvonne

-----Original Message-----

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**Sent:** Tuesday, November 22, 2011 5:58 PM  
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**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com) <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>  
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## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Wednesday, November 23, 2011 4:42 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: I can't open or read the TS message for some reason

Quote for attribution to Congressman Tim Scott: "Governor Haley and I have worked very closely on behalf of the Charleston Port. She is tireless in her efforts to get both funding and business for the port."

**From:** Yvonne Wenger [mailto:[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)]  
**Sent:** Wednesday, November 23, 2011 04:39 PM  
**To:** Godfrey, Rob  
**Subject:** I can't open or read the TS message for some reason

-----Original Message-----

**From:** Godfrey, Rob [mailto:[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)]  
**Sent:** Wednesday, November 23, 2011 2:51 PM  
**To:** 'ywenger@postandcourier.com'  
**Subject:** Re: Port/fundraiser

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Thanks, Yvonne

## Godfrey, Rob

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**From:** Godfrey, Rob  
**Sent:** Monday, November 28, 2011 11:24 AM  
**To:** 'omontoya@GPB.org'  
**Cc:** 'rbevington@GPB.org'  
**Subject:** Re: GPB Media Request

We'll most likely post video of press conference online. I'll shoot you a link. Thanks.

----- Original Message -----

**From:** Orlando Montoya [<mailto:omontoya@GPB.org>]  
**Sent:** Monday, November 28, 2011 11:16 AM  
**To:** Godfrey, Rob  
**Cc:** Rickey Bevington <[rbevington@GPB.org](mailto:rbevington@GPB.org)>  
**Subject:** GPB Media Request

Good morning,

I writing to find out when the Governor plans to talk about the Savannah harbor deepening project today and -- since I am in Savannah -- if I could schedule a time after her news conference to speak with you about what she said. I can be reached at this e-mail or at (912) 344-3566. Georgia Public Broadcasting serves the state of Georgia on 18 radio stations. Thanks.

Orlando Montoya in Savannah, Georgia

--

This message was scanned by the GPB Brightmail Scanner and is believed to be clean.

## Godfrey, Rob

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**From:** Robinson, Brian [brobinson@georgia.gov]  
**Sent:** Thursday, December 01, 2011 3:02 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: The Post and Courier (Charleston, S.C.)

Hey man. I'm Brian from Gov. Deal's office. I just got this from the Post and Courier. I assume it means they're doing something about someone on your staff. I don't think anyone on our staff is involved w RNC. Anything yall need us to do on this?

----- Original Message -----

**From:** Yvonne Wenger <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>  
**To:** Robinson, Brian  
**Sent:** Thu Dec 01 14:11:59 2011  
**Subject:** The Post and Courier (Charleston, S.C.)

Hi Brian,

Can you tell me if Gov. Deal's chief of staff Chris Riley or any one else on staff is involved in the planning for the GOP's 2012 presidential convention? And, if so, what role does that individual serve for the RNC?

Thanks, Yvonne Wenger  
Reporter  
The Post and Courier  
843-607-3441

## Godfrey, Rob

---

**From:** Robinson, Brian [brobinson@georgia.gov]  
**Sent:** Thursday, December 01, 2011 3:25 PM  
**To:** Godfrey, Rob  
**Subject:** Re: The Post and Courier (Charleston, S.C.)

[REDACTED]

**From:** Godfrey, Rob <RobGodfrey@gov.sc.gov>  
**To:** Robinson, Brian  
**Sent:** Thu Dec 01 15:08:56 2011  
**Subject:** RE: The Post and Courier (Charleston, S.C.)

What's your number?

**From:** Robinson, Brian [mailto:brobinson@georgia.gov]  
**Sent:** Thursday, December 01, 2011 3:02 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: The Post and Courier (Charleston, S.C.)

Hey man. I'm Brian from Gov. Deal's office. I just got this from the Post and Courier. I assume it means they're doing something about someone on your staff. I don't think anyone on our staff is involved w RNC. Anything yall need us to do on this?

----- Original Message -----

**From:** Yvonne Wenger <ywenger@postandcourier.com>  
**To:** Robinson, Brian  
**Sent:** Thu Dec 01 14:11:59 2011  
**Subject:** The Post and Courier (Charleston, S.C.)

Hi Brian,

Can you tell me if Gov. Deal's chief of staff Chris Riley or any one else on staff is involved in the planning for the GOP's 2012 presidential convention? And, if so, what role does that individual serve for the RNC?

Thanks, Yvonne Wenger  
Reporter  
The Post and Courier  
843-607-3441

## Godfrey, Rob

---

**From:** Robinson, Brian [brobinson@georgia.gov]  
**Sent:** Thursday, December 01, 2011 3:56 PM  
**To:** Godfrey, Rob  
**Subject:** RE: The Post and Courier (Charleston, S.C.)

She wanted to know if Chris Riley had offered Gov. Haley a speaking role at the convention.

I told her anyone who would think that is too stupid to be quoted in any newspaper.

And I laughed uproariously at the suggestion that Chris would have the power to do such a thing if he wanted to. I'll have to ask him if I can speak there too, since he's apparently the one who decides.

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Thursday, December 01, 2011 3:09 PM  
**To:** Robinson, Brian  
**Subject:** RE: The Post and Courier (Charleston, S.C.)

What's your number?

**From:** Robinson, Brian [mailto:brobinson@georgia.gov]  
**Sent:** Thursday, December 01, 2011 3:02 PM  
**To:** Godfrey, Rob  
**Subject:** Fw: The Post and Courier (Charleston, S.C.)

Hey man. I'm Brian from Gov. Deal's office. I just got this from the Post and Courier. I assume it means they're doing something about someone on your staff. I don't think anyone on our staff is involved w RNC. Anything yall need us to do on this?

----- Original Message -----

**From:** Yvonne Wenger <ywenger@postandcourier.com>  
**To:** Robinson, Brian  
**Sent:** Thu Dec 01 14:11:59 2011  
**Subject:** The Post and Courier (Charleston, S.C.)

Hi Brian,

Can you tell me if Gov. Deal's chief of staff Chris Riley or any one else on staff is involved in the planning for the GOP's 2012 presidential convention? And, if so, what role does that individual serve for the RNC?

Thanks, Yvonne Wenger  
Reporter  
The Post and Courier  
843-607-3441



## Godfrey, Rob

---

**From:** Brian Robinson [brian@nathandeal.org]  
**Sent:** Monday, November 28, 2011 6:37 PM  
**To:** Godfrey, Rob  
**Subject:** Great comments. Very strong.

Haley: Politics Played No Role in Savannah Port Decision Patch.com Nathan Deal the opportunity to present his case for the Savannah River permit in front of the DHEC board. "Gov. Deal flew to South Carolina Oct. 4 and made the request to have the DHEC board hear us out," Haley said. "As a courtesy to the governor, ...  
See all stories on this topic »  
Sent from my Verizon Wireless BlackBerry

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Monday, November 28, 2011 12:36 PM  
**To:** 'Carolyn Smith'  
**Subject:** FW: Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

**From:** Taillon, Jeff  
**Sent:** Wednesday, November 23, 2011 11:09 AM  
**Subject:** Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

## **Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday**

**COLUMBIA, S.C.** – Governor Nikki Haley will hold a press conference in the first floor lobby of the Statehouse on Monday, November 28, at 2:00 PM to discuss the decision made by DHEC in regards to the Savannah Port.

**WHO:** Gov. Nikki Haley  
**WHAT:** Press conference  
**WHEN:** Monday, November 28, 2:00 PM  
**WHERE:** S.C. Statehouse, first floor lobby, Columbia  
-###-

Jeff Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

## **Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Monday, November 28, 2011 4:34 PM  
**Subject:** Video: Gov. Nikki Haley's Monday press conference

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Monday, November 28, 2011 6:47 PM  
**To:** 'gnsmith@thestate.com'  
**Subject:** Re: Video: Gov. Nikki Haley's Monday press conference

Quote for attribution to Rob Godfrey, Haley spokesman: "The governor has long said that we need to live within a spending cap, and any money above and beyond that needs to go to pay down debt or back to the taxpayers. Within that cap, she will set spending priorities, and those include things like mental health and law enforcement."

**From:** Gina Smith [<mailto:gnsmith@thestate.com>]  
**Sent:** Monday, November 28, 2011 06:45 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Video: Gov. Nikki Haley's Monday press conference

Budget quote?

Sent from my iPhone

On Nov 28, 2011, at 4:33 PM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Governor Nikki Haley today held a press conference where she discussed ports issues.  
Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 29, 2011 9:58 AM  
**To:** LeMoine, Leigh  
**Subject:** FW: Gov. Haley request

She is travelling, correct?

**From:** [dkrosse@gmail.com](mailto:dkrosse@gmail.com) [<mailto:dkrosse@gmail.com>]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 29, 2011 10:07 AM  
**To:** 'dkrosse@gmail.com'  
**Subject:** RE: Gov. Haley request

Dan,

Thanks for the email. Unfortunately, the governor is travelling this week and unavailable during that time.

Rob

**From:** [dkrosse@gmail.com](mailto:dkrosse@gmail.com) [<mailto:dkrosse@gmail.com>]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 29, 2011 11:40 AM  
**To:** 'Gina Smith'  
**Subject:** RE: RE:

Cool. Just checking to see what that has to do with the hearing.

