#### SOUTH ATLANTIC FISHERY MANAGEMENT COUNCIL

#### **GOLDEN CRAB COMMITTEE**

### SEA PALMS RESORT & CONFERENCE CENTER ST. SIMONS ISLAND, GEORGIA

#### **MARCH 5, 2013**

#### **SUMMARY MINUTES**

#### **Golden Crab Committee Members:**

David Cupka, Chairman Charlie Phillips, Vice-Chairman

Dr. Michelle Duval Ben Hartig

John Jolley Dr. Wilson Laney

Jessica McCawley

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#### **Council Staff:**

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Bob MahoodGregg WaughKim IversonAmber Von HartenRoger PuglieseMyra BrouwerAnna MartinDr. Mike ErrigoDr. Kari MacLauchlinDr. Brian Cheuvront

John Carmichael Mike Collins

#### **Observers/Participants:**

Robert Palma Pres Pate

Dr. Bonnie Ponwith

Dr. Jack McGovern

Martha Bademan

Monica Smit-Brunello

Dr. Marcel Reichert Doug Boyd
Corky Perret Robert Johnson

Additional observers attached

The Golden Crab Committee of the South Atlantic Fishery Management Council convened in the Frederica Room of the Sea Palms Resort and Conference Center, March 5, 2013, and was called to order at 10:03 o'clock a.m. by Chairman David Cupka.

MR. CUPKA: Let's go ahead and start the Golden Crab Committee meeting. The first order of business will be approval of the agenda. Are there any changes to the agenda? Seeing none; then our agenda is approved. Next is approval of our committee meeting minutes from September of last year. Are there any changes, corrections or additions to the minutes? Seeing none; then our minutes are approved. The next item is status of commercial catches versus quota for golden crab. Are you going to give this, Jack?

DR. McGOVERN: These landings are from the golden crab logbook. They were put together by Andy Strelcheck. The ACL is currently 2 million pounds and the table shows landings by month and by year from 2000 through 2012. Below you can see there is a plot there that shows that the landings are generally increasing since about 2004. Landings in 2012 were 970,714 pounds. That is about half of the ACL.

MR. CUPKA: Questions for Jack? All right, seeing none; then we'll go ahead. You will recall at our September meeting last year that we decided to suspend any further development on Amendment 6 until a meeting could be held with the AP to discuss the non-catch share related actions in that particular Amendment 6. That meeting did occur. I am going to turn it over to Brian and also Robert Palma, who was elected the new chairman of the Golden Crab AP. Brian.

DR. CHEUVRONT: As David said, you had requested at the September meeting that prior to this March meeting we get the Golden Crab AP together; and at your June meeting of last year you basically put representatives from each of the golden crab fishery operations on the AP and make sure that there was representation from everybody there.

We did have our AP meeting on January 31 of this year. Everybody was there. Frankly, it was a great meeting. Everybody I think works together really well on this. As David said, Robert Palma was voted to be the Chair of the AP; and he is here with us today to talk about what the AP had – the decisions that they had made and what they had discussed at that meeting. Robert.

MR. PALMA: As you heard, on January we had that meeting and I want to thank everybody for the opportunity and also Brad Whipple. I believe that now we have a balanced membership in the AP. We got together and we voted on three actions that were not related to the catch share part. On revising the boat length rule, we voted Alternative Number 1, no action. On modifying small vessel subzone, we voted no action, Alternative 1; on modifying one vessel, one permit, also Alternative 1, no action. On vessel monitoring and enforcement, also Alternative 1, no action. We also discussed in other business three items.

One was to see if we could get help on the stock assessment and maybe some new data or perhaps start a new one for future use in the industry. We also discussed to see how we can get help on the 29 Line northern boundary to help have more area for the northern fishermen. We also discussed safety at sea. I don't know; some of you may have heard of the entanglement. I brought it up at the AP. We also discussed how it could be dangerous for them, knowing that there are other buoys out there like I got entangled with. That's it.

