

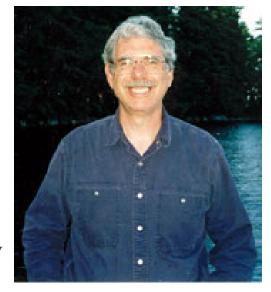
ANNOUNCEMENTS

Rhode Island Sea Grant Science Symposium 2005

"Lobsters as Model Organisms for Interfacing Behavior, Ecology, and Fisheries"

To Honor Originator of *The Lobster Newsletter* Professor J. Stanley Cobb

The Annual Sea Grant Science Symposium will be held on July 14, 2005, at Corless Auditorium, University of Rhode Island (URI) Graduate School of Oceanography, Narragansett, R.I.



The symposium, entitled "Lobsters as Model Organisms for Interfacing Behavior, Ecology, and Fisheries," will honor J. Stanley Cobb, URI biological sciences professor, who will be retiring in 2005. As most colleagues and Rhode Island fishermen know, Stan Cobb has been teaching as a professor at URI since 1970, doing extensive work with lobsters, and this symposium will recognize his many contributions to the field of lobster biology. The day will include two synthesis talks, summarizing recent multi-collaborator fisheries ecology research programs on the American clawed lobster, Homarus americanus, and the Carribean spiny lobster, Panulirus argus, and discussions regarding current and future challenges for the lobster fishery. There will also be a poster session. The symposium is sponsored by Rhode Island Sea Grant and Maine Sea Grant. For more information, visit the symposium website at:

http://seagrant.gso.uri.edu/reg_fish/lobster_symposium.html

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Details of Next International Lobster Conference Revealed!



The 8th International Conference and Workshop on Lobster Biology and Management will be held in Charlottetown, Prince Edward Island, Canada, from September 23 to 28, 2007. The Atlantic Veterinary College Lobster Science Centre and the Prince Edward Island Department of Agriculture, Fisheries and Aquaculture will co-host the Charlottetown conference. Barry MacPhee, Manager of Marine Fisheries for the PEI Department of Agriculture, Fisheries and Aquaculture, along with Jean Lavallée, Clinical Scientist at the AVC Lobster Science Centre, will be co-chairing the Charlottetown conference. Some of the possible session themes for the conference include broad topics such as climate change implications for lobster fisheries, ecosystem-based management, and lobster health concerns, or more focussed topics such as species introductions and transfers. We welcome and value your opinions so do not hesitate to contact either of the co-chairs with ideas for sessions themes and topics!

Charlottetown has one of the most unique histories as a meeting place, and good prospects for successfully meeting expectations for this lobster conference series. After all, the first major meeting in Charlottetown resulted in the birth of a nation: Canada. The Charlottetown conference promises to be an exciting opportunity for Prince Edward Island to showcase itself to the world. Prince Edward Island is world-renowned for its hospitality and for the distinctive flavour and high quality of its seafood. Not only does this smallest of all Canadian provinces have a tremendous lobster industry with annual landings of more than 9,000 metric tonnes, but products such as Malpeque oysters and PEI blue mussels are indigenous to and synonymous with Prince Edward Island. For this reason, we are holding the conference back-to-back with the International PEI Shellfish Festival. And don't forget to bring your golf club... Prince Edward Island is the best golf destination in Canada with over 30 golf courses!

For more information about the conference, contact Barry MacPhee (jbmacphee@gov.pe.ca) or Jean Lavallée (jlavallee@upei.ca), or check the website on a regular basis as the site is changing and evolving as more details of the conference are put in place:

http://www.lobsterscience.ca/conference/

We hope to see and meet as many people as possible from across the globe, in Charlottetown in September 2007!



RESEARCH NEWS

Jasus edwardsii: are young juveniles really asocial?

FROM: John Booth

It seems to be common for juvenile palinurids first to be asocial, and then to become communal at about 1 year of age. Accordingly, in tank studies juvenile Jasus edwardsii remained asocial and mainly solitary—like the puerulus—until they reached about 35 cm CL (about 1 year) (Butler et al. 1999; Booth 2001). Most of the field evidence is generally consistent with this: for example, in widespread surveys in Tasmania, Edmunds (1995) found that most juveniles <35 mm CL were solitary. But there have been incongruent observations: MacDiarmid (1994) reported that off northern New Zealand only about 15% of juveniles <30 mm CL in the field resided alone. And results from a recent laboratory experiment also suggest communality, at least in some situations.

I addressed experimentally the issue of sociality among puerulus and young juvenile *J. edwardsii* using a different approach. Where there is the choice of two blocks in a tank, does the presence of a lobster in one of the blocks influence which block a new lobster introduced into the tank will take refuge in? This was tested for a range of lobster size groups in static water.

A semi-transparent plastic container perforated with many 5 mm holes was wedged into the central hole of Each of a pair of blocks in the circular tank; the blocks were separated by about 0.5 m. One of the perforated containers held 1–6 lobsters (the number depending on lobster size, and with none being close to a moult) of the same size group as the test animal. The other

container was empty. An individual test lobster was placed half way between the two blocks

Near dusk and the block into which it had moved determined the next morning. Each test animal was used only once. At least 10 replicates were run for each size group. The block to hold the container, which housed the incumbent lobsters, was alternated among the replicates.

The results show that whereas pueruli displayed no tendency to associate with incumbent lobsters, nor to avoid them, all juvenile size groups except first-instar juveniles—up to almost 2 y of age—were significantly associated with the incumbent lobsters. For the first-instar juveniles, 75% were associated with incumbent lobsters, but this was not significant. If the juvenile lobsters were asocial then in 50% of the replicates the test lobster would be expected to be in the brick without any incumbent lobsters.

Under the conditions of this experiment, juvenile rock lobsters were gregarious from soon after settlement. This result is at odds with those of Butler et al. (1999) and with most – but not all – the field observations. The reason for the disparities are unknown. The cues could be one or a mix of visual, olfactory, and auditory, but my results shed no light on this. The results may have implication for field enhancement as well as aquaculture of J. edwardsii. Whereas asociality would suggest that individual refuges or communal refuges would be equally OK, communality suggests something different: if the lobsters are to thrive, with as little stress as possible, perhaps only refuges that house more than one lobster should be provided.

(Continued on Page 4)

(Continued from Page32)

Table 1. Size groups (and approximate age) of individual *Jasus edwardsii* lobsters tested for their predisposition to associate with lobsters of the same size group. With incumbents, the test lobster had taken refuge in the block that held the container of lobsters.

Size group (mm CL)	Approx. age (mo)	No. replicates	With incumbents	Without incumbents	Percentage with incumbents	P
Pueruli	0	10	5	5	50.0	ns
First instar juveniles	0.5	12	9	3	75.0	ns
15-19	2	12	11	1	91.2	**
20-24	4	16	12	4	75.0	*
25-29	7	14	11	3	78.6	*
30-39	10	11	9	2	81.8	*
40-49	15	10	9	1	90.0	*
50-59	22	13	13	0	100.0	***

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Graphic Credit: from the children's book "Leroy the Lobster" by Kathryn Orr (1986), MacMillan Press, NY

Population dynamics and predation effects of spiny lobsters on fished and unfished reefs in New Zealand

From: Debbie Freeman and Alison MacDiarmid

Large increases in lobster density or biomass have the potential to initiate significant changes in the population structure, growth rates, movement patterns and feeding ecology of lobsters, through competition for mates and resources such as den space and prey. No-take marine reserves in New Zealand have been shown to support high densities and biomass of *Jasus edwardsii* (MacDiarmid & Breen 1992, Kelly *et al* 2000, Davidson *et al* 2002). Over the past two years, we have studied the lobster populations within and around a 2452 ha no-take area (Te Tapuwae o Rongokako Marine Reserve), on the east coast of the North Island of New Zealand.