-----Original Message-----

**From:** Gina Smith [<mailto:gsmith@thestate.com>]  
**Sent:** Tuesday, November 29, 2011 11:41 AM  
**To:** Godfrey, Rob  
**Subject:** Re: RE:

I'm here covering Senate committee on the ports decision. Ansler is testifying.

Sent from my iPhone

On Nov 29, 2011, at 11:35 AM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

> Let me check. What's up?

>

> -----Original Message-----

> **From:** Gina Smith [<mailto:gsmith@thestate.com>]  
> **Sent:** Tuesday, November 29, 2011 11:26 AM  
> **To:** Godfrey, Rob  
> **Subject:**

>

> Hey Rob,

>

> Trying to confirm whether Gov. Haley has flown on DHEC Chairman Adam  
> Ansler's plane three times. Do you know? Thanks.

>

> Sent from my iPhone

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 30, 2011 2:36 PM  
**To:** 'Barr, Jody'  
**Cc:** Jones, Rashida  
**Subject:** RE: WIS Interview request

Rashida and Jody,

Hope y'all are doing well.

I have a question about this: answer critics assertions that these gifts could show that there is some sort of "pay to play" atmosphere in the governor's office.

Who are the critics you're referencing?

Rob

**From:** Barr, Jody [<mailto:jodybarr@wistv.com>]  
**Sent:** Wednesday, November 30, 2011 11:46 AM  
**To:** Godfrey, Rob  
**Cc:** Barr, Jody; Jones, Rashida  
**Subject:** WIS Interview request

Mr. Godfrey,

I noticed that Mrs. Haley is out of state attending a conference in Florida today, so we'd like to request an interview by phone with her, or perhaps someone from the staff to accommodate our request for an on camera interview concerning the story below:

We're running a story about several flights the governor took aboard planes either owned by or strictly provided by DHEC board members. We would also like to talk with Mrs. Haley or someone from the office about contributions made by DHEC board members she appointed. Mrs. Haley has stated that there was no influence pressed either way in the ports decision, so we'd like to have her explain these flights and contributions and to answer critics assertions that these gifts could show that there is some sort of "pay to play" atmosphere in the governor's office.

Please call me on my cell to schedule this as soon as possible.

Thanks,

Jody Barr  
Investigative Reporter  
WIS TV  
803-608-5761



## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 30, 2011 5:19 PM  
**To:** 'Barr, Jody'  
**Cc:** Jones, Rashida  
**Subject:** RE: WIS Interview request

For attribution to Rob Godfrey, Haley spokesman: "Every member of the DHEC board testified under oath yesterday that neither the governor nor any member of her staff influenced the decision regarding Savannah's ports in any way. The governor has previously stated the same, taken every question from the news media, and offered to speak directly with any senator about this topic.

"Allen Amsler and Traci Amsler have been dear friends of the Haleys for years -- as has Kenyon Wells. The Amslers helped the Haleys visit their four-year old nephew while he was battling cancer and given limited time to live earlier this year, and then helped them travel to his funeral."

**From:** Barr, Jody [<mailto:jodybarr@wistv.com>]  
**Sent:** Wednesday, November 30, 2011 11:46 AM  
**To:** Godfrey, Rob  
**Cc:** Barr, Jody; Jones, Rashida  
**Subject:** WIS Interview request

Mr. Godfrey,

I noticed that Mrs. Haley is out of state attending a conference in Florida today, so we'd like to request an interview by phone with her, or perhaps someone from the staff to accommodate our request for an on camera interview concerning the story below:

We're running a story about several flights the governor took aboard planes either owned by or strictly provided by DHEC board members. We would also like to talk with Mrs. Haley or someone from the office about contributions made by DHEC board members she appointed. Mrs. Haley has stated that there was no influence pressed either way in the ports decision, so we'd like to have her explain these flights and contributions and to answer critics assertions that these gifts could show that there is some sort of "pay to play" atmosphere in the governor's office.

Please call me on my cell to schedule this as soon as possible.

Thanks,

Jody Barr  
Investigative Reporter  
WIS TV  
803-608-5761

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Thursday, December 01, 2011 11:07 AM  
**To:** Patel, Swati; 'Todd Carroll'  
**Subject:** Smoking gun

"I still have heartburn the board made such a quick decision in such a short period of time," said Sen. Joel Lourie, D-Richland. "But I don't think I've heard that anything inappropriate took place. I don't think there is a smoking gun." ([The State](#))

Sen. Mike Fair, R-Greenville, said he won't vote to compel Haley or her staff to testify, especially after a day full of testimony did not turn up any evidence that the governor or her staff acted inappropriately. "There is no smoking gun, fellas," he told the senators on the Medical Affairs Committee which, under Senate rules, has jurisdiction over the DHEC. ([Post and Courier](#))

Peeler, R-Gaffney, said that while he wishes the agency had acted differently, considering the environmental and economic importance to the state, what he heard Tuesday assured him that the agency acted on its own accord. "I just wish we could un-ring this bell," said Peeler, who leads the Senate Medical Affairs Committee conducting the review. "The whole issue was to come here and see if there was a smoking gun. There is no smoking gun." ([Associated Press](#))

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Saturday, December 03, 2011 1:53 PM  
**To:** 'Hhernandez@wcbd.com'  
**Subject:** Re: Statement for News 2 Charleston--

On the subpoena vote:

Quote for attribution to Governor Nikki Haley: "All DHEC board members have said under oath that our office did not in any way influence their decision. I have issued a statement saying the same, yet certain legislators choose to flex their political muscle to now subpoena my our staff when senators themselves say it is clear there is no smoking gun. What a complete waste of time and taxpayer dollars."

On whether staff will testify:

Quote for attribution to Rob Godfrey, Haley spokesman: "Yes, we will testify. And these senators will confirm, again, what they already know to be true: no one in the governor's office had anything to do with DHEC's decision."

**From:** Hhernandez@wcbd.com [mailto:Hhernandez@wcbd.com]  
**Sent:** Saturday, December 03, 2011 01:50 PM  
**To:** Godfrey, Rob  
**Subject:** Statement for News 2 Charleston--

Hi Mr. Godfrey,

Sorry to bother you on a Saturday. I'm reporting on the Senate subpoenaing some of Governor Haley's staff over the Savannah port dredging decision. Is there a statement you can give me in regards to that?

Thank you,  
Haley Hernandez  
(843) 200-4391

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Monday, November 28, 2011 4:34 PM  
**Subject:** Video: Gov. Nikki Haley's Monday press conference

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: (803) 429-5086

## **Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, December 06, 2011 4:35 PM  
**To:** Godfrey, Rob

Every member of the DHEC board testified under oath that neither the governor nor any member of her staff influenced the decision regarding Savannah's ports in any way, and members of our staff will confirm this on Thursday when they testify under oath. You know you've hit a new low when state senators issue subpoenas based on anonymous emails.

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, December 06, 2011 5:09 PM  
**To:** 'sfretwell@thestate.com'; sfretwell83@yahoo.com  
**Subject:** Follow up -- response

**Importance:** High

Quote for attribution to Rob Godfrey, Haley spokesman: "Every member of the DHEC board testified under oath that neither the governor nor any member of our staff influenced the decision regarding Savannah's port in any way, and members of our staff will confirm this on Thursday when they testify under oath. You know you've hit a new low when state senators issue subpoenas based on unclear anonymous emails."

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Carolyn Smith [carolyn.smith@patch.com]  
**Sent:** Monday, November 28, 2011 8:27 AM  
**To:** Godfrey, Rob  
**Subject:** Email list & a question

Hi Rob,

I hope this finds you doing well.

I was trying to find out about any press conferences the Governor may be holding today regarding the ports situation. Can you tell us when that is happening?

Also, I am not receiving any emails from your office at this time. I had hoped our email list had been included, but it seems only a few members of SCPatch are receiving them.

Could you add our group email: [sc1reg1@patch.com](mailto:sc1reg1@patch.com) or at the very least, me?

Thanks in advance for your help.  
Carolyn

--

**Carolyn Farr Smith**  
S.C. Associate Regional Editor  
Patch.com  
(864) 243-7011  
[carolyn.smith@patch.com](mailto:carolyn.smith@patch.com)



## Godfrey, Rob

---

**From:** Julie Rose [jrose@wfae.org]  
**Sent:** Monday, November 28, 2011 11:14 AM  
**To:** Godfrey, Rob  
**Subject:** ports presser

Rob,

I can't make it to the presser today at 2 p.m. but will be monitoring via YouTube as soon as you post it. That's your plan, right? Thanks for sending the State of the Ports Address via YouTube, too. Very helpful.

Also, can I get a copy of the letter Gov. Haley sent to the Senate Medical Affairs committee re: the invitation to appear at tomorrow's hearing?

Thanks.  
-julie

Julie Rose  
Reporter  
WFAE/NPR News  
Charlotte, NC  
office: (704) 926-9308  
cell: (704) 840-9714

## Godfrey, Rob

---

**From:** Pearson, Tim  
**Sent:** Monday, November 28, 2011 3:02 PM  
**To:** Godfrey, Rob  
**Subject:** FW: Ports story?

**From:** Pearson, Tim  
**Sent:** Monday, November 28, 2011 3:01 PM  
**To:** 'Doug Pardue'  
**Subject:** RE: Ports story?