MR. CUPKA: Okay, so basically at this last meeting we asked the AP members to look at the non-catch share actions contained in Amendment 6. As you heard, they voted the no action alternatives on each of those actions. There were some other issues that they wanted to bring up; one dealing with a stock assessment, another one dealing with if there was any way to enlarge a northern zone, which at one time was the largest zone but now it goes up to the 29 Line because of concerns about deepwater corals; and then the entanglement issue that Robert brought up and the problems they were having as a result of that. Let me ask first are there any questions of either Brian or Robert concerning the report that Robert gave? John.

MR. JOLLEY: Were you able to get all your gear back or most of it?

MR. PALMA: Yes, we went out on a ship and we retrieved the gear. I had damage to the gear, but, yes, we were able to untangle and redeploy there.

MR. CUPKA: This was a situation where I guess there was a university; a Mexican –

MR. PALMA: Correct.

MR. CUPKA: — university had set some buoys in the Gulf and off of East Coast, Southeast Florida to measure currents and all in the Florida Loop and the Gulf Stream there. They managed to set one of these down where it entangled some of Robert's gear there. It was a subsurface buoy, I guess, but it was attached to a steel cable and then there was a locomotive wheel that was used as an anchor for this thing. They apparently got permission to do this from the state department, but no one was notified that they were putting this gear out there. I guess there were; was it 30 or 40?

MR. PALMA: Forty buoys.

MR. CUPKA: Thirty or 40 buoys have been put out, but as far as we know no one was notified where these buoys were going or when or anything about them. It has impacted his fishing operations. It is too bad that there wasn't something published in a notice to mariners or somewhere to let the fishermen know that this gear was going out.

DR. CHEUVRONT: And still hasn't been noticed.

MR. PALMA: And still hasn't been noticed.

MR. CUPKA: Anyway, let me go back to this other thing. The stock assessment discussion, it seems to me that one of the things that the AP was suggesting was that they have an opportunity to get together again to discuss stock status once Brian had provided some information to them on how the current ACL was arrived at; is that correct, Brian?

DR. CHEUVRONT: Well, there was some general discussion about data there as well. Robert correct me if I am wrong, but I think the general feel of this was that the AP wanted to find out what information is available out there about data for golden crab and would it be sufficient to warrant pursuing a stock assessment at this time? Obviously, they don't want to push for a stock assessment if the data aren't adequate enough to do so.

They did say that they would like to meet again sometime in the future to discuss the availability of data with the idea of if it is not representative of what they know the fishery to be; that perhaps they could make some recommendations as to the kind of data they thought that needed to be collected or if they did think that it was sufficiently representative of the fishery; that the AP might want to make a recommendation at that time for SEDAR to consider pursuing a stock assessment for golden crab sometime in the future.

MR. CUPKA: Bonnie, I think there has been a little bit of discussion on this in the past; the fact that we've never done an assessment through the SEDAR process involving crustaceans, but obviously there are other parts of the country where they have done assessments. I think you had indicated at one time that you might have some discussions with people in other regions on how such an assessment might be carried out. Is that correct?

DR. PONWITH: Yes, I met with some scientists up at the Alaska Fisheries Science Center, who conducts some of the assessments on those stocks up there. Of course, they have got considerably more data than we have, but they are interested in it from a research problem side and have offered to consult with us if we do decide that we want to move forward with this.

MS. McCAWLEY: I was just going to say that we did a SEDAR assessment on lobster, and FWC took the lead on conducting that assessment. We have done one in the past in this region.

MR. CUPKA: Yes, I was thinking more along the lines of crab species, and I don't believe we've ever done one of those. The second issue that was very important to them was this northern zone. As I say, at one time it was the largest zone of the three zones, but it is considerably smaller now than when it was initially set up. I think there are – is it three boats working in that area, which is kind of small?

MR. PALMA: Correct.