To describe the growth rates and movement patterns of lobsters on fished and unfished reefs, we tagged over 5000 lobsters within the reserve and on surrounding reef systems during November/December 2003, using Hallprint T-bar tags. Every three months thereafter, pot surveys were undertaken within and outside the reserve, in collaboration with local commercial fishers, to determine lobster population structure and to recapture tagged lobsters. Over the past year, about 15% of the tagged lobsters have been recaptured at least once, with more than 100 lobsters being recaptured more than once.

On a reef system within the reserve, there was a clear pattern of movement of male lobsters inshore between summer and winter, and offshore between winter and summer. This is consistent with previous observations for this species (MacDiarmid 1991, Kelly 2001). Several of the males tagged offshore in 30-40 m depth last November were recaptured approximately 2 km further inshore between June and August 2004, then again offshore in November 2004 - in most cases within 100 m of where they were first captured. A small number of lobsters have moved between reef systems and across the boundary of the marine reserve, generally crossing the boundary during an inshore/offshore movement. However, most tagged lobsters have remained within a single reef system either within or outside the reserve.

The pot surveys have highlighted the issue of catchability. Within the reserve, the catch has been overwhelmingly large male lobsters, with CPUE reaching 40 kg of legal-sized male lobsters per pot lift. Yet, subsequent diver transects have shown that smaller lobsters (including females) are present. Seasonal changes in the catchability of females may also be masking the movement patterns of females. To date, very little movement of female lobsters has been detected.

An interesting finding has been that in several instances, individual lobsters caught in one pot in November 2003 and tagged, were recaptured together in the same pot, in a similar location, a year later. This may indicate that the social interactions among lobsters of this species are even more complex than previously believed. Further research is underway aimed at describing the finer-scale distributional patterns of lobsters within and outside the reserve, to establish whether there are differences in den social structure.

(Continued on Page 6)

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To establish whether the observed increase in lobster biomass and density within the reserve is affecting the feeding ecology of this population, we are studying the activity patterns, nutritional condition, and diet of lobsters within and outside the reserve. In addition, the distribution and abundance of lobster prey species have been recorded. We found that some lobsters within the reserve are foraging intertidally at high tide both during the day and at night (Fig. 1).





Figure 1: Debbie Freeman observes daytime foraging of J. edwardsii in intertidal zone in NZ.

Gut content analysis has shown that these lobsters are ingesting primarily turfing coralline algae and turf-dwelling fauna such as small crustaceans and gastropods. Surveys of the intertidal reef community have shown that since the establishment of the marine reserve (and subsequent increase in lobster density and biomass), there have been significant changes in the structure of the intertidal reef community, with marked decreases in the extent of coralline turf. Experimental work is underway to establish whether the foraging activity of the lobsters within the reserve has contributed to these changes in the intertidal reef community.

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Male mating capacity in the New Zealand red rock lobster

From: Alison MacDiarmid and Robert Stewart

The capacity of different sized males to mate is a fundamental aspect of the mating system in lobsters. It is particularly important when considering the impact of exploitation on egg production because if mating capacity increases with male size, removal of larger males by the fishery may reduce the numbers of females mated or the proportion of eggs fertilized and thus affect larval production (Fig. 1).

Earlier experiments by MSc student Jenny Mauger showed that male red rock lobster Jasus edwardsii don't regenerate sperm supplies during the 6 week mating season and that small males had 25 fold smaller sperm supplies than larger males. Jenny 's research, based on histological examination of the vas deferens after single and multiple matings, also suggested that male sperm supplies were dependent on both the start-of-season size of the males gonads and the cumulative weight of females already mated. These data provided a theoretical limit to the cumulative weight of females that males of different size could mate during a single mating season but behavioral evidence was lacking.

We conducted a laboratory experiment to determine the mating capacity of males. Males ranging in size from 94 to 184 mm carapace length (CL) were provided with an excess of post-moult unmated females and allowed to mate. The females were matched in size to the males as earlier experiments had indicated a marked reluctance for larger females to mate with small males. At the end of the mating

season, females were checked for the presence of an external clutch and the eggs removed and weighed by cutting through the ovigerous setae.

The experiment showed that 500 g males (~100 mm CL) can mate with 1-5 females totaling 1-2 kg in a single mating season while large males of almost 3 kg (185 mm CL) can mate with up to 17-18 females totaling 17 kg. The consequences for larval production are equally impressive with females mated by a single 500 g male together able to produce only about 270,000 larvae per season while females mated by a single 3 kg male can together produce almost 3 million larvae - an 11-fold difference. These findings suggest that where fishing has skewed sex ratios strongly towards females, and large males are rare or absent, some females may not find a mate and egg production could be reduced.



Figure 1: Female *Jasus edwardsii* hatching larvae

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Male - but not female - mate choice by the red rock lobster is influenced by numbers of potential mates in a den

From: Alison MacDiarmid and Rob Stewart

Just how lobsters choose their mates is critical when trying to determine how changes in the local abundance and sex ratio caused by fishing ultimately affect reproduction and larval production. Earlier laboratory experiments on the New Zealand red rock lobster, *Jasus edwardsii*, indicated that mature postmoult but unmated females predominately shelter with the largest male while large (>2 kg) males shelter with larger females (>120 mm CL) more often than expected by chance alone. These experiments were conducted with single lobsters inhabiting shelters but what happens if, in a more realistic scenario, multiple potential mates occupy shelters? Is the response of females influenced by the number of smaller secondary males that often co-occur in large male dens during the mating season? Are males attracted to dens containing more post-moult females?

We conducted experiments in large outdoor seawater pools (Fig. 1). For the female choice experiments we tethered a 2 kg male (~167 mm CL) to large 500 x 500 mm shelters in each corner (Fig. 2). Within each shelter we also placed a basket containing 0, 1, 2 or 4 smaller mature males each weighing about 500 g. Eighteen post-moult, unmated females were placed in the pools one at a time for 24 h and their final den positions recorded. The male choice experiments were very similar except the baskets in each shelter contained 0, 1, 2 or 4 500g post-moult unmated females, there were no tethered lobsters, and we tested the responses of twenty ~145 mm CL males for 24 h each.



Figure 1: Outdoor test pools at NIWA, Wellington, New Zealand



Figure 2: A tethered male red rock lobster

We found that the presence of smaller mature males did not affect the outcome of female choice but that males responded strongly to the shelter containing the largest biomass of females. These results, in combination with earlier experiments, suggest that to increase their probability of mating with the largest male, females should either search for that male or share a den with other females to increase their target size. However, because like-sized large females also compete for access to males large females should attempt to den with smaller females. Similarly, males should search for the shelters containing the most post-moult females and attempt to displace the resident male or reside in one shelter and wait for females to arrive.

(Continued on Page 9)

(Continued from Page 8)

Field observations suggest that different sized males adopt different strategies, with 140-150 mm CL males searching day and night for females whereas very large males are largely resident in the largest shelters capable of sheltering many females. Females may adopt both strategies - searching for males at night but residing in shelters during the day. These data will be used in models of the red rock lobster mating system to estimate larval production under differing rates of exploitation.