Thanks, Doug, much obliged.

Also, just so you're aware, at the press conference today the Governor was asked if she would turn over the names of those who donated at the fundraiser. She said yes. As a follow up, Yvonne asked her if she would turn over the list of those invited. That she asked those questions separately indicates to me that they are separate in her mind, and even though she asked for the list of invitees, this line is still not accurate, because Yvonne never asked the question: "Haley's campaign aide Marisa Crawford declined to provide a list of the luncheon attendees or names of contributors."

I do appreciate you working through all this with me -  
Tim

**From:** Doug Pardue [<mailto:dpardue@postandcourier.com>]  
**Sent:** Monday, November 28, 2011 2:17 PM  
**To:** Pearson, Tim  
**Subject:** RE: Ports story?

Tim,

I want you to know that we are running a clarification on the ethics panel's decision to change the way politicians account for donated flights.

Doug

-----Original Message-----

**From:** Pearson, Tim [<mailto:TimPearson@gov.sc.gov>]  
**Sent:** Monday, November 28, 2011 10:25 AM  
**To:** 'dpardue@postandcourier.com'  
**Subject:** Re: Ports story?

Y'all are exceptionally loose with 'intent' and 'facts'.

**From:** Doug Pardue [<mailto:dpardue@postandcourier.com>]  
**Sent:** Monday, November 28, 2011 10:21 AM  
**To:** Pearson, Tim  
**Subject:** RE: Ports story?

Sorry Tim, I don't agree: Yvonne's intent in her email is clear and Crawford did not respond.

The list of who was invited would have covered the list of attendees and contributors



And Yvonne's email asked:

"I know the governor will comply with the law to file campaign disclosure reports by the Jan. 10 deadline --- but in the interest of transparency and accountability and given the gravity of the port decision, please willingly provide the information now."

Doug

-----Original Message-----

**From:** Pearson, Tim [<mailto:TimPearson@gov.sc.gov>]  
**Sent:** Monday, November 28, 2011 10:06 AM  
**To:** 'dpardue@postandcourier.com'  
**Subject:** Re: Ports story?

That is not what she wrote.

"Haley's campaign aide Marisa Crawford declined to provide a list of the luncheon attendees or names of contributors."

**From:** Doug Pardue [<mailto:dpardue@postandcourier.com>]  
**Sent:** Monday, November 28, 2011 10:04 AM  
**To:** Pearson, Tim  
**Subject:** RE: Ports story?

Tim,

Yvonne sent an email to Crawford asking who was invited, and never got a response.

Doug

-----Original Message-----

**From:** Pearson, Tim [<mailto:TimPearson@gov.sc.gov>]  
**Sent:** Monday, November 28, 2011 9:59 AM  
**To:** 'dpardue@postandcourier.com'  
**Subject:** Re: Ports story?

Doug -

Hope you had a good weekend. Wanted to check back in on this question.

Tim

**From:** Pearson, Tim  
**Sent:** Thursday, November 24, 2011 02:31 PM  
**To:** 'dpardue@postandcourier.com' <[dpardue@postandcourier.com](mailto:dpardue@postandcourier.com)>  
**Subject:** Re: Ports story?

Thanks. Looking forward to hearing from you.

**From:** Doug Pardue [<mailto:dpardue@postandcourier.com>]  
**Sent:** Thursday, November 24, 2011 02:09 PM  
**To:** Pearson, Tim  
**Subject:** Re: Ports story?

Not a clue. All I know is what Yvonne wrote. I'll ask her.

Doug

--

Sent from my Android phone with K-9 Mail. Please excuse my brevity.

"Pearson, Tim" <[TimPearson@gov.sc.gov](mailto:TimPearson@gov.sc.gov)> wrote:

Doug -

I would also like to know where Yvonne got the following:

"Haley's campaign aide Marisa Crawford declined to provide a list of the luncheon attendees or names of contributors."

This surprised me, being that my understanding was that Marisa was more than willing to provide that list to those who asked for it. So when I called her, she informed me - and showed me the email correspondence between them - that Yvonne never asked for the list of attendees or contributors. I'm wondering how she could have declined a request that was never made.

Tim

**From:** Doug Pardue [<mailto:dpardue@postandcourier.com>]

**Sent:** Thursday, November 24, 2011 12:07 PM

**To:** Godfrey, Rob

**Cc:** Pearson, Tim

**Subject:** Re: Ports story?

Rob,

I held that story a day to get it more thorough, which allowed The State to break it first. I didn't feel the quotes were on point, and I felt the Governor, you and the Georgia host had made the Governor's case well enough.

Doug

--

Sent from my Android phone with K-9 Mail. Please excuse my brevity.

"Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Doug -- Happy Thanksgiving. I reached out to Yvonne to understand why quotes from U.S. Sen. Lindsey Graham and Congressman Tim Scott were excluded from today's story. She said it was a decision made by her editor. Do you mind providing some insight here? Rob

## Godfrey, Rob

---

**From:** Yvonne Wenger [ywenger@postandcourier.com]  
**Sent:** Monday, November 28, 2011 4:42 PM  
**To:** Marisa Crawford  
**Cc:** Godfrey, Rob  
**Subject:** RE: Atlanta trip

Any comment from either of you on this:

"No one related to the ports gave," Haley said. "These were people like Motorola and GE, companies that we do business with. There were no ties to the ports."

The law firm's PAC gave to Haley -- so does that draw a connection to one of the firm's partner's Keith W. Mason, who from "2001 to 2003, Keith served as Chairman of the Board of the Georgia Port Authority as part of his seven year period of Board service"?

Is that a legitimate connection to the Georgia port?

-----Original Message-----

**From:** Marisa Crawford [mailto:marisa\_crawford@yahoo.com]  
**Sent:** Monday, November 28, 2011 3:58 PM  
**To:** ywenger@postandcourier.com  
**Subject:** Re: Atlanta trip

They didn't donate for the event either.

Marisa Joye Crawford  
MJC Consulting, LLC  
803.727.7089  
**From:** Yvonne Wenger <ywenger@postandcourier.com>  
**To:** Marisa Crawford <marisa\_crawford@yahoo.com>  
**Sent:** Monday, November 28, 2011 3:42 PM  
**Subject:** RE: Atlanta trip

What about GE?

-----Original Message-----

**From:** Marisa Crawford [mailto:marisa\_crawford@yahoo.com]  
**Sent:** Monday, November 28, 2011 3:42 PM  
**To:** ywenger@postandcourier.com  
**Subject:** Re: Atlanta trip

I wasn't at the press conference, but Motorola did not donate for the Atlanta event. She was mistaken.

Marisa Joye Crawford MJC Consulting, LLC 803.727.7089  
**From:** Yvonne Wenger <ywenger@postandcourier.com>  
**To:** Marisa Crawford <marisa\_crawford@yahoo.com>

**Sent:** Monday, November 28, 2011 3:32 PM

**Subject:** RE: Atlanta trip

Haley said at the press conference that the donors included GE and Motorola. Why aren't they on the list here?

-----Original Message-----

**From:** Marisa Crawford [[mailto:marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)]

**Sent:** Monday, November 28, 2011 3:30 PM

**To:** Yvonne Wenger

**Subject:** Re: Atlanta trip

**Donors for Atlanta event at MLA**

Microsoft

Kathlynn Polvino - attorney @ MLA

Alan Moore - gov't relations @ MLA

Stephen Sorett - attorney @ MLA

Mark Burkhalter Realty

McKenna Long & Aldridge PAC

Fred Cooper - Cooper Capital

United Healthcare

Sunovion

Allergan

Robert Sheft - flooring company

Marisa Joye Crawford MJC Consulting, LLC 803.727.7089

**From:** Yvonne Wenger <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>

**To:** Marisa Crawford <[marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)>

**Sent:** Monday, November 28, 2011 2:46 PM

**Subject:** Re: Atlanta trip

Can you provide the information on the donors? please don't wait until the close of business to do that. Thanks, Yvonne -- Sent from my Android phone with K-9 Mail. Please excuse my brevity.

Marisa Crawford <[marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)> wrote:

Will you correct your misreporting that I declined to provide it, which I did not?

Marisa Joye Crawford MJC Consulting, LLC 803.727.7089

**From:** Yvonne Wenger <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>

**To:** Marisa Crawford <[marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)>

**Sent:** Monday, November 28, 2011 10:05 AM

**Subject:** RE: Atlanta trip

Marisa,

It is my understanding that you will provide a list of attendees and contributors from the Atlanta fundraiser? Could you send that list?

Thanks, Yvonne

-----Original Message-----

**From:** Marisa Crawford [[mailto:marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)]

**Sent:** Tuesday, November 22, 2011 11:21 AM

**To:** [ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)

**Subject:** Re: Atlanta trip

The Governor held a luncheon fundraiser at the offices of McKenna Long on Oct 28th

The host was Eric Tanenblatt - the Governor had a long standing commitment to speak at an event in Atlanta for Hillsdale College that evening. Eric hosted an event for us last year during the campaign so I contacted him on July 12th to ask him to do the same because we were in the area.

The event was \$1000 per person/company.