MR. CUPKA: They were interested in seeing if there was any way the council might consider expanding that area. Again, there would be concerns about deepwater corals in that area, but I think we have maybe more information now than we had when that restriction was put in place. We could get staff to look at that and see if there are any areas that might be available to expand that zone. Michelle.

DR. DUVAL: I had a couple questions about the stock assessment discussion. What data do we have for golden crab besides landings?

DR. CHEUVRONT: There have been some research studies that were done in the past. The problem is that we don't have a comprehensive survey of what information actually is available. It is a matter of going out and doing some literature searching and querying basically all the different scientific agencies, the states where this fishery has occurred in the past.

There are a few old timers out there still in this fishery or who have access to guys who participated in this fishery historically who might be able to shed some light on this, but it is something that is going to take a little bit of effort to go out and find out what actually is there. Even the guys on the AP really weren't quite sure what all data were there.

They would like to basically have a discussion over the sources of data that can be found and whether they think is it really representative of what they know to be true out there when they go out and fish; things like where the crabs actually are known to exist. The concern is if it is heavily landings' dependent, that makes the assumption then that those crabs only exist where they fish; and in fact they maybe have a much wider range distribution.

They want to avoid getting into a situation where the assessment is done only based on where they fish. I think there is some more concern about – they are afraid that if they ask for it and they get it, and it is based on data that they think is not representative; it is only going to hurt them down the road. They want to avoid that kind of situation if at all possible.

DR. DUVAL: Just a quick followup for Bonnie; what kinds of techniques have been applied to crustacean species in Alaska?

DR. PONWITH: That is a simple question with a very, I'm sure, elaborate answer. Honestly, I don't think they use the same technique across different species. I think it depends upon the species. I don't want to answer that off the top of my head; but if you are interested in the modeling approaches, I can pull a summary of that together for you for the future.

DR. DUVAL: Yes, I was just curious. I know that we've applied a traffic light approach in North Carolina for assessing our blue crab stock. I was just curious if some non-traditional approaches were taken to those species. That was all.

MR. PHILLIPS: The University of Georgia did some work with golden crab so that could go into it. That is out of your area and it was probably back in the eighties, I guess. That would probably help a lot, too.

MR. CUPKA: Yes, I know we did some in South Carolina back about that time, too, and Glenn Ulrich, who was involved with those studies, is a member of the AP and brought that issue up and discussed it somewhat. Obviously, one of the concerns we had was that we were going to be bumping up against that ACL and that there was going to be a lot more crabs landed than there have been.

That hasn't been the case, but there are still developments underway that could lead to increased landings. I know that Howard I guess is trying to get a new boat modified and into the fishery. There is a good chance that landings will increase, but right now they are about 50 percent of what their ACL is. Wilson.

MR. LANEY: The only comment I had was relative to the stock assessment. I had some previous conversations with Howard and Brad in the past and suggested to them – and I don't know whether this is a valid observation or not or valid comment, but that could be with all of the areas that the council has closed to bottom fishing for protecting deepwater corals; if those areas constitute golden crab habitat and golden crabs are being produced in there, then that I presume would be included or should be taken in to consideration during a stock assessment.

That may provide them with what amounts to a de facto MPA for golden crabs and therefore provide sort of a buffer against overharvest maybe was what my thinking was on that. But presumably if the assessment is done – I saw Brian nod his head in assent – that those sorts of

things would be taken into account. Whether or not there is any data from those areas might be something that we should ask the deepwater coral folks. I don't know whether, Brian, they had been counting golden crabs when they did their surveys from the submersibles or not.

DR. CHEUVRONT: I don't know; I can't answer that, Wilson, but in discussing this, obviously if the council decides that they want to pursue revising the northern zone, somehow I would imagine the Coral or Habitat Committees would have to be involved in this as well.

MR. CUPKA: The AP would like this council to take a look at that. I guess we could do that as maybe some direction to staff. I know if we need a motion, but, Michelle.