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BOOK REVIEW

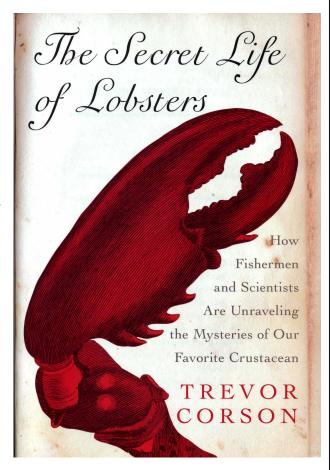
Decoding "The Secret Life of Lobsters"

From Michael Fogarty

Trevor Corson's book *The Secret Life of Lobsters* (2004, HarperCollins Publ., NY) provides an entertaining and highly readable account of the intersecting lives of lobsters and humans along the New England coast. Those of you who have had the experience of greeting the dawn to the rhythms of a lobster boat setting to sea with the indescribable scent of salted bait, exhaust, and fresh salt air and the steady thrum of a diesel engine in the background, will appreciate the vivid descriptions of days in the life of a lobster fisher. The strong work ethic as well as the strong conservation ethic of lobster fishers is very much in evidence in these pages. We see these men and women as skilled naturalists as they capture their quarry with hard won and keenly observed knowledge of the behavior and ecology of lobsters.

We meet many of the researchers who have so enriched our understanding of lobster biology in recent years including (in order of appearance) Bob Steneck, Carl Wilson, Jelle Atema, Diane Cowan, Stan Cobb, Rick Wahle, Susan Waddy, Lew Incze, and Win Watson.

(Continued on Page 10)



(Continued from Page 9)

Readers of this newsletter will be gratified to find descriptions of how several of our colleagues came to study our favorite crustacean. We learn of the path that led Jelle as a talented flautist and researcher to Woods Hole from the Netherlands and to the study of lobster pheromones. We discover Bob's early love of natural history and how he became intrigued by lobsters as he expanded his initial research focus in tropical marine ecosystems to encompass temperate ones from his new position at the University of Maine. Diane's fascination with lobsters can be traced to the ninth grade and we see clearly the dedication and resolve that led her through her degree program and ultimately to the establishment of the effective and much needed Lobster Conservancy. Rick's first encounter with the diversity marine life came during a trip to the Caribbean at the age of ten and his introduction to diving at the hands of an enigmatic character, Her Majesty's Salvager, in the British West Indies.

There are a number of readily identifiable themes and narrative devices running through the book. The reader encounters the first of these in the interwoven descriptions of courtship in lobsters and in some of the humans connected to them, providing a strong human interest angle that shines through the early chapters. Another major theme is one of scientific intrigue and conflict. This one concerns me greatly and I think it is worth exploring the truth of the allegations contained in the book. Some very serious charges are made and the readers of this newsletter, in particular, deserve to know if the accounts provided in the book are accurate.

Mr. Corson's web of intrigue weaves several different tales of supposed duplicity into an overall indictment of government scientists. These include alleged withholding of information from NMFS trawl surveys from Bob to hide an increase in lobster abundance, suppression of information by the Maine Department of Marine Resources from the lobster industry, and conflict over Bob's argument concerning the advisability of raising the minimum legal size. So how do these charges stack up? Here's a score card:

Book Account: The attempt to hide trawl survey information culminates in a climactic scene in which lobster trawl survey data are leaked to Bob by an anonymous source inside the National Marine Fisheries Service (NMFS) – presumably to expose the hidden information showing an increase in abundance.

Reality Check: On this and on two previous occasions, I assembled lobster trawl data with the help of a colleague and openly sent the information to Bob. There was certainly no leak — nor was there anything to hide. Stock assessment information showing the increase in lobster abundance starting in the early-mid 1990s was made widely available in a number of public documents and presentations and in trade papers such as Commercial Fisheries News (CFN).

Book Account: Mr. Corson implies that the Maine DMR attempted to suppress information in an independent report by Lou Botsford dealing with, among other topics, v-notching as a management tool. It is further implied that DMR tried to hide this information in order to "roll back" the v-notching regulation in favor of increasing the minimum legal size.

Reality Check: The report was commissioned by the Committee on Marine Resources of the Maine Legislature, which was solely responsible for its distribution. DMR was a customer, on equal footing with the lobster fishers, processors, and others. DMR did not control the report. The

(Continued on Page 11)

(Continued from Page 10)

findings were widely disseminated through public presentations by Lou and reported in various public media in Maine, including local television and trade publications such as CFN. There was never any consideration of eliminating v-notching at the meetings depicted in the book or of substituting an increase in the gauge for this regulation.

Book Account: During Bob's fight to halt planned increases in the minimum legal size he is hauled before a "forbidding court of experts" described as "the committee of government scientists that oversaw lobster management", to make his case and is rebuffed

Reality Check: Bob was, in fact, invited to address the Scientific and Statistical (S&S) Committee of the New England Fishery Management Council, comprised of independent academic researchers and chaired by a colleague of his at the University of Maine. The committee's role was that of an honest broker. The committee members had no role in lobster management and no axe to grind. They decided that the weight of the evidence did not support the argument to defer the gauge increase. In the book, this verdict is intoned by a government scientist at a council meeting to the disappointment of the assembled lobster fishers. In fact, it was delivered by a member of the S&S committee.

In contrast to tales of conflict, examples of cooperation and collaborative work are never mentioned. For example, government scientists from the U.S. and Canada joined Bob as Co-Principal Investigators in five submersible projects funded by the National Undersea Research Program during the period 1993-1999. As for collaboration with lobster fishers, no mention is ever made of the many projects in which government scientists joined with industry to conduct gear studies, large-scale tagging experiments, and other cooperative research projects. No mention is made of the joint effort of government scientists and lobster fishers to find effective management solutions through the establishment of Effort Management Teams designed to talk through different points of view. Nor is any mention made of the extensive efforts of government scientists on behalf of the U.S. lobster industry in a trade dispute with Canada that ultimately went to arbitration in the Hague, with the U.S. prevailing and thereby protecting the sacrifices made by U.S. fishers in raising the minimum legal size.

So how did it come to this? It seems to me that it is linked to the establishment of the basic themes throughout the book. The theme of conflict and intrigue, a tried and true literary device, is a sure winner (and book seller). The heros and villains were cast early on and it remained only to script the play as a Manichean struggle between light and dark.

Mr. Corson is a gifted storyteller. Yet in letting his craft trump the facts in the service of his theme he has, in my opinion, done a real disservice to the reader who should expect a straight factual accounting of what actually happened. The merits of the book in bringing science to a lay audience and in portraying the dedication and ingenuity with which researchers approach their work are marred by this deep flaw. In decoding *The Secret Life of Lobsters*, it will pay the reader to be aware of the themes coursing through the book and how the story is structured to fit them.

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A Response to Dr. Michael Fogarty's review of The Secret Life of Lobsters

From Trevor Corson

I am grateful for the many kind words Dr. Fogarty has for my book. I am also grateful for the opportunity to provide additional information regarding some of the issues he has raised. The National Marine Fisheries Service (NMFS) failed to make taxpayer-funded data available for scrutiny during a two-year period from 1996 to 1998. The data in question was a much larger data set than those Dr. Fogarty provided on two previous occasions. Verbal requests to NMFS employees for this larger data set were met variously with silence, no instruction on how to obtain the data, and a statement that only a Freedom of Information Act request would produce the data. The data was finally released not through official channels but by a NMFS employee on leave from the agency whose identity I was asked to keep anonymous. I followed the common journalistic practice of altering minor details to obscure this person's identity; otherwise, the account in my book adhered strictly to testimony about these events from a source with intimate knowledge of them, who provided me with entirely consistent descriptions in two tape-recorded interviews separated by nearly two years. This source has since reconfirmed the accuracy of my portrayal. A second source, also with intimate knowledge of these events, has further confirmed that my portrayal is accurate. Nine months prior to the publication of my book, I asked Dr. Fogarty to confirm or deny the accuracy of this account of events and he declined to comment.

Dr. Fogarty is correct that published NMFS trawl data showed increasing abundance at minimum legal size and above ($CL \ge 83$ mm). But that was not the issue. The issue was that scientists at the NMFS had argued that despite this increasing abundance, too many lobsters were being trapped at too small a size, endangering the reproductive stock. Scientists outside the NMFS had been unable to confirm the legitimacy of this argument because the agency had not published trawl data specific to reproductive-size lobsters. The purpose of requesting the full data set from the NMFS was to allow scientists outside the agency to disaggregate the data to determine the trend specific to reproductive size lobsters ($CL \ge 90$ mm).