\$15,000 was raised

Marisa Joye Crawford MJC Consulting, LLC 803.727.7089

**From:** Yvonne Wenger <[ywenger@postandcourier.com](mailto:ywenger@postandcourier.com)>

**To:** Marisa Crawford <[marisa\\_crawford@yahoo.com](mailto:marisa_crawford@yahoo.com)>

**Sent:** Tuesday, November 22, 2011 10:55 AM

**Subject:** Atlanta trip

Hi Marisa,

It is my understanding the governor raised campaign money while she was in Georgia in late October (surrounding her speech at Hillsdale College Free Enterprise Institute on Oct. 28).

- Who was invited?
- Who organized or hosted the fundraiser?
- How much cash did the governor receive?
- Why were Georgia residents and/or businesses contributing money to the South Carolina governor?
- Was there any connection between this fundraiser and appearance at Hillsdale event and the DHEC decision on the water-quality permit?

I know the governor will comply with the law to file campaign disclosure reports by the Jan. 10 deadline --- but in the interest of transparency and accountability and given the gravity of the port decision, please willingly provide the information now.

Thanks, Yvonne

## Godfrey, Rob

---

**From:** Brian Robinson [brian@nathandeal.org]  
**Sent:** Monday, November 28, 2011 6:37 PM  
**To:** Godfrey, Rob  
**Subject:** Great comments. Very strong.

Haley: Politics Played No Role in Savannah Port Decision Patch.com Nathan Deal the opportunity to present his case for the Savannah River permit in front of the DHEC board. "Gov. Deal flew to South Carolina Oct. 4 and made the request to have the DHEC board hear us out," Haley said. "As a courtesy to the governor, ...  
See all stories on this topic »  
Sent from my Verizon Wireless BlackBerry

**Godfrey, Rob**

---

**From:** Gina Smith [gnsmith@thestate.com]  
**Sent:** Monday, November 28, 2011 6:45 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Video: Gov. Nikki Haley's Monday press conference

Budget quote?

Sent from my iPhone

On Nov 28, 2011, at 4:33 PM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Governor Nikki Haley today held a press conference where she discussed ports issues.  
Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Gina Smith [gnsmith@thestate.com]  
**Sent:** Monday, November 28, 2011 7:22 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Video: Gov. Nikki Haley's Monday press conference

Thanks.

Sent from my iPhone

On Nov 28, 2011, at 6:47 PM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Quote for attribution to Rob Godfrey, Haley spokesman: "The governor has long said that we need to live within a spending cap, and any money above and beyond that needs to go to pay down debt or back to the taxpayers. Within that cap, she will set spending priorities, and those include things like mental health and law enforcement."

**From:** Gina Smith [<mailto:gnsmith@thestate.com>]  
**Sent:** Monday, November 28, 2011 06:45 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Video: Gov. Nikki Haley's Monday press conference

Budget quote?

Sent from my iPhone

On Nov 28, 2011, at 4:33 PM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here:

<https://www.youtube.com/watch?v=bsVVifjJIV8>

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**



**Godfrey, Rob**

---

**From:** Myrick, Adam [myrickar@dhec.sc.gov]  
**Sent:** Tuesday, November 29, 2011 8:29 AM  
**Subject:** DHEC Board news release

**DHEC Board reiterates support for Savannah Harbor agreement**

COLUMBIA, S.C. – The S.C. Board of Health and Environmental Control continues to affirm the resolution recently reached by DHEC staff, the Georgia Ports Authority and the U.S. Army Corps of Engineers on the Savannah Harbor Expansion Project. [read more](#)

## Godfrey, Rob

---

**From:** Orlando Montoya [omontoya@GPB.org]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** RE: Video: Gov. Nikki Haley's Monday press conference

Mr. Godfrey,

Thanks.

Orlando Montoya in Savannah, Georgia

---

**From:** Godfrey, Rob [RobGodfrey@gov.sc.gov]  
**Sent:** Monday, November 28, 2011 4:33 PM  
**Subject:** Video: Gov. Nikki Haley's Monday press conference

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: (803) 429-5086

--

This message was scanned by the GPB Brightmail Scanner and is believed to be clean.

**Godfrey, Rob**

---

**From:** dkrosse@gmail.com  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

## Godfrey, Rob

---

**From:** LeMoine, Leigh  
**Sent:** Tuesday, November 29, 2011 10:05 AM  
**To:** Godfrey, Rob  
**Subject:** Re: Gov. Haley request

She is unavailable during that time.

Leigh

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 29, 2011 09:58 AM  
**To:** LeMoine, Leigh  
**Subject:** FW: Gov. Haley request

She is travelling, correct?

**From:** [dkrosse@gmail.com](mailto:dkrosse@gmail.com) [<mailto:dkrosse@gmail.com>]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

## Godfrey, Rob

---

**From:** Gina Smith [gnsmith@thestate.com]  
**Sent:** Tuesday, November 29, 2011 11:41 AM  
**To:** Godfrey, Rob  
**Subject:** Re: RE:

I'm here covering Senate committee on the ports decision. Ansler is testifying.

Sent from my iPhone

On Nov 29, 2011, at 11:35 AM, "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)> wrote:

> Let me check. What's up?  
>  
> -----Original Message-----  
> From: Gina Smith [<mailto:gnsmith@thestate.com>]  
> Sent: Tuesday, November 29, 2011 11:26 AM  
> To: Godfrey, Rob  
> Subject:  
>  
> Hey Rob,  
>  
> Trying to confirm whether Gov. Haley has flown on DHEC Chairman Adam  
> Ansler's plane three times. Do you know? Thanks.  
>  
> Sent from my iPhone

## Godfrey, Rob

---

**From:** dkrosse@gmail.com  
**Sent:** Tuesday, November 29, 2011 12:40 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Gov. Haley request

Can she join us on skype?

Sent from my HTC on the Now Network from Sprint!

----- Reply message -----

**From:** "Godfrey, Rob" <[RobGodfrey@gov.sc.gov](mailto:RobGodfrey@gov.sc.gov)>  
**Date:** Tue, Nov 29, 2011 11:06 am  
**Subject:** Gov. Haley request  
**To:** "[dkrosse@gmail.com](mailto:dkrosse@gmail.com)" <[dkrosse@gmail.com](mailto:dkrosse@gmail.com)>

Dan,

Thanks for the email. Unfortunately, the governor is travelling this week and unavailable during that time.

Rob

**From:** [dkrosse@gmail.com](mailto:dkrosse@gmail.com) [<mailto:dkrosse@gmail.com>]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

## Godfrey, Rob

---

**From:** Ned Martel [MartelN@washpost.com]  
**Sent:** Tuesday, November 29, 2011 4:33 PM  
**To:** Godfrey, Rob  
**Subject:** Re: wrapping up my story

Story talks about her energy and how she is moving fast to get business to SC as she is facing detractors in her own party who aren't ready for changes she's bringing. That her results have to outpace their gripes, in a way. Sen. Graham gave good quotes on port and on her determination.

others: Jeb Bush, Matt Moore, Amb Wilkins, Nathan Ballentine, Ralph Norman (i was wrong before: he's the guy w/ the biz in Clover that she visited--and said "that girl")

From: "Godfrey, Rob" <RobGodfrey@gov.sc.gov>  
To: "MartelN@washpost.com" <MartelN@washpost.com>  
Date: 11/29/2011 04:28 PM  
Subject: Re: wrapping up my story

Let me get you a list.

What does the story look like? What's the focus? Who all have you talked to?

And when's it slated to run?

Rob

**From:** Ned Martel [mailto:MartelN@washpost.com]  
**Sent:** Tuesday, November 29, 2011 04:25 PM  
**To:** Godfrey, Rob  
**Subject:** wrapping up my story

Hello Rob...

Things are coming together and I appreciate the time I got a few Fridays ago... It was a good set of events to see too on Thursday....

I am putting something in about the candidates and candidates' spouses who have visited and overnighted in the governor's residence. do you call it Governor's Mansion, by the way?

Any way I can see a list of who has visited and stayed over?

thanks  
NM

## Godfrey, Rob

---

**From:** Barr, Jody [jodybarr@wistv.com]  
**Sent:** Wednesday, November 30, 2011 11:46 AM  
**To:** Godfrey, Rob  
**Cc:** Barr, Jody; Jones, Rashida  
**Subject:** WIS Interview request

Mr. Godfrey,

I noticed that Mrs. Haley is out of state attending a conference in Florida today, so we'd like to request an interview by phone with her, or perhaps someone from the staff to accommodate our request for an on camera interview concerning the story below:

We're running a story about several flights the governor took aboard planes either owned by or strictly provided by DHEC board members. We would also like to talk with Mrs. Haley or someone from the office about contributions made by DHEC board members she appointed. Mrs. Haley has stated that there was no influence pressed either way in the ports decision, so we'd like to have her explain these flights and contributions and to answer critics assertions that these gifts could show that there is some sort of "pay to play" atmosphere in the governor's office.

Please call me on my cell to schedule this as soon as possible.

Thanks,

Jody Barr  
Investigative Reporter  
WIS TV  
803-608-5761



## Godfrey, Rob

---

**From:** Dan Krosse [dkrosse@gmail.com]  
**Sent:** Thursday, December 01, 2011 9:53 AM  
**To:** Godfrey, Rob  
**Subject:** Savannah port question: GOP Convention Speaking connection

Hi Rob,

A prominent tea party member here and a separate, respected businessman have both expressed concerns that Governor Haley cut some sort of deal with Alec J. Poitevint II, who runs the Port in Savannah, to speak at the GOP National Convention. Is this true?

