

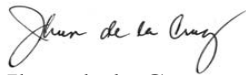


FEMA

W-12075

September 28, 2012

MEMORANDUM FOR: Write Your Own (WYO) Principal Coordinators and the  
National Flood Insurance Program (NFIP) Servicing Agent

FROM:   
Jhun de la Cruz  
Chief, Underwriting Branch  
Risk Insurance Division

SUBJECT: Dissolution of Injunction Limiting Sale of Flood Insurance in Monroe  
County, FL

The September 12, 2005, court-ordered injunction in Monroe County, FL, resulting from litigation involving the application of the Endangered Species Act to the NFIP, has been dissolved effective September 13, 2012. This injunction prohibited the sale of flood insurance for new development located in suitable habitat for endangered species. It required a comparison of the parcel ID of the property being insured to a list of parcels of suitable habitat provided by the U.S. Fish and Wildlife Service in order to determine eligibility for insurance.

Monroe County and the other five participating communities' permitting process for new construction will now be the mechanism for analysis under the Endangered Species Act. Therefore, the above-mentioned procedure that was put in place on September 12, 2005, is no longer required.

If you have any questions, please contact Steve Van Dyke of my staff at [Steven.VanDyke@fema.dhs.gov](mailto:Steven.VanDyke@fema.dhs.gov).

cc: Vendors, IBHS, FIPNC, Government Technical Representative

Suggested Routing: Data Processing, Marketing, Underwriting