At the Third Lobster Summit in Rockland, Maine, in 1999, a NMFS scientist stated that according to the full data set, the abundance of reproductive-size lobsters (which he defined as $CL \ge 93$ mm) had "stayed flat or declined" and "had not increased" over the previous twenty years. (The NMFS has since claimed that this statement referred only to abundance since 1996, but the transcript of the meeting, available from the New England Aquarium, makes it unequivocally clear that the statement referred to the previous twenty years.) By then the full data set had been made available to a scientist outside the NMFS. The data indicated that the abundance of reproductive-size lobsters over the previous twenty years had, actually, increased, contradicting the NMFS scientist's public statement.

Regarding V-notching, as late as 1985 the management plan advocated by the NMFS and the Maine Department of Marine Resources (DMR) included the elimination of V-notching from consideration as a conservation measure and the institution instead of an increase in the minimum legal size, as the anthropologist Dr. James Acheson has documented in his book, Capturing the Commons. In mid-1985, as reported by Commercial Fisheries News that August, the chairman of the New England Fisheries Management Council stated that ongoing NMFS opposition to V-notching was preventing agreement with industry. As reported in my book, the Maine Legislature commissioned the Botsford

(Continued on Page 13)

(Continued from Page 12)

Report in 1985 to solicit a third-party assessment of these issues. Dr. Botsford and his colleagues stated in their report that V-notching was comparable in conservation effectiveness to an increase in the minimum legal size. This vindicated similar arguments made by industry and de-legitimized the opposition to V-notching that had been maintained by the NMFS and the DMR prior to the report's release. The meetings described in my book took place against this backdrop. Moreover, I report in my book that a member of industry encountered difficulty obtaining a copy of the Botsford Report from state officials, and that an influential DMR scientist ignored the report's endorsement of V-notching until he was confronted by members of industry; the accuracy of the former event was corroborated by two separate sources and the latter event was witnessed by attendees of a public meeting. I am grateful to Dr. Fogarty for bringing to my attention a prior public meeting at which the Botsford Report was first made available to the public; future editions of my book will refer to this meeting as well.

My description of the meeting of the Scientific and Statistical Committee (SSC) at which Dr. Steneck's research was reviewed in 1989 adheres strictly to tape-recorded or written testimony I collected from four separate witnesses who were all present at the meeting. Dr. Fogarty's assertion that SSC members were disinterested parties with "no axe to grind" contrasts markedly with statements that the chairman of the SSC made at the time; the chairman commented to The Portland Press Herald that many of the SSC's scientists had, for the past fifteen years, been strong advocates of a particular government management plan. Dr. Fogarty's further assertion that SSC members had no role in lobster management is refuted by press reports at the time -- including articles in The Washington Post, The Portland Press Herald, and Commercial Fisheries News -- in which SSC members employed in lobster management positions by federal and state agencies voiced opinions rejecting the relevance of Dr. Steneck's research.

Examples of the collaborative efforts that Dr. Fogarty claims my book ignores can be found on pages 92 (tagging), 214ff (sea-sampling), and 235 (population modeling); also, government support for industry in international negotiations is mentioned on page 126. Regarding the 1993–1999 submersible dives, the earlier dives in this series turned out to be irrelevant to Gulf of Maine recruitment and thus to my book, and the later dives did not involve direct participation by federal scientists.

Lastly, it was never my understanding that Dr. Steneck was "fighting" to "halt planned increases in the minimum legal size." The record indicates, rather, that Dr. Steneck was trying to bring a greater variety of data-collection techniques to the assessment process, a goal that is widely shared in lobster management efforts around the world.

Trevor Corson c/o HarperCollins Publishers 10 East 53rd Street New York, NY 10022 Trevor@alumni.princeton.edu VOLUME EIGHTEEN FEBRUARY 2005 NUMBER ONE

Response to Trevor Corson Regarding "The Secret Life of Lobsters"

From Michael Fogarty

I welcome the opportunity to respond to the important points raised by Mr. Corson. To be clear, I was never asked if I wished to remain anonymous in his book. Had I known Mr. Corson intended to invent an incident involving "leaking" of data (with all its connotations), I would have insisted on being identified. The details in the book do nothing to protect my anonymity. They do convey the false impression that information was being hidden. Bob Steneck wrote to me last year: "I was surprised to see Trevor say in the [book] that I got the disks in a plain manilla envelope with no return address with no idea where it came from. I knew it arrived to me due to your help." ¹

Bob has indicated to me that he verbally requested lobster data in a conversation with a NMFS administrator in 1996 and was told to place a request through the freedom of information act². This would simply involve writing a letter describing the information needed, nothing more. No such request was made. An agency intent on suppressing information would hardly direct a requester to channels involving the most exacting standards of accountability. Had a simple letter been written in 1996, this wouldn't be an issue today.

I have no first-hand knowledge of any other verbal requests that may have been made, or any responses, but if Bob was not instructed again to make a written request, it is most unfortunate. I learned of Bob's interest in obtaining more trawl data when I was on leave in 1998. I placed the request for him, enlisted help from a colleague at NMFS without any difficulty, and we sent the data³. I was disappointed to see our earlier collaboration and the data we sent summarily dismissed.

Mr. Corson states that data on lobster abundance I cite "was not the issue". Overfishing was described in the lobster management plan as: "Harvesting at a rate which is greater than the long-term average rate of replacement of individuals in the population through reproductive activity". This replacement is called recruitment. I pointed to readily available estimates of recruitment, harvest rates, and legal-sized abundance [which for these data is highly correlated with adult abundance (r = 0.95)⁴]. This information is not only relevant, it is the very heart of the issue. Two international peer review panels (in 1996 and 2000) saw this information and advised maintaining a precautionary approach in lobster management.

The NMFS employee questioned at the Third Lobster Summit was the very person who assembled trawl data to send to Bob the previous year. He simply provided his interpretation of the trends⁴ and certainly did not try to mislead anyone.

NMFS did indeed disallow the v-notch provision in the first federal lobster plan, but for very different reasons than those portrayed. It was rejected because the New England Council would not enact it on a coastwide basis⁵. The NMFS decision was dictated by the provisions of the Magnuson Act which calls for uniform regulations throughout the range of a species⁶. Amendment 2 of the lobster plan included coastwide v-notch protection and it was approved by NMFS in 1987⁷. Despite Mr Corson's assertions, elimination of v-notching in Maine was never an issue, only whether it would be implemented in all areas.

Continued on Page 15

Continued from Page 14

Mr. Corson continues to misunderstand the composition of the Council's S&S Committee (SSC) and its role. Not one of the individuals quoted in the accounts he cites were SSC members, except its chair. He has obviously confused the SSC and lobster technical committee members (who were spectators at the meeting described but had absolutely no say in the final decision of the SSC concerning the evaluation of Bob's work).

Mr. Corson does mention tagging in passing and sea sampling (which is described as too limited to be effective). To be fair, he does note that sea sampling was the right idea. With respect to the trade dispute with Canada, I referred to a much different issue involving a year-long effort of government scientist to protect the investment in conservation of our fishers. His assessment of the cooperation between government scientists and Bob Steneck in submersible studies quite misses my point concerning collaboration.

Looking at new ways to assess lobster status is indeed important. Starting in 1993, a number of us worked on adding additional indicators to the overfishing definition⁸. These were implemented in Amendment 5 of the Lobster Plan in 1994. Bob played an important role in this. He was not alone – he worked with government scientists.