1. Is Governor Haley lobbying to speak at the convention?
2. Did Gov. Haley or Jon Lerner or anyone within her administration hold discussions with Mr. Poitevint or any of his representatives about the possibility of Gov. Haley speaking at the GOP National Convention?

Thanks!

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

**Godfrey, Rob**

---

**From:** Smith, Gina [gnsmith@thestate.com]  
**Sent:** Thursday, December 01, 2011 3:48 PM  
**To:** Godfrey, Rob

Hey,

I'm writing a short advancer on tomorrow's Senate committee meeting about ports. Will the four staffers voluntarily attend and testify? Can you give me a quote? Thanks.

--

Gina Smith  
Reporter  
The State Media Company  
Follow me on Twitter -- GinaNSmith

## Godfrey, Rob

---

**From:** Hhernandez@wcbd.com  
**Sent:** Saturday, December 03, 2011 1:50 PM  
**To:** Godfrey, Rob  
**Subject:** Statement for News 2 Charleston--

Hi Mr. Godfrey,

Sorry to bother you on a Saturday. I'm reporting on the Senate subpoenaing some of Governor Haley's staff over the Savannah port dredging decision. Is there a statement you can give me in regards to that?

Thank you,  
Haley Hernandez  
(843) 200-4391

**From:** Godfrey, Rob [<mailto:RobGodfrey@gov.sc.gov>]  
**Sent:** Monday, November 28, 2011 4:34 PM  
**Subject:** Video: Gov. Nikki Haley's Monday press conference

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJlV8>

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## Godfrey, Rob

---

**From:** Hhernandez@wcbd.com  
**Sent:** Saturday, December 03, 2011 1:59 PM  
**To:** Godfrey, Rob  
**Subject:** Re: Statement for News 2 Charleston--

Thank you!

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Saturday, December 03, 2011 01:53 PM  
**To:** Hernandez, Haley  
**Subject:** Re: Statement for News 2 Charleston--

On the subpoena vote:

Quote for attribution to Governor Nikki Haley: "All DHEC board members have said under oath that our office did not in any way influence their decision. I have issued a statement saying the same, yet certain legislators choose to flex their political muscle to now subpoena my our staff when senators themselves say it is clear there is no smoking gun. What a complete waste of time and taxpayer dollars."

On whether staff will testify:

Quote for attribution to Rob Godfrey, Haley spokesman: "Yes, we will testify. And these senators will confirm, again, what they already know to be true: no one in the governor's office had anything to do with DHEC's decision."

**From:** Hhernandez@wcbd.com [mailto:Hhernandez@wcbd.com]  
**Sent:** Saturday, December 03, 2011 01:50 PM  
**To:** Godfrey, Rob  
**Subject:** Statement for News 2 Charleston--

Hi Mr. Godfrey,  
Sorry to bother you on a Saturday. I'm reporting on the Senate subpoenaing some of Governor Haley's staff over the Savannah port dredging decision. Is there a statement you can give me in regards to that?

Thank you,  
Haley Hernandez  
(843) 200-4391

**From:** Godfrey, Rob [mailto:RobGodfrey@gov.sc.gov]  
**Sent:** Monday, November 28, 2011 4:34 PM  
**Subject:** Video: Gov. Nikki Haley's Monday press conference

Governor Nikki Haley today held a press conference where she discussed ports issues. Video of the event is available here: <https://www.youtube.com/watch?v=bsVVifjJIV8>

Rob Godfrey  
Office of Gov. Nikki Haley  
O: (803) 734-5074 | C: (803) 429-5086

**Godfrey, Rob**

---

**From:** Godfrey, Rob  
**Sent:** Tuesday, December 06, 2011 4:35 PM  
**To:** Godfrey, Rob

Every member of the DHEC board testified under oath that neither the governor nor any member of her staff influenced the decision regarding Savannah's ports in any way, and members of our staff will confirm this on Thursday when they testify under oath. You know you've hit a new low when state senators issue subpoenas based on anonymous emails.

**Rob Godfrey**  
**Office of Gov. Nikki Haley**  
**O: (803) 734-5074 | C: (803) 429-5086**

## LeMoine, Leigh

---

**From:** LeMoine, Leigh  
**Sent:** Tuesday, November 29, 2011 10:05 AM  
**To:** Godfrey, Rob  
**Subject:** Re: Gov. Haley request

She is unavailable during that time.

Leigh

**From:** Godfrey, Rob  
**Sent:** Tuesday, November 29, 2011 09:58 AM  
**To:** LeMoine, Leigh  
**Subject:** FW: Gov. Haley request

She is travelling, correct?

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Tuesday, November 29, 2011 10:02 AM  
**To:** Godfrey, Rob  
**Subject:** Gov. Haley request

Hi Rob,

We are doing a show on Thursday about the GA port and would like to invite the Governor to join us in-person or via Skype. We are taping between 1 and 230pm and would only need 10 minutes during that time. Thank you.

Dan Krosse  
Executive Producer  
The Savage Report  
843.991.9115

Sent from my HTC on the Now Network from Sprint!

LeMoine, Leigh

---

**From:** LeMoine, Leigh  
**Sent:** Tuesday, March 29, 2011 8:32 PM  
**To:** 'Hope Moorer'  
**Subject:** RE: Request for appointment

Hi Ms. Moorer,

Thank you for sending in further information. I did some checking with regard to the Governor's calendar. As it's the middle of the legislative session and her schedule is very fluid, she has asked Ted Pitts, our Deputy Chief for Budget and Policy who is tasked with working on the ports projects to discuss these items with you further and to keep her informed. I have given your information to Ted to be in contact with you, but he may be reached at [tedpitts@gov.sc.gov](mailto:tedpitts@gov.sc.gov) or by phone at (803) 734-2100. Thank you for your continued interest and experience in this area, and please let me know if we may be of assistance in the future.

Sincerely,  
Leigh LeMoine

Leigh LeMoine  
Office of Governor Nikki Haley  
(803) 734-5151

104515  
**From:** Hope Moorer [mailto:████████████████████]  
**Sent:** Friday, March 25, 2011 5:10 PM  
**To:** LeMoine, Leigh  
**Subject:** Request for appointment

Ms. LeMoine,

Thanks so much for returning my call earlier this week. I certainly appreciate the quick response.

I am writing to request a meeting with Governor Haley at her convenience. I met Governor Haley following her Town Hall Meeting in Charleston, and she suggested that I contact you for the appointment.

I am a native of South Carolina, a current resident of Walterboro, and an employee of the Georgia Ports Authority. My job for the past 11 years has been the day-to-day project management for the Savannah Harbor deepening project. I would appreciate any time Governor Haley would spare to meet with me to discuss the project and the need for successful ports in Charleston and Savannah, as well as a future port in Jasper County.

Thank you so much for your time and assistance. I can be reached at ██████████

Sincerely,

Hope Moorer



P.O. BOX 147 | CHARLESTON, SC 29402

## APRIL 21, 2011 –DINNER MEETING

**SPEAKER:** Georgia Ports Authority  
Executive Director Curtis Foltz

**TOPIC** Savannah Harbor Expansion Project (SHEP)

**WHEN:** Thursday, April 21, 2011  
6 PM Cocktails 7 PM Dinner

**WHERE:** The Citadel's Altman Athletic Center (at Johnson Hagood Stadium)  
Corner of Hagood Avenue & Fishburne Street

**PRICE:** \$25 Members – \$30 Guests

This is a meeting you don't want to miss. Georgia Ports Authority Executive Director, Curtis Foltz, will talk about the Savannah Harbor Expansion Project and port developments to the south.

Cut, return and mail the bottom reservation form with check by April 18, or register on line with PayPal at <http://www.prop-club.com> on the Events page. No online reservations will be taken after April 19th. Advance payment necessary and no shows will be billed. **We expect a large crowd so get your reservation in today.** For questions contact Joanne Fogg at [Joanne.fogg@dhs.gov](mailto:Joanne.fogg@dhs.gov) or 843-579-6508.

*Detach and Return the Bottom Portion Only with Payment and mail to above address*

### **April 2011 Dinner Meeting Reservation Form - Please Print**

Member Name(s) \_\_\_\_\_ @ \$25 = \_\_\_\_\_

Guest Name(s) \_\_\_\_\_ @ \$30 = \_\_\_\_\_

TOTAL ENCLOSED \$ \_\_\_\_\_



**Taillon, Jeff**

---

**From:** Julie Rose [jrose@wfae.org]  
**Sent:** Wednesday, November 23, 2011 3:55 PM  
**To:** Taillon, Jeff  
**Cc:** Godfrey, Rob  
**Subject:** RE: Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

Jeff and Rob, in preparation for this press conference, can I get a copy of the letter Gov. Haley sent to Sen. Peeler declining his invitation to appear before the Senate committee on the ports issue?

Thanks.  
-julie

Julie Rose  
Reporter  
WFAE/NPR News  
Charlotte, NC  
office: (704) 926-9308  
cell: (704) 840-9714

**From:** Taillon, Jeff [mailto:JeffTaillon@gov.sc.gov]  
**Sent:** Wednesday, November 23, 2011 11:09 AM  
**Subject:** Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

## **Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday**

**COLUMBIA, S.C.** – Governor Nikki Haley will hold a press conference in the first floor lobby of the Statehouse on Monday, November 28, at 2:00 PM to discuss the decision made by DHEC in regards to the Savannah Port.