DR. DUVAL: That is just what I was going to ask, if you wanted a motion from the committee to direct staff to work with the relevant advisory panels to examine the northern border of the northern golden crab allowable fishing zone.

MR. CUPKA: Yes, if you want to make that motion it would probably be good to get that on the record.

DR. DUVAL: I think Brian might be typing it up right now.

DR. CHEUVRONT: I need a little help on some of the wording; direct staff to work with –

DR. DUVAL: Move to direct staff to work with the relevant advisory panels regarding examination of the northern boundary of the northern zone allowable golden crab area; or something to that effect.

DR. CHEUVRONT: Can I suggest that maybe we make a modification before we go to the second here; examination modifying the northern limit of the northern zone golden crab fishing?

DR. DUVAL: Yes, I had said northern boundary, northern limit or northern boundary whatever is more appropriate.

MR. CUPKA: Okay we have a motion by Michelle; a second by Charlie Phillips. Is there any discussion on the motion? The motion is to direct staff to work with the relevant APs regarding examination of modifying the northern limit of the northern zone golden crab fishing area. Is there any discussion on the motion? Is there any objection? Seeing none; then that motion is approved. Are there any other comments regarding any of these other issues that the AP had brought up? Michelle.

DR. DUVAL: Yes, just in regards to the gear entanglement issue; do we not have a contact at the state department? I seem to recall weren't we given a presentation a few meetings ago regarding international boundary issues. I'm wondering if perhaps staff might be able to contact that person regarding a process for providing notice to fishermen when objects like this are going to be placed in areas where there might be some gear conflicts.

MR. CUPKA: Yes, and I would assume that the state department would be the normal point of contact for activities like this, but I'm not sure. We could ask staff to follow up and see what they could find out about that and see if that is the way it normally works. I understand there

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was a very short, three-sentence letter back from the state department which basically said, yes, you can do this and it never went beyond that.

I know Bill Kelly, who is here, has made contact with numerous people trying to track down who all knew about this, when they knew about it and why nothing was done to notify the fishermen. I don't know that he has gotten very satisfactory answers. He has been in touch with the state department and Coast Guard, NOAA, several agencies.

It is unfortunate it happened; and if there is some way we can try to prevent that in the future, it would be good to do that. It is not this council's responsibility, obviously, but maybe we could make the appropriate people aware that it is creating problems for the fishermen and they could follow up on it.

Why don't we ask staff to contact the individual you're talking about; and also there is a state department representative, a non-voting member on this council, but we don't see him. We can follow up on that and see if there is any action this council could take that would help with that situation.

DR. DUVAL: Yes, I think that would be appropriate. I don't know if we need a motion to that effect or if we can just give direction to staff.

MR. CUPKA: Yes, I think we can just give staff direction on that. All right, Brian, that takes us back to Amendment 6 and we need to decide what we're going to do with Amendment 6. You inferred what the industry wants to do. Basically I think they would like to shelve it. We had some discussion last year, but we never made a clear motion on whether we wanted to go with Amendment 6. Brian, do you have any comments on that?

DR. CHEUVRONT: Yes, actually there are a couple of things I think we need to do, is to make sure that the committee is making clear recommendations to the council as to how to proceed or not to proceed with Amendment 6. As Chairman Cupka just stated, when you last discussed golden crab in September, you did not pass a motion that said that you no longer wanted to consider a catch share program for golden crab at this time.

However, you did give direction to staff to hold that AP meeting to discuss the non-catch share actions that were in Amendment 6 and get the AP to comment on those actions as to whether or not they wanted the council to consider moving forward with them at this time. It would be helpful and be very directive to staff if we could get a motion that would explicitly state whether or not you would like the council to pursue a catch share program in golden crab.