- ¹Steneck e-mail to Fogarty September 17, 2004
- ²Steneck e-mail to Fogarty September 17, 2004
- ³Fogarty e-mail to Steneck July 27, 1998 and response on same date acknowledging myself and a colleague at NMFS. My leave status was immaterial to whether the data transfer was "official". ⁴For copies of these data and analyses contact me at Michael.Fogarty@noaa.gov. These show the correlation between female legal-sized and adult (>90mm CL) abundance. Also provided is a trend analysis of adult abundance for 1976-97. Increases were observed; however the slope of the trend line is not statistically significant.
- ⁵Commercial Fisheries News (CFN) December 1984, p.13
- 6CFN October 1986 p. 32.
- ⁷CFN November 1987 p. 24.
- ⁸Steneck letter to Fogarty February 9, 1993

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ARTICLE INDEX

The following is an index of articles that have appeared in The Lobster Newsletter since its inception. This index along with pdf files of all of the past volumes will soon be available on *The Lobster Newsletter* website. Stay tuned for more details.

Index compiled by:

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Volume One, Number One: Spring 1988

Editorial. Pp. 1-2

Stan Cobb and John Pringle

Why a newsletter? Pp. 1-2

James E. Stewart

Aggregation in spiny lobsters. P. 3

Richard K. Zimmer-Faust

Spiny lobster research at CSIRO, Western

Australia. Pp. 3-4

B. F. Phillips

Hall of Fame: Dr. Wilfred Templeman. P. 4

G. P. Ennis

Molting and reproductive cycles: new tools

from endocrinology. P. 5

L. Scott Quackenbush

Modified tucker trawl for lobster larval studies.

Pp. 6-7

P. Vass

Recruitment workshop proceedings. Pp. 7-8

R. C. A. Bannister

(Continued on Page 14)



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The Lobster Newsletter is published electronically once or twice yearly.

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(Continued from Page 13)

What's in a name? P. 8
John Pringle and Stan Cobb
When is a larva a post larva? P. 8

Stan Cobb

Spiny lobster resource management: changes along the South African west coast. P. 9 D. E. Pollock

Annual fisheries yield. P. 9

Volume Two, Number One: January 1989

Spiny lobster larvae cultured. P. 1

Hurricane in Mexico. Pp. 1-2

Patricia Briones-Fourzan

Editorial. Pp. 1-2

Letters. P. 2 - Torben Wolff

Comparative physiology and biochemistry of larval lobsters. P. 3

Judith McDowell Capuzzo

Terminological Tribulations. Pp. 4-5

Akella Sastry: A remembrance. P. 5

Jeff Hughes

Northwest Atlantic: Maine Lobster Institute. P. 6

Northwest Atlantic: minimum size limits. P. 6 Hawaii: research in support of management.

Pp. 6-7

J. J. Polovina

Status of spiny lobster management in Florida.

Pp. 7-8

John H. Hunt

Annual fishery yields. P. 9

Volume Two, Number Two: July 1989

Lobster recruitment processes. Pp. 1, 4-5

Michael J. Fogarty

Ecology of the Mediterranean slipper lobster.

Pp. 1-2

Ehud Spanier, Ulrich Fiedler and Galit Almog-Shtayer

Spiny lobster nutrition. P. 2

Edgardo D. Gomez and Armi Gentiles

Range extension. P. 3

Ehud Spanier

Rock lobsters down under. Pp. 3-4

Rhys Brown

Spiny lobster recruitment in south Florida. P. 6

Mark J. Butler and William F. Herrnkind

New Zealand: spiny lobster resources and research. Pp. 6-7

John Booth

Hawaiian larvae. P. 7

R. B. Moffitt

Book Review: Aspects of Decapod Crustacean

Biology. P. 8

Reviewed by J. Stanley Cobb

A commercial vaccine to prevent Gaffkemia in

lobsters: development and performance. P. 8 W. D. Patterson, I. Keith, D. Airdrie and L.

Boston

Hall of Fame: Martin W. Johnson 1893-1984. P. 9

Beatrice L. Burch

Volume Three, Number One: January 1990

Lobstor workshop in Maine. Pp. 1, 5

Fight or flight: neuroethology of the molt cycle in

lobsters - a progress report. Pp. 1, 3

G. Kass-Simon

Editorial. P. 2

Spiny lobster survey at Tristan da Cunha. P. 4

David Pollock

Panulirus ornatusi in Papua New Guinea. Pp. 4-5

Jim Prescott

Letters. P. 5 - Martin A. Moe, Jr.

Terminological Tribulations. P. 6

J. S. Cobb and J. Pringle

The fishery for spiny lobsters in Brazil. Pp. 8-9

A. A. Fonteles-Filho

Lobster resource science in Massachusetts. Pp. 9-

10

Bruce T. Estrella

Stock enhancement of Caribbean spiny lobster.

Pp. 10-11

David B. Eggleston, Romuald N. Lipscius

and David L. Miller

Stock enhancement of *Homarus gammarus*. P. 11

Colin Bannister

Briny dip for lobster traps. P. 12

Joe DeAlteris

(Continued on Page 15)

(Continued from Page 14)

Lobster movement - ultrasonic transmitters/receivers. Pp. 12-13 Carl Jarvis

Book Review: Lobsters of the World – an Illustrated Guide. P. 13
Reviewed by L. B. Holthuis
Annual Fisheries Yield. P. 15

Volume Three, Number Two: July 1990

Conferences in Cuba and Canada. P. 1 Serial monogamy in *Homarus americanus*. Pp. 1-3

Diane F. Cowan

Lobster hatchery fire. P. 2

Slipper lobsters in Australia. Pp. 3-4 Clive Jones

Immuniobiology of the Indian sand lobster *Thenus orientalis* (Lund). Pp. 4-5 P. Mullainadhan

Mediterranean lobsters in ancient times. Pp. 5,

Galit Almog-Shtayer and Ehud Spanier International Council for the Exploration of the Sea Symposium: shellfish

life histories and shellfisheries models. Pp. 6-7 Christiane Hudon

International Workshop on Lobster Ecology and Fisheries. P. 7

Postlarval habitats, artificial shelters and stock enhancement. Pp. 7-8 J. S. Cobb

Ecology and movement. Pp. 8-9 John Booth

Population dynamics, stock assessment and management – opportunities for future research: a personal overview. Pp. 9-11 John Caddy

Identification of larval stocks and larval distribution. P. 11
Bruce F. Phillips

Progress in lobster culture. Pp. 11-12 Bruce F. Phillips

Claw handedness in lobsters. Pp. 13-14

C. K. Govind

A better lobster tag? P. 14 David Forcucci Letters. P. 15 - Rene J. Buesa

Volume Four, Number One: January 1991

Ultrasonic telemetry. Pp. 1-2 R. O'Dor and D. Webber

The scalloped spiny lobster (*Panulirus homarus*) fishery in the Sultanate of Oman. Pp. 1, 3-4 Donald W. Johnson and Thabit Z. Al-Abdulsalaam

Management of the cadmium-contaminated lobster fishery of Belledune Harbour. P. 5 John F. Uthe, C. L. Chou and D. P. Scott

Nomenclature change. P. 1

Annual Fisheries Yield. P. 6

Book Review: *Shrimps, Lobsters and Crabs – Their Fascinating Life Story*. Pp. 6-7 Reviewed by W. Herrnkind

Book Review: *The Complete Crab and Lobster Book.* P. 7
Reviewed by J. S. Cobb

Volume Four, Number Two: July 1991

"Mini-symposium" on the biology of *Homarus* americanus. Pp. 1-2

On the apparent resilience of spiny lobster stocks to exploitation. Pp. 1, 5 D. E. Pollock, R. Melville-Smith and A. C. Cockroft

Intertidal settlement by pueruli of *Jasus edwardsii* in New Zealand. Pp. 1, 3
John Booth

Suspension feeding by early juvenile American lobsters. Pp. 3-5

Kari L. Lavalli and Geoff C. Trager

Book Review: *Crustacean Sexual Biology*. P. 6 Reviewed by L. S. Quackenbush

Letters. P. 6 - Irma Alfonso Hernandez

Letters. P. 6 - P.J. Hogarth

Deep water survey for *Panulirus ornatus* in Papua New Guinea and Australia. Pp. 8-9 Jim Prescott and Roland Pitcher

Volume Five, Number One: January 1992

"Larval" life in the egg: an embryonic molt cycle in the American lobster.