**WHO:** Gov. Nikki Haley  
**WHAT:** Press conference  
**WHEN:** Monday, November 28, 2:00 PM  
**WHERE:** S.C. Statehouse, first floor lobby, Columbia  
-###-

Jeff Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

**Taillon, Jeff**

---

**From:** Taillon, Jeff  
**Sent:** Wednesday, November 23, 2011 11:09 AM  
**Subject:** Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday

**Gov. Nikki Haley to hold 2:00 PM Statehouse press conference on Monday**

**COLUMBIA, S.C.** – Governor Nikki Haley will hold a press conference in the first floor lobby of the Statehouse on Monday, November 28, at 2:00 PM to discuss the decision made by DHEC in regards to the Savannah Port.

**WHO:** Gov. Nikki Haley  
**WHAT:** Press conference  
**WHEN:** Monday, November 28, 2:00 PM  
**WHERE:** S.C. Statehouse, first floor lobby, Columbia  
~~###~~

Jeff Taillon  
Office of the Governor- Press Assistant  
Direct line- (803) 734-5129  
1205 Pendleton Street  
Columbia, SC 29201

**Taillon, Jeff**

---

**From:** Godfrey, Rob  
**Sent:** Wednesday, November 16, 2011 9:07 AM  
**To:** Pearson, Tim; Pitts, Ted; Patel, Swati; Taillon, Jeff  
**Subject:** FW: Georgians pledge backing for S.C. port

**From:** Mayfield, Stephanie [<mailto:smayfield@georgia.gov>]  
**Sent:** Wednesday, November 16, 2011 8:52 AM  
**To:** Godfrey, Rob  
**Subject:** FW: Georgians pledge backing for S.C. port

FYI. Please let Gov. Haley know. Thanks!

Stephanie Mayfield

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port

## Georgians pledge backing for S.C. port

### Deal, senators call Charleston a partner to Savannah

Working closely with the state of South Carolina on regional economic development, Georgia Gov. Nathan Deal and U.S. Sens. Saxby Chambliss and Johnny Isakson pledged today to support efforts to deepen not only the Port of Savannah but also the Port of Charleston.

The Georgians announce this effort a day after U.S. Transportation Secretary Ray LaHood brought welcome news to Georgia, saying that deepening the Savannah Port "has to happen."

"Georgia has fought long and hard to deepen the Port of Savannah, and we're experiencing great progress on that front," Deal said. "We see the Port of Savannah deepening as a boon to the economy of the Southeast, not just Georgia. This is a regional effort; that's why we give our support to deepening the Port of Charleston. Many South Carolina exports leave the country from Savannah and many Georgia exports leave out of Charleston. The ports of Savannah and Charleston are partners, not competitors. We're in a new day with bigger ships, and we need deeper ports. We must work together across state lines to the benefit of Georgians and South Carolinians alike."

"I am grateful for the cooperation of Gov. Haley and others in South Carolina as we work toward progress on both the Savannah Harbor Expansion Project and expansion of the Charleston Harbor, together which will benefit the entire Southeast," Chambliss said. "It is imperative that we all work together to ensure our region is not left behind after the expansion of the Panama Canal."

"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)

Chambliss contact, Lauren Claffey, (202)224-3423

Isakson contact, Lauren Culbertson, (202) 224-7777

## Taillon, Jeff

---

**From:** Office of the Governor Site Support [mary.mayle@savannahnow.com]  
**Sent:** Thursday, October 13, 2011 11:36 AM  
**To:** Taillon, Jeff  
**Subject:** Press Request

Organization: Savannah Morning News  
Name: Mary Carr Mayle  
Deadline: 10-13-2011

Telephone: 912-652-0324  
Email: [mary.mayle@savannahnow.com](mailto:mary.mayle@savannahnow.com)

**Request:**

WJCL Savannah is reporting that at yesterday's Hilton Head State of the Region breakfast, Gov. Haley said she is working with Gov. Deal to come up with a harbor deepening plan for the entire region - Charleston, Savannah and Jasper.

She is quoted as saying "Our goal is to make sure every port is successful" and that dredging the Savannah Harbor will have a "massive impact" on the economies of Beaufort and Jasper counties.

Does this mean she has softened her stance on "Georgia having its way with us for too long" and supports deepening for both Savannah and Charleston as well as the future Jasper port?

Would really love a quote and some clarification.

## Schimsa, Rebecca

---

**From:** Pearson, Tim  
**Sent:** Wednesday, November 16, 2011 8:59 AM  
**To:** Riley, Chris  
**Cc:** Brumlow, Brandi; Schimsa, Rebecca  
**Subject:** RE: Georgians pledge backing for S.C. port

Let's do 11:30 then. Best for our guys.

**From:** Riley, Chris [<mailto:criley@georgia.gov>]  
**Sent:** Wednesday, November 16, 2011 9:02 AM  
**To:** Pearson, Tim  
**Cc:** Brumlow, Brandi  
**Subject:** Re: Georgians pledge backing for S.C. port

Yes. I can go anytime after 11 today. Brandi is calling your assistant to schedule.

**From:** Pearson, Tim <[TimPearson@gov.sc.gov](mailto:TimPearson@gov.sc.gov)>  
**To:** Riley, Chris  
**Sent:** Wed Nov 16 08:56:26 2011  
**Subject:** RE: Georgians pledge backing for S.C. port

Thanks.

3 work for you to talk Jasper?

**From:** Riley, Chris [<mailto:criley@georgia.gov>]  
**Sent:** Wednesday, November 16, 2011 8:57 AM  
**To:** Pearson, Tim  
**Subject:** Fwd: Georgians pledge backing for S.C. port

Thanks,  
Chris

Begin forwarded message:

**From:** "Mayfield, Stephanie" <[smayfield@georgia.gov](mailto:smayfield@georgia.gov)>  
**Date:** November 16, 2011 8:53:38 AM EST  
**To:** "Riley, Chris" <[criley@georgia.gov](mailto:criley@georgia.gov)>  
**Subject:** FW: Georgians pledge backing for S.C. port

I sent to Gov. Haley's comms person as well.

**From:** Gov. Deal's Communications Office  
**Sent:** Wednesday, November 16, 2011 8:50 AM  
**To:** Gov. Deal's Communications Office  
**Subject:** Georgians pledge backing for S.C. port



*Governor Nathan Deal*  
Office of the Governor



For immediate release  
Communications  
Nov. 16 2011

Office of  
(404) 651-7774

## Georgians pledge backing for S.C. port Deal, senators call Charleston a partner to Savannah

Working closely with the state of South Carolina on regional economic development, Georgia Gov. Nathan Deal and U.S. Sens. Saxby Chambliss and Johnny Isakson pledged today to support efforts to deepen not only the Port of Savannah but also the Port of Charleston.

The Georgians announce this effort a day after U.S. Transportation Secretary Ray LaHood brought welcome news to Georgia, saying that deepening the Savannah Port "has to happen."

"Georgia has fought long and hard to deepen the Port of Savannah, and we're experiencing great progress on that front," Deal said. "We see the Port of Savannah deepening as a boon to the economy of the Southeast, not just Georgia. This is a regional effort; that's why we give our support to deepening the Port of Charleston. Many South Carolina exports leave the country from Savannah and many Georgia exports leave out of Charleston. The ports of Savannah and Charleston are partners, not competitors. We're in a new day with bigger ships, and we need deeper ports. We must work together across state lines to the benefit of Georgians and South Carolinians alike."

"I am grateful for the cooperation of Gov. Haley and others in South Carolina as we work toward progress on both the Savannah Harbor Expansion Project and expansion of the Charleston Harbor, together which will benefit the entire Southeast," Chambliss said. "It is imperative that we all work together to ensure our region is not left behind after the expansion of the Panama Canal."

"It is critical for Georgia and South Carolina to work together in expanding both our ports to accommodate larger ships and to remain competitive," said Isakson. "The positive economic impact of expanding both ports is undeniable, not just for our individual states, but for the entire region and the nation. I will continue to do all that I can to help in this partnership between Georgia and South Carolina."