The other thing is on those four actions that you have in Amendment 6 that are not related to catch shares; the preferred alternatives that the council has at this time are not the same as the ones that were recommended to you by the AP. It would be nice to get some clarity on exactly how you want us to handle all of the actions that are in Amendment 6. One or two motions I think would probably take care of that, but I would like for you to help give us some definitive direction on where you would like us to go.

MR. CUPKA: Does anyone wish to make a motion? Jessica.

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MS. McCAWLEY: I don't know if you are looking for one motion or two motions, but I'll just start. I move that the council stop work on Amendment 6, including the catch share actions and the non-catch share actions.

DR. CHEUVRONT: That captures it.

MR. CUPKA: Okay, we have a motion; second by Ben. Is there a discussion on the motion? Is there any objection to the motion? **Seeing none; then that motion is approved.** That takes us down I guess to other business. Is there any other business to come before this committee? Seeing none; then we will adjourn.

(Whereupon, the meeting was adjourned at 10:30 o'clock a.m., March 5, 2013.)

Certified By:	Date:

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43

#### **Session Details**

Attended	Interest Ra First Name	Last Name	Email	Registra	tio Join	Time	Leave Tim	ne In Session [
Yes	26 Kate	Quigley	kate j qui	•				
Yes	23 emily		emily.mue	l Mar 05,	20 Mar	05, 20	Mar 05, 2	0 76.82
Yes	68 steve	branstette	ı steve.bran	: Mar 05,	20 Mar	05, 20	Mar 05, 2	0 9.22
Yes	39 Karla	Gore	karla.gore	(Mar 05,	20 Mar	05, 20	Mar 05, 2	0 410.82
Yes	70 Alberto	Solana	albiesol@g	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 346.25
Yes	46 greg	dvis	gcdavisma	r Mar 05,	20 Mar	05, 20	Mar 05, 2	0 394.7
Yes	32 Anik	Clemens	anik.cleme	Feb 15,	201Mar	05, 20	Mar 05, 2	0 484.15
Yes	60 barrett	colby	bcolby3@d	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 249.03
Yes	51 phil	steele	phil.steele	(Mar 05,	20 Mar	05, 20	Mar 05, 2	0 579.18
Yes	20 Matthew	Ruby	warriorfish	Mar 04,	20 Mar	05, 20	Mar 05, 2	0 605.5
Yes	29 Andy	Strelcheck	andy.strelo	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 337.75
Yes	28 Julia	Byrd	julia.byrd@	Mar 04,	20 Mar	05, 20	Mar 05, 2	0 488.7
Yes	27 a	g	andrea.gra	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 344.47
Yes	31 m	С	mec181@	y Mar 05,	20 Mar	05, 20	Mar 05, 2	0 563.6
Yes	30 Julie	Davis	julie.davis	@Mar 05,	20 Mar	05, 20	Mar 05, 2	0 161.08
Yes	47 Anne	Eich	annemarie	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 555.98
Yes	20 I	Laks	captaindrif	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 76.58
Yes	70 bo	von harten	capt_bo@	ł Mar 05,	20 Mar	05, 20	Mar 05, 2	0 19.25
Yes	38 Chris	McCaffity	freefish7@	Mar 04,	20 Mar	05, 20	Mar 05, 2	0 287.93
Yes	30 Samantha	Port-Minne	sport-minr	n Mar 04,	20 Mar	05, 20	Mar 05, 2	0 583.07
Yes	47 Tracy	Yandle	tyandle@e	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 68.02
Yes	56 Nikhil	Mehta	nikhil.meh	t Feb 15,	201Mar	05, 20	Mar 05, 2	0 553.33
Yes	56 Carrie	Simmons	carrie.simr	ո Mar 05,	20 Mar	05, 20	Mar 05, 2	0 90.43
Yes	67 jack	cox	dayboat19	(Mar 03,	20 Mar	05, 20	Mar 05, 2	0 43.37
Yes	70 Bill	MacLauchl	i billmac@c	ł Mar 05,	20 Mar	05, 20	Mar 05, 2	0 130.17
Yes	20 I	Laks	captainira	(Mar 05,	20 Mar	05, 20	Mar 05, 2	0 184.32
Yes	69 Rebecca	McGinn	littleriverfi	s Mar 05,	20 Mar	05, 20	Mar 05, 2	0 40.85
Yes	30 Joseph	Ballenger	ballenger@	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 520.9
Yes	22 Kiley	Dancy	kdancy@n	n Mar 05,	20 Mar	05, 20	Mar 05, 2	0 108.45
Yes	34 Fan	Tsao	fan.tsao@	r Mar 04,	20 Mar	05, 20	Mar 05, 2	0 166.18
Yes	41 kate	michie	kate.michi	€ Mar 05,	20 Mar	05, 20	Mar 05, 2	0 311.4
Yes	21 Sherylanne	e McCoy	sherrim@v	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 104.95
Yes	20 Don	Hesselman	don.hesse	Mar 05,	20 Mar	05, 20	Mar 05, 2	0 127.95