Pp. 1, 6-7

Barbara Beltz and Simone Helluy

(Continued on Page 16)

(Continued from Page 15)

The Cuban spiny lobster fishery. Pp. 1, 3-4 Raul Cruz

Marine lobsters of the world. Pp. 1-2

New genus of lobster. P. 2

Cuban Fishing Science and Technology Seminar. Pp. 2-3

Rafael Puga

New species of slipper lobster P. 3

Recent graduates. P. 3

Spiny lobster research in India. P. 4

Md. K. Rahman

Annual Fisheries Yield. P. 5

Dynamics of shelter selection in the Caribbean spiny lobster. Pp. 7-8

David B. Eggleston and Romuald N. Lipcius

Why do shovel-nosed (slipper) lobsters have "shovels"? Pp. 8-9

Ehud Spanier and Daniel Weihs

Letters. P. 10 - Ehud Spanier

Letters. P. 10 - Edouard Mara

Letters. P. 10 - David K. Kawahigashi

Book Review: Lobsters: Florida, Bahamas, the

Caribbean. P. 11

Reviewed by D. Pezzack

Volume Five, Number Two: December 1992

Catastrophic mortality of sponges affects juvenile spiny lobster

populations. Pp. 1-2

Eyestalk ablation and growth, molting and gonadal development in spiny

lobsters. Pp. 1, 6-7

E. V. Radhakrishnan and M.

Vijayakumaran

Recreational fishing for lobsters in Florida: a mail survey. Pp. 1, 4

R. D. Bertelsen

Roundtable on lobster ecology seeks more communication between

behaviorists and population modelers. Pp. 2-3 Rick Wahle

Harvesting juvenile spiny lobster for aquaculture. Pp. 4-5

John Booth

Possibility of lobster culture in India. Pp. 5-6 M. O. Rahman and B. Srikrishnadhas

A large scyllarid phyllosoma larva from Sri Lanka.

P. 7

D. S. Jayakody

Jasus phyllosomas in southern oceans. Pp. 8-9 John Booth

Juvenile lobster habitat limitation: what can landings tell us? Pp. 10-12 Julian Addison and Michael Fogarty

Visible implant microtags. P. 13

Matthew Edmunds

Book Review: FAO Species Catalog. Marine Lobsters of the World. An

Annotated and Illustrated Catalog of Species of Interest Known to Date. P. 14

Reviewed by Austin B. Williams

Book Review: *Techniques of Lobster Stock Enhancement*. Pp. 14-15

Reviewed by Susan L. Waddy

Volume Six, Number One: July 1993

Age Determination in crustacea. Pp. 2, 4-5 J. F. Wickins and M. R. J. Sheehy

Nutritional condition of field caught postlarval lobsters. Pp. 5-6

Mary-Jane James

Chitinoclastic shell disease in American lobsters: a progress report. Pp. 6-7.

Regina L. Spallone, John J. Ziskowski and Richard A. Robohm

Molting in berried spiny lobster (*Panulirus homarus*). P. 3

Kaleemur Rahman and Mary Leema oseph Spiny lobster research in the Philippines. P. 3

M. Sylvia Estrella and Annette R. Juinio

Spiny lobster (*Panulirus argus*) recruitment to artificial habitats in waters off St. Thomas, USA

Virgin Islands. Pp. 3-4

Norman J. Quinn, Barbara L. Kojis and Ginger Chapman

More about habitat for juvenile *Homarus americanus*. Pp. 8-9

Robert J. Miller

Lobster landings reprise. P. 10

Julian Addison and Michael Fogarty

Book Review: The Western Rock Lobster Panulirus cygnus Book 1: A

Natural History. Pp. 10-11

Reviewed by Bruce G. Hatcher

(Continued on Page 17)

(Continued from Page 16)

Volume Seven, Number One: July 1994

New lobster book. Pp. 1-2

Recent studies on the larval biology of the spiny lobster (*Panulirus cygnus*) of Western Australia. Pp. 1, 10-11

J.W.T.J. Lemmens, B. Marinovic and B. Knott

Lobster research in South Australia. Pp. 1, 5 Jim Prescott

Workshop on *Homarus* stock enhancement. P. 2 John P. Mercer

Mexico-Cuba workshop on artificial shelters. Pp. 2-4

Jaime González-Cano

Traditional property rights and cooperative management in the Canadian lobster fishery. P. 5

Jeff Brownstein and John Tremblay

Molting periodicity in a captive population of juvenile spiny lobster (Jasus edwadsii). *P. 6* Cray Corporation LTD.

An overview of the *Jasus lalandii* fishery of Namibia and research recommendations. Pp. 7–8

Kolette Grobler

Lobster fishing in Iran. Pp. 8-9 Mohsen Hadjirasouliha

A new monitoring and assessment program in Victoria, Australia. Pp. 9-10 Patrick Coutin

Chemical signals in the American lobster. Pp.11-12

Christy Karavanich

Phyllosomas riding jellyfish. P. 12 John Booth and Russell Matthews

Artificial shelter workshop, "Langosta '94". P. 13

Lic. M.H. Ceballos

Aquaculture award. P. 13

Why are there so many American lobsters? Pp. 14-15

Bob Miller

Volume Seven, Number Two: December 1994

Catastrophic lobster mortalities in the Benguela upwelling system. Pp. 1-2 Dave Pollock On the "over size" puerulus of *Projasus parkeri*. Pp. 1, 5

Paulette S. McWilliam

The Helgoland lobster: a disappearing island population. Pp. 1, 11-12

Klaus Anger and Joachim Harms

Impact of sponge-shelter loss on juvenile spiny lobster, *Panulirus argus*, in Florida Bay: an update. Pp. 2-3

W. F. Herrnkind and Mark J. Butler IV

Storm generated lobster (*Homarus americanus*) mortalities off Prince Edward Island, Canada. Pp. 3-4

Donald R. Maynard and Wade Landsburg

A distinct color variety of *Panulirus penicillatus*. P. 4 D. S. Jayakody

Letters. P. 4 - Jose Gonzalez Aviles

Importance of the cleaning pereiopods in preventing embryo mortalities in *Homarus gammurus* (L.). Pp. 5-6 Ingebrigt Uglem

Recent advances in the biology of Japanese palinurid lobsters. Pp. 6-7 Hideo Sekiguchi

The shocking truth about American lobsters. Pp. 7-8

Peter Koeller

Lobster phylogeny project update – summer 1994. Pp. 8-9

Michael Childress, Margaret Ptacek and Bill Herrnkind

Tethering experiments with lobster (*Panulirus argus*) in Cuban reefs. Pp. 9-10

A. Herrera and D. Ibarzábal

A new lobster culture facility on the French Mediterranean coast. P. 13

Guy Charmantier and Christophe Haond

Research on artificial reefs in Poole Bay, UK. P. 13 Ken Collins, Emma Free and Antony Jensen

Book Review: *Spiny Lobster Management*. Pp. 14-15 Reviewed by Michael J. Fogarty

Volume Eight, Number One: July 1995

A trans-Atlantic perspective on *Homarus* recruitment. Pp. 1-3
Richard A. Wahle
Taxonomic changes. Pp. 1, 9

(Continued on Page 18)

(Continued from Page 17)

Lobster fisheries of India. Pp. 1, 12-13 E. V. Radhakrishnan

Sampling puerulus and juvenile spiny lobsters from shallow rock reefs using SCUBA. Pp. 4-5

C. Norman and T. Yoshimura

Current research on the hormonal control of crustacean molting. Pp. 5-6
Ernest S. Chang

Phyllosoma larvae in the south-east Atlantic: a case for long-distance dispersal. Pp. 6-7 D. E. Pollock, G. Baily and P. van der Byl

Lobster phyllosomata from offshore NZ waters. P. 8

John Booth

Two new records of Scyllarids from the Indian coast. P. 9

E. V. Radhakrishnan, C. Kasinathan and N. Ramamoorthy

Second Mexico-Cuba workshop: Langosta '94. Pp. 9-10

Julio A. Baisre and Raul Cruz

Nova Scotia fisherman hold lobster quality workshop. Pp. 10-11 Greg Roach

Cuban spiny lobster: predicting the catch. Pp. 13-15.