Brian Robinson, [brobinson@georgia.gov](mailto:brobinson@georgia.gov)  
Chambliss contact, Lauren Claffey, (202)224-3423  
Isakson contact, Lauren Culbertson, (202) 224-7777

## Walker, Madison

---

**From:** Caroline Rhodes [REDACTED]  
**Sent:** Friday, November 11, 2011 10:32 PM  
**To:** Walker, Madison  
**Subject:** Fwd: Remarkable political theater! We truly could not make this stuff up. Dana  
**Attachments:** 62A366C3-2151-43EB-9BC1-670D26D3D857.png; 14BDA6C9-AF4D-4058-8377-1BF486A55204.png; DB1AC853-7098-4ADE-A7BF-E22C16B23DFB.png; 0D95990A-525F-4EB0-AB19-D407757ED26A.png; A127BEA9-B7FB-472F-B77D-12E5D7BDB19D.png; AFF6D289-9A55-4667-8E31-EF7DF074A899.png; 9F91C48A-FB6F-4993-B6E8-31CAE07F0193.png; 344BBBB7-FCA2-44CD-88B2-8625927659F4.png; C77672B1-B0CE-4619-895A-CE1354F12A55.png; 14B5C895-4498-4B25-AFFE-92EE2C88C401.png; E0ACBE4E-3FCB-489E-875F-4EE031639EE1.png; 84E3D022-0156-4455-A676-37A01EF479A2.png; 8E7F2842-8CD0-4FF1-A97E-AB1AC10BA7BE.png; CD04A48F-5BE5-4931-B923-1A3253455056.png

Caroline Rhodes  
Sent from my iPhone

Begin forwarded message:

**From:** Dana Beach <[DanaBeach@scccl.org](mailto:DanaBeach@scccl.org)>  
**Date:** November 11, 2011 12:04:08 PM EST  
**To:** Dana Beach <[DanaBeach@scccl.org](mailto:DanaBeach@scccl.org)>  
**Subject:** Remarkable political theater! We truly could not make this stuff up. Dana

Folks,

The DHEC board made a remarkable decision yesterday to approve the water quality permit for dredging the Savannah River, overturning the staff's decision to deny it. It has been widely alleged that Governor Haley directed her board appointees to reverse the staff decision after she was promised a prominent speaking position at next year's Republican National Convention in Tampa.

To make matters more interesting, the strongest proponents for denying the Savannah River water quality permit are port interests in South Carolina who want Charleston to be the first southeastern port deep enough for larger "post-Panamax" ships. Some of these newly-converted environmentalists have been vocal critics of efforts to protect air and water quality in Charleston during the cruise ship debate.

The scientific facts, fortunately, are straightforward and on the side of the environment. The DHEC staff made the correct decision to deny the permit. The board made a foolish, and apparently politically-motivated, decision to reverse it. We are confident we will prevail with an appeal of that action. Here are three articles on the subject.

Sincerely,

Dana



# SCDHEC Flip-Flops On Georgia Port Ruling

By Jlsnycr on November 10, 2011

Comment Email Print



By a unanimous vote, S.C. Gov. Nikki Haley's appointees to the Department of Health and Environmental Control (SCDHEC) board granted the Georgia Ports Authority permission to deepen the waterway leading to the Port of Savannah – an unexpected and hugely controversial decision that opponents say could cost the Palmetto State hundreds of millions of dollars over the coming decade.

The board's decision to allow Georgia's deepening project to proceed reversed the agency's prior decision – reached on September 30 – to deny the permits that Georgia was seeking.

In fact, a State Senator tells FITS that the agency may have been "pressured" into taking another look at the permit applications, presumably by Haley or members of her administration.

Why would a South Carolina governor pressure a state agency to forsake the best interests of its own citizens to benefit another state?

Glad you asked ...

According to our sources, monied Georgia interests with connections to the Port of Savannah **threw a big fundraiser for Haley** in Atlanta last month. Also, our sources say that the chairman of the Georgia Ports Authority – a major GOP donor who will select speakers for next year's Republican National Convention in Tampa, Florida – has been negotiating with Haley and her political consultant to land the governor a coveted **prime time speaking gig** at the event.

Neither Haley nor Lerner returned messages seeking comment regarding those allegations. A spokesman for the Georgia Ports Authority was not immediately available for comment.

Regardless of the alleged political motivations, S.C. Sen. Larry Grooms (R- Berkeley County) said the DHEC decision would have disastrous consequences for South Carolina – both economically and environmentally.

"We will never be able to build a Jasper Ocean terminal, but they will be able to get larger ships to their port in Savannah," an exasperated Grooms told FITS. "We get all the negative environmental impact, we lose jobs and Georgia gains jobs – and our agency is responsible!"

Grooms said he was particularly concerned about unproven environmental technology that Georgia seeks to employ as part of its dredging project.

"They are altering the Savannah River forever," Grooms said.

Several other S.C. lawmakers – Democrats, "RINOs" and Republicans – expressed shock and revulsion at the decision.

"It was one thing when Georgia stabbed us in the back," one Lowcountry Democrat said, referring to Georgia's **recent abandonment** of a bi-state agreement for a Jasper Port. "It's another thing to get stabbed in the back by your own governor, your own state agency."

Haley's decision to hand Georgia the keys to its port expansion project – at the expense of a deepwater port in Jasper County, S.C. – is a sudden and stunning reversal of her prior rhetoric.

Shortly after her 2010 election, Haley instigated a major spat with Georgia – **sending a clear warning** across the Savannah River regarding port-related issues.

"You now have a governor who does not like to lose," Haley told a cheering crowd of S.C. State Ports Authority supporters in Charleston. "Georgia has had their way with us for way too long, and I don't have the patience to let it happen anymore."

Last month, though – right around the time that Georgia donors allegedly began stroking checks to her campaign – Haley's tune began to change.

"Every port is different, and every port has its challenges," Haley told Savannah's WJCL/FOX 28 last month. "We have to say 'What do we need to do that is right for the region?' Our goal is to make sure every port (in the region) is successful."

Wait ... what? We thought Haley's job was to promote *South Carolina's* best interests – particularly in light of our state's chronically-high **unemployment rate**, low **income levels**, **deteriorating competitiveness** and **recessionary economy**.

Grooms told FITS that lawmakers are already looking into allegations of foul play related to the DHEC decision.




"I was told that the DHEC staff was put under pressure to take another look at the project," Grooms said. "I don't know who put the pressure on them, but that's something I think we should find out."

Friday, Nov. 11, 2011

## S.C.-GEORGIA AGREEMENT

# DHEC ratifies Savannah port deal

By JOEY HOLLEMAN - [jholleman@thestate.com](mailto:jholleman@thestate.com)

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TEXT SIZE:  

Less than two months after denying a water-quality permit to dredge and deepen the Savannah port, the S.C. Department of Health and Environmental Control board Thursday agreed to a deal finalized with Georgia officials just hours earlier.

The water-quality permit from a neighboring state with a competing port project just upstream was seen as a huge hurdle for the Savannah project. The DHEC staff denied the permit in late September, concerned about the impact of dredging on the environmental health of the river. The U.S. Army Corps of Engineers appealed that decision to the DHEC board.

The morning that appeal was to be heard, DHEC staffers met with Corps of Engineers officials and leaders of the Savannah Ports Authority. They came up with an agreement to install devices called Speece cones, which pump oxygen into water to improve the environment for aquatic creatures. The deal also calls for either the Corps or Georgia to pay for the installation, operation and maintenance of the devices for up to 50 years, at an estimated price tag of \$1.2 million per year.



- TIM DOMINICK /[tdominick@thestate.com](mailto:tdominick@thestate.com)

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### **Today's news video**

Georgia also agreed to pay for the protection of 1,500 acres of saltwater marsh in South Carolina and pledged to meet federal requirements to protect the endangered short-nosed sturgeon in the Savannah River.

DHEC lawyer John Harleston compared the river to a fence between the two states. "Good fences make good neighbors, and we feel we've taken good care of the fence with this agreement," he said.

The board agreed with him, voting unanimously to approve the deal. After the vote, chairman Allen Amsler said it's inaccurate to characterize the decision as a reversal of course for the agency. The staff presented issues in its original denial of the permit, and the deal resolved those issues, he said.

Others see it differently.

"DHEC sold the state out today," said state Sen. Larry Grooms, R-Berkeley. "It was ugly to see DHEC staffers congratulating the Georgia Ports Authority people for protecting jobs. These will be jobs for Georgia at the expense of South Carolina."

Grooms contends the Savannah port expansion is a death knell for the long-planned Jasper Ocean Terminal farther upstream in the river on the South Carolina side. It also will take away business from the Port of Charleston, he said.

Grooms felt the original denial of the permit was based on science, while the deal brokered Thursday smelled of political brokering.

"They called it a reasonable compromise," Grooms said. "Either the science works or it doesn't. You don't compromise on it."

Environmental leaders felt the economic issues might help them bolster support, especially from a new DHEC board appointed by Gov. Nikki Haley to be more business-friendly than past boards. Conservation groups were shocked at a board decision they see as devastating to both jobs and nature.

"If they can't deny this permit, they might as well shut the doors and return the money they get to run the agency to the taxpayers," said Patrick Moore, legislative director for the Coastal Conservation League. "This proves this agency is functionally incapable of protecting the environment."

Moore said Speece cones have been effective only in limited, small-scale operations. The 12 large Speece cones planned for the Savannah project can't be counted on to oxygenate several miles of impaired river, he said.

Also, conservation groups don't consider the wetlands swap originally planned by Georgia as an apples-to-apples deal. The wetlands that would be destroyed by the dredging operation are much more sensitive and rare than those proposed to be protected in South Carolina, Moore said.

Georgia and Corps of Engineers officials take the other side of the argument.

"We believe we have a resolution that protects the environment," said Col. Jeff Hall, commander of the Corps' Savannah District. "We struck the balance."

Curtis Foltz, executive director of the Georgia Ports Authority, said about 40 percent of the port workers will come from South Carolina, a reason for Palmetto State officials to cheer the approval.

"This is a river that needs to bring us together, not divide us," Foltz said.

Even if DHEC won't fight the port dredging, environmentalists will. The Coastal Conservation League plans to appeal the water-quality permit in administrative law court, Moore said.

