

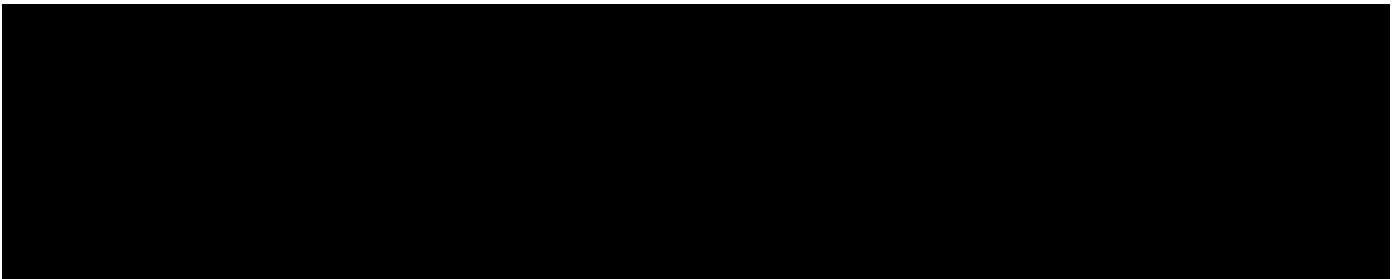
**ATTORNEY WORK PRODUCT**  
**under s. 119.071(1)(d)1., F.S.**  
**May be released only upon completion of litigation.**

August 9, 2012

TO: Herschel T. Vinyard Jr., Secretary  
FROM: Tom Beason, General Counsel  
RE: Weekly EOG Report and Significant Case Updates

**Water Section**

- **Highlands Ranch Mitigation Bank and Bureau of Submerged Lands and Environmental Resources** : Department has determined that Highlands does not require a variance because pursuant to Rule 62-342.700(4)(a), no financial responsibility shall be required where the construction and implementation of the Mitigation Bank, or a phase thereof, is completed and successful prior to the withdrawal of any credits, which comports with the proposed credit release schedule. OGC drafted language to that effect for the draft permit, which staff will provide to Highlands for review. (Christine Francescani)



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**under s. 119.071(1)(d)1., F.S.**  
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