Raul Cruz, R. Puga and M. E. DeLeon

Early Australia-Canada cooperation in the use of SCUBA to study *Homarus americanus*. P. 15 A. M. Olsen

Plus a change. P. 16

Terminological Tribulations. P. 18

Volume Eight, Number Two: December 1995

Lobsters use repetitive loading to open molluscan prey. Pp. 1-2

Karen T. Lee

Phyllosoma reared to settlement. Pp. 1, 12 John Booth

Test of a method for telling the age and stage of a rock lobster. P. 3

David MacMillan, Mark Thomas and Tobi Stuart

Predators of young released European lobsters. P. 4

Gro I. van der Meeren

Killing lobsters humanely: call for discussion. P. 5 Paul A. Breen

Experimental trap-fishing for natal deep-water spiny lobster (*Panulirus delagoae*) off South Africa in 1994 and 1995. Pp. 5-7 Johan Groeneveld

Distribution of lobster larvae in the NW Coral Sea. Pp. 7-8

Roland Pitcher, Darren Dennis, Tim Skewes, Chris Evans and Phillip Polon

Influence of sea temperature on the abundance of spiny lobsters at Bermuda. Pp. 8-9

C. R. Evans, A. M. Lockwood and A. J. Evans Spiny lobsters sex: is bigger always better? P. 9

Alistair MacDiarmid, Rob Stewart and Mark Butler

Why is the spiny lobster *Jasus* absent from the Chilean coast? Pp. 10-11

Dave Pollock

Offshore movement of the spiny lobster *Jasus edwardsii*. Pp. 11, 14
Shane Kelly

A new species of *Jasus* has been found. P. 12 John Booth and Rick Webber

Lobsters enter debate on political future of Canada. P. 13

Howard Powles

Volume Nine, Number One: July 1996

Lobster research in New Caledonia. P. 1 Emmanuel Coutures

Oil spill in Rhode Island. Pp. 1-3 J. Stanley Cobb and Michael Clancy

Lobster phylogeny project update – spring 1996. P. 2

Michael J. Childress, William F. Herrnkind and Ray W. George

Lobster meeting in Norway. Pp. 3-4

Gro I. van der Meeren and John Booth

Some observation on spiny lobsters. P. 4 B. Srikrishnadhas and Md. Kaleemur Rahman

Lobster kill in eastern Canada. P. 5 Les Burridge

Book Review: *Biology of the American Lobster, Homarus americanus*. Pp. 6-7
Reviewed by Richard A. Wahle

(Continued on Page 19)

(Continued from Page 18)

CD-Rom Review: *Marine Lobsters of the World.* Pp. 7-8

Reviewed by J. Stanley Cobb

Hall of Fame: Francis Hobart Herrick. Pp. 8, 10-11

J. Stanley Cobb and Jennifer Voccola Lobster lore. Pp. 9-10

Stage II phyllosoma of the Mediterranean slipper lobster *Scyllarides latus*. P. 12 Ulrich Fiedler and Ehud Spanier

Volume Ten, Number One: October 1997

Editorial. P. 1

Stan Cobb and John Pringle

Editorial. P. 1

Mark Butler and Peter Lawton

Fifth International Lobster Meeting – New Zealand. Pp. 2-3

John Booth

Industry working paper no. 4 – not catching lobster. Pp. 3-4

Steve Hinge, T. Moran, R. Edwardsii, L. Carrsion and Uncle Albert Whittle

Puerulus workshop in Tasmania. Pp. 4-6 S. Frusher

How large a harem can one rock lobster handle? Pp. 6-7

I. D. Gibson and S. Frusher

Molting and its influence over agonistic behaviors in the American lobster. Pp. 8-11 Stuart I. Cromarty

Larval dispersal and ecological groupings for *Panulirus* and *Jasus* rock lobsters. Pp. 11-12 Ray W. George

A vasopressin-like gene may have a role in controlling molting in the rock lobster, *lasus edwardsii*. P. 13

Frank Y. T. Sin and Jenny Khoo

Increasing live exports. Pp. 13-14

Bruce F. Phillips

Buddhist monks liberate lobsters. Pp. 14-15

Mary Tyler Moore protests lobster festival. P. 15

Volume Eleven, Number One: July 1998

A brief history of the International Lobster Workshops. Pp. 1-4

J. Stanley Cobb and Bruce F. Phillips

Could a phyllosoma larva caught off Chile be the Australasian species

Jasus verreauxi? Pp. 4-6

David Pollock and Richard Webber

Lobster social behaviors: cooperation or coincidence? Pp. 6-9 Michael J. Childress

Puerulus settlement trials in Namibia. P. 9 Kolette Grobler

Bilateral eyestalk ablation induces morphological and behavioral changes in spiny lobsters. Pp. 9-11 E. V. Radhakrishnan and M.

Vijayakumaran

Lobster (*Homarus gammarus* L.) research in the northern Adriatic Sea. P. 11

T. Scovacricchi and C. A. Burton

Growout of juvenile *Panulirus argus* in cages.

Pp. 11-13

Luís Tadeu Assad

"Wild" *Homarus* in Japan! P. 13 L.G. Eldridge

Volume Twelve, Number One: June 1999

Jasus females are vulnerable to mate availability. Pp. 1-2 Alistair MacDiarmid, Rob Stewart, and

Alistair MacDiarmid, Rob Stewart, and Megan Oliver

Sperm limitation in exploited spiny lobsters. Pp. 2-3

Alistair MacDiarmid and Mark Butler

The status of the three forms of *Panulirus longipes femoristriga*. Pp. 3-4 Hideo Sekiguchi

Sediment effects on the behavior and survival of young juvenile *Jasus edwardsii*. Pp. 4-5 Lee Perry

Puerulus shoreward bound: sounds good? Pp. 5-6

Andrew Jeffs

Dispersal dynamics of exploited species in a marine reserve. Pp. 6-8
Charles A. Acosta

(Continued on Page 20)

(Continued from Page 19)

So how do spiny lobsters form groups? Pp. 8-10

Stephen G. Ratchford

A graphical comparison of female spiny lobster reproductive potential across size classes and studies. Pp. 10-11 R. D. Bertelsen

Mortalities of *Jasus edwardsii* maintained in captivity. Pp. 11-13
Ben Diggles

Commercial-scale collections of young rock lobster for aquaculture. Pp. 13-14 John Booth, Phil Davies and Chris Zame

Volume Thirteen, Number One: May 2000

Editorial: We're going electronic! P. 1 Spatial scaling in coastal landscapes and the distribution of juvenile *Homarus americanus*. Pp. 2-3

Robert Rangeley and Peter Lawton Lobster (*Homarus americanus*) catchability

studies in Atlantic Canada. Pp. 3-4 John Tremblay

Abundance and movement of *Palinurus elephas* in a northwestern Mediterranean marine reserve. Pp. 4-7

Raquel Goñi, Olga Reñones and Antoni Quetglas

Swimming by *Jasus edwardsii* pueruli. Pp. 7-8 Andrew Jeffs and Rebecca Holland

Influx of *Jasus verreauxi* pueruli into Tasmania. Pp. 8-9

Caleb Gardner, Barry Bruce, Steve Montgomery, Geoff Liggins, Andrew Cawthorn, and Sam Ibbott

Jasus verreauxi phyllosomas cultured. Pp. 9-10 Graeme Moss, Phil James and Len Tong

Developing a commercial puerulus collector for *Jasus edwardsii* in Tasmania. Pp. 10-12 D. Mills, B. Crear, and P. Hart

The French overseas territories: tempting but unregulated areas for spiny

lobster exploitation. P. 12

Emmanuel Riclet and Emmanuel Coutures

Nighttime courting behavior of *Panulirus argus* in south Florida. P. 13

Rodney Bertelsen and Lance Horn

European decapod fisheries: assessment and management. Pp. 14-15 Oliver Tully

Volume Thirteen, Number Two: December 2000.