The project also must clear additional federal procedural planning steps, and the portion of the deal paying for fisheries improvements must gain the approval of federal wildlife officials. Finally, the project would need to be funded by Congress.

Hall said the earliest the funding could come through would be 2013, and the project should take four to five years to build.

Read more: <http://www.thestate.com/2011/11/11/2042301/dhec-agrees-to-savannah-port-deal.html#ixzz1dPYmvN3B>

<http://savannahnow.com/news/2011-11-10/sc-hear-corps-case-deepening#.Trvq7HKilME>

## S.C. to hear corps' case for deepening

**Posted:** November 10, 2011 - 1:09am | **Updated:** November 10, 2011 - 7:40am

### Related Stories

- [\\$30 million reservoir may be solution to Savannah water problem from deepening harbor](#)
- [S.C. Gov. Haley softens stance on deepening](#)
- [Permit denial could lead harbor deepening project to court](#)
- [S.C. denies deepening permit](#)

By [Mary Landers](#)

The U.S. Army Corps of Engineers will take its case for deepening the Savannah River to a South Carolina state agency today.

At 10 a.m. in Columbia, the board of the S.C. Department of Health and Environmental Control will hear why the corps thinks it should be granted a water quality permit. The S.C. agency's staffers in late September recommended a denial of both the water quality permit and a coastal zone consistency determination for the project, which could deepen the Savannah River from 42 to 48 feet to better accommodate the larger ships expected with the expansion of the Panama Canal in 2014.

All six board members were appointed by Gov. Nikki Haley, who has been hostile to Savannah's harbor deepening until recently.

"Georgia has had their way with us for way too long, and I don't have the patience to let it happen anymore," she told a group of S.C. state ports supporters shortly after she was elected last year.

But after meeting recently with Georgia Gov. Nathan Deal she's sounded a lot rosier about cooperating on "regional ports." That's prompted speculation they had struck a bargain.

"Georgia is our neighbor, and for that reason, Governor Haley and Governor Deal have had a lot to talk about – including ports issues," said Haley spokesman Rob Godfrey.

He declined to respond directly when asked if Haley had contacted board members about the issue.

In requesting today's review, Col. Jeffrey Hall, commander of the Savannah district, responded to each of DHEC's objections point by point in a 17-page letter. The board is expected to hear those same arguments today, said DHEC spokesman Adam Myrick.

"The board will allow a set amount time for each side to present its case," he said. "After that there's time for follow-up discussion, questions and clarification."

Georgia Ports Authority will be represented at the meeting and will "if time allows share our thoughts," said Executive Director Curtis Foltz.

"We remain optimistic that this will be accomplished as there is growing recognition that the region benefits from and requires improved infrastructure such as this going forward," he said.

Environmentalists have lined up in praise of DHEC's permit denial and are rooting for the board to back its professional staff.

"First of all, the agency made a very solid decision," said Dana Beach, executive director of the Coastal Conservation League. "The environmental impacts are substantial, and the strategies to remediate them unproven at best."

The DHEC staff is especially worried about the effectiveness, cost and reliability of a mechanical oxygen injection system the corps has proposed to restore depleted oxygen and prevent fish kills in the summer. The corps predicts it'll cost \$1.2 million a year to operate the giant conical bubblers along the river.

Late Wednesday, the Corps received a favorable biological opinion from NOAA Fisheries about the effect of the project on endangered shortnose sturgeon. The absence of that approval from NOAA had been one of DHEC's concerns when it denied the permit in late September.

Given the infighting within Carolina — interests aligned with the port of Charleston are opposed to rival Savannah's deepening, but those South Carolinians with jobs at the Savannah port support it — Beach predicts today's meeting will be "fascinating political theater."

But it may be theater without a message.

The corps has made it clear South Carolina's blessing would be nice, but it's not absolutely necessary.

"In the event of a State denial or the inclusion of unreasonable conditions, the Corps expressly reserves the right to proceed based on a Federal exemption and/or determination," Hall wrote in his Oct. 7 letter.

## LeMoine, Leigh

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**Subject:** Propeller Club of Charleston's Annual State-of-the-Port Address  
**Location:** Charleston Marriott, 170 Lockwood Boulevard, Charleston, SC  
  
**Start:** Tue 11/15/2011 7:00 PM  
**End:** Tue 11/15/2011 8:15 PM  
  
**Recurrence:** (none)  
  
**Organizer:** Haley, Nikki

**EVENT:** Propeller Club of Charleston's Annual State-of-the-Port Address

**DATE:** Tuesday, November 15, 2011

**TIME:** 6:30 PM Reception 7:15 PM (Speaking Time)

**LOCATION:** Charleston Marriott, 170 Lockwood Boulevard, Charleston, SC

**LOCATION CONTACT:**

Marsha A. Read

Executive Assistant

South Carolina State Ports Authority

P.O. Box 22287 (29413-2287)

176 Concord Street

Charleston, SC 29401

Ph: 843-577-8609/Fax: 843-577-8626

Email: [mread@scspa.com](mailto:mread@scspa.com)

**DRESS:** Business.

**STAFF:** Becca Schimsa, Tim Pearson, and Ted Pitts

**MICHAEL ATTENDING:** No

**PURPOSE:** The Governor will speak at the Propeller Club of Charleston's Annual State-of-the Port Address.

**INVITED BY:** State Ports Authority

**INTRODUCED BY:** Claus Busch, President, Propeller Club of Charleston

**LENGTH OF SPEAKING ROLE:** 5-10 min.

**PRESS:** Yes

**PUBLIC:** Yes

**BACKGROUND:**

**SPEAKING ORDER/LINE-BY-LINE:**

6:00pm Cocktails

7:00pm Dinner

Note: Shortly after 7pm, Governor introduced and then 5-10 minutes for remarks

8:15pm Mayor Joe Riley will introduce Jim Newsome for the State-of-the-Port Address

9:00pm Event concludes

**GOVERNOR'S TABLE:**

Jim Newsome, State Ports Authority

Mayor Joe Riley, Charleston

President Claus Busch, Propeller Club of Charleston

Benjamin "Bos" Smith, Stevens Towing, Propeller Club of Charleston

Carlton Simons, Propeller Club of Charleston

Gitta Wombwell, Safe-Ports, Propeller Club of Charleston

Joanne Fogg, US Customs & Border Protection, Propeller Club of Charleston

Kent Gourdin, College of Charleston, Educational Officer, Propeller Club of Charleston



## LeMoine, Leigh

---

**Subject:** Reception, Propeller Club of Charleston's Annual State-of-the-Port Address

**Start:** Tue 11/15/2011 6:30 PM

**End:** Tue 11/15/2011 7:00 PM

**Recurrence:** (none)

**Organizer:** Haley, Nikki

## LeMoine, Leigh

---

**Subject:** Call with Jim Newsom, Ports Authority

**Start:** Fri 6/10/2011 4:20 PM

**End:** Fri 6/10/2011 4:30 PM

**Recurrence:** (none)

**Organizer:** Haley, Nikki

## **LeMoine, Leigh**

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**Subject:** Meeting with Corps of Engineers  
**Location:** Governor's Office

**Start:** Wed 2/23/2011 10:00 AM  
**End:** Wed 2/23/2011 10:30 AM

**Recurrence:** (none)

**Organizer:** Haley, Nikki

**Staff:**  
Tim Pearson

**Attending:**  
MG Todd Semonite, South Atlantic Commander  
LTC Jason Kirk, Commander and District Engineer, Charleston District  
COL Jeff Hall, Commander and District Engineer, Savannah District.  
Bill Stein, lead civilian

**Issues to Discuss:**  
Overall Charleston District and U.S. Army Corps of Engineers support to South Carolina  
Charleston Harbor - Current and Future  
Jasper Port - Corps roles- Charleston District and Savannah District  
Economic Benefits of Ft Jackson, Savannah River Site and other Corps Construction  
High Profile Regulatory permits such as I- 73 and Lee Nuclear Station (if time allows)

**Contact:**  
Glenn Jefferies  
Army Corps of Engineers  
[REDACTED]

## **LeMoine, Leigh**

---

**Subject:** Lunch Meeting with Governor Deal  
**Location:** Ted Pitts' Office

**Start:** Tue 10/4/2011 1:15 PM  
**End:** Tue 10/4/2011 2:20 PM

**Recurrence:** (none)

**Organizer:** Haley, Nikki

**Contact:**

Courtney H. Brown  
Director of Scheduling  
Office of Governor Nathan Deal  
404-651-7712 office  
[cbrown@georgia.gov](mailto:cbrown@georgia.gov)

Governor Nathan Deal  
Chief of Staff, Chris Riley  
Chief Operating Officer, Bart Gobeil

Governor Haley  
Chief of Staff, Tim Pearson  
Deputy Chief of Staff, Ted Pitts

**LeMoine, Leigh**

---

**Subject:** Call with Governor Nathan Deal

**Start:** Thu 11/3/2011 5:00 PM

**End:** Thu 11/3/2011 5:10 PM

**Recurrence:** (none)

**Organizer:** Haley, Nikki

Courtney H. Brown  
Director of Scheduling  
Office of Governor Nathan Deal  
404-651-7712 office  
[cbrown@georgia.gov](mailto:cbrown@georgia.gov)