Yes	65 wayne	mershon	kenyonseal Mar 05, 20 Mar 05, 20 Mar 05, 20	2.52
Yes	27 Todd	Phillips	tphillips@c Mar 05, 20 Mar 05, 20 Mar 05, 20	208.47
Yes	29 Tony	Lamberte	tony.lambe Mar 05, 20 Mar 05, 20 Mar 05, 20	70.48
Yes	37 Rick	DeVictor	rick.devictc Mar 05, 20 Mar 05, 20 Mar 05, 20	511.32
Yes	22 todd	phillips	toddphillip: Mar 05, 20 Mar 05, 20 Mar 05, 20	117.95
Yes	28 scott	sandorf	scott.sandc Mar 05, 20 Mar 05, 20 Mar 05, 20	398.62
Yes	29 Frank	Helies	fchelies@v Mar 05, 20 Mar 05, 20 Mar 05, 20	463.9
Yes	49 stephen	holiman	stephen.hc Mar 05, 20 Mar 05, 20 Mar 05, 20	434.37
Yes	30 James	Waters	jwaters8@; Mar 05, 20 Mar 05, 20 Mar 05, 20	59.78
Yes	32 Anthony	Bresnen	anthony.br Feb 15, 201Mar 05, 20 Mar 05, 20	499.83
No	Stephen	Holiman	stephan.ho Mar 05, 2013 07:53 AM EST	
No	NICHOLAS	FARMER	nick.farmeı Feb 15, 2013 03:16 PM EST	

<sup>\*</sup>If an attendee left and rejoined the session, the In Session Duration column only includes their first vis

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Charlest on	SC	No
Tampa	FL	No
st pete	FL	No
St. Petersb	FL	No
Wilmingtor	NC	No
wilmington	NC	No
Saint Peter	FL	No
merritt isla	FL	No
st petersbu	FL	No
Charlest on	SC	No
st. petersbi	FL	No
Charleston	SC	No
chas	SC	No
mtp	SC	No
Beaufort	SC	No
St Petersbu	FL	No
Jupiter	FL	No
charlest on	SC	No
Morehead	NC	No
Saint Peter	FL	No
Atlanta	GA	No
St. Petersb	FL	No
Tampa	FL	No
moreheaac	NC	No
Stockbridge	GA	No
Jupiter	FL	No
Little River	SC	No
Charlest on	SC	No
Dover	DE	No
Silver Sprin	MD	No
St. Pete	FL	No
Cape canav	FL	No

No

Unsubscrib Questions Asked by Attendee

City

Morehead NC

State

murrells inl	SC	No
Austin	TX	No
St. Petersb	FL	No
St Pete	FL	No
austin	TX	No
st petersbu	FL	No
Tampa	FL	No
Saitn PEter	FL	No
Morehead	NC	No
Tallahassee	FL	No
Saint Peter	FL	No
ST PETERSE	FL	No
it.		