Editorial: An electronic newsletter. P. 1

The Sixth International Lobster Conference – a Kiwi perspective. Pp. 1-3 John Booth

Battle within the sexes: the response to adult sex ratios. Pp. 4-6

Valerie Debuse, Julian Addison and John Reynolds

Potential synergistic stressors trigger a mortal infection in juvenile *Homarus americanus*. Pp. 6-8

Michael Tlusty, Donald Lightner, Jason Goldstein and Brenda White

Age vs. size-based growth modeling of spiny lobsters. Pp. 9-10 Rodney D. Bertelsen

Growth of *Jasus verreauxi* juveniles in captivity. Pp. 10-12 Bradley Crear

Volume Fourteen, Number One: July 2001

The first viral disease reported in lobsters. Pp. 1-

Donald C. Behringer, Mark J. Butler IV, and Jeffrey D. Shields

Survey of one of Namibia's least fished lobster grounds. Pp. 3-6 Kolette Grobler

Shelter preferences of newly-settled *Panulirus ornatus*. Pp. 6-7

Darren Dennis and Roland Pitcher

The sandwich collector, developed for commercial-scale harvesting of western rock lobster pueruli. Pp. 7-9

Mark Possbach, Bruss Phillips and Poss

Mark Rossbach, Bruce Phillips and Roy Melville-Smith

Doing well behind bars. Pp. 9-10 Andrew Jeffs and Phil James Crime does not pay! P. 11

(Continued on Page 21)

(Continued from Page 20)

Volume Fifteen, Number One: June 2002

Editorial: It's our newsletter. P. 1

Looking at macroalgae habitat change in Tasmania and its effect on lobster settlement. Pp. 2-3

Sam Ibbott and Caleb Gardner

Lobster catches using crest nets in Uvea (Wallis and Futuna). Pp. 3-5

Emmanuel Coutures, Pascal Hebert, Laurent Wantiez and Claude Chauvet

Occurrence of the prickly deep-sea lobster, *Acanthacaris tenuimana* from seas off Sri Lanka. Pp. 5-6

P. A. A. T. Jayawardane and D. S. Jayakody

Chemosensory communication in *Jasus edwardsii*. Pp. 6-7

Natalie Raethke

New England lobster settlement index: update 2001. Pp. 7-9

Richard Wahle, Lewis Incze, Robert Steneck and Robert Glenn

Behaviour of *Jasus edwardsii* reared in captivity. Pp. 9-11

Megan Oliver, Rob Stewart, Alison MacDiarmid, Caleb Gardner and Dave Mills

Letters to the editor. P. 11 - Daniel Latrovite Letters to the editor. P. 11 - Stan Cobb

Feeding strategies for rock lobster aquaculture. Pp. 12-14

Craig Thomas, Chris Carter and Bradley Crear

Enhancing rock lobster survival. Pp. 14-15 John Booth, Jeff Forman and Andrew Jeffs

Japanese Society of Fisheries Science meeting.

Pp. 16-17

Jiro Kittaka

Jasus (Sagmariasus) verreauxi has a name change. Pp. 17-18

John Booth, Rick Webber, Jiro Kittaka and Jenny Ovenden

Updated website reports genetic diversity in the European lobster. P. 18

Volume Sixteen, Number One: March 2003

Announcement: 7th International Lobster Conference, P. 1.

Threats to the sustainability of *Palinurus elephas* fisheries. Pp. 2 – 5.

Raquel Goñi, Antoni Quetglas, Olga Reñones and Javier Mas

Larval culture of the southern rock lobster (*Jasus edwardsii*). Pp. 5 – 7 Michael Bermudes.

Mother knows best! Artificial incubation of spiny lobsters. Pp. 7 – 9. Phil James

Behavior of spiny lobster in communal shelters: the "Big Brother" approach. Pp. 9 – 10.

Enrique Lozano-Alvarez, Patricia Briones-Fourzan, and Howard Weiss.

In ovo embrionic development of the Mediterranean slipper lobster, *Scyllarides latus*. Pp. 10 – 12.

M. Bianchini and S. Ragonese

Aspects of the larval biology of Southern Rock Lobster in Tasmania: north vs. south. Pp. 13 – 14.

Michel Bermudes

Two Hundred Years of Lobster Natural History and Research in Cuba Archipelago. Pp. 14 – 17. Raúl Cruz

Shell hardness made simple! Pp. 17-18. Josephine Walker, Caleb Gardner and Richard Musgrove

Volume Seventeen, Number One: July 2004

Hobart revisited: a New Zealand industry participant's overview. Pp. 1 – 3. Daryl Sykes

New England lobster settlement index: update 2003. Pp. 3 – 5.

Richard Wahle, Robert Glann, Peter Lawton, David Robichaud, Robert Steneck, Carl Wilson, and Andrew Pershing.

Strong interactions between juvenile spiny lobster and octopus. Pp. 5 – 8.

Iennifer Lear and Mark Butler

(Continued on Page 22)

(Continued from Page 21)

Artificial collectors for European spiny lobsters. Pp. 8 – 10.

D. Diaz, P. Baringo, P. Abello, B. Andreas, C. Linares, L. Reaseus, and M. Zabala.

Numbers of larvae hatched vs. Female size in the red lobster. Pp. 10-12.

Marysabel Baez-Hidalgo, Eugenio Diaz-Iglesias, and Erick Perea-Bracet.

Interspecific mate choide in Homarid lobsters. Pp. 12 – 13.

Arani Chandraparan, Gro van der Meeren, and Thomas Breithaupt.

A research update on phyllosoma culture of *Panulirus japonicus* in Japan. Pp. 14 – 16. Hirokazu Matsuda

Are we developing formulated diets attractive enough for spiny lobster? Pp. 16 – 19. Erick Perra and Eugenio Diaz-Iglesias.

Phyllosoma larvae of *Thenus orientalis* and *Scyllarus rugosus* reared to settlement. P. 19 Joe Kizhakudan, E.V. Radhakrishnan, Rani Mary George, P. Thirumilla, S. Rajapackian, C. Manibal, and Joseph Xavier.

Crisis in the lobster stocks in Iranian waters of the Oman Sea. Pp. 19 – 21.

Nassria Machaii and Farland Rajabipour

New Lobster Book. P. 21

Puerulus identification project (Project PIP): connecting lobsters in a global context. Pp. 22-23. Jasón Goldstein and Ray George.

Fishermen and scientists join forces to research lobster settlement. Pp. 23-26.

Carl McDonald and Patty King.

Introducting the lobster group of the Marine Research Center (CIM) of Habana University, Cuba. Pp. 26-27.

Raul Cruz

