

Public Correspondence*

Cougar and Bear Agent Rules

Correspondence received
as of December 28, 2007

Michelle Tate

From: Casaria Tuttle
Sent: Friday, December 14, 2007 3:27 PM
To: Michelle Tate; Liz Bueffel
Subject: FW: ODFW "Agent" Draft Rules

For the record.

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From: Woodberry, Buddy O [mailto:buddy.o.woodberry@intel.com]
Sent: Friday, December 14, 2007 2:00 PM
To: ODFW Commission
Cc: Fred Craig; Don Backman; Rick Williams; Tim Cook; Howard Martin; Jerry Ray; Tim & Ruth; Dave Walker
Subject: RE: ODFW "Agent" Draft Rules

Thanks, Rick Great stuff.. I'll pass it on to other hound guys.

Now Folks.. I want to be very clear about this... Please understand these comments are in NO way shape or form associated with OUSDA, I'm surprised the OUSDA folks let me in hang out with them once in a while

So here are My thoughts concerning how ODFW chooses to selects Agents to Gun down Cougars and toss them into the road Kill pile while trying to save money.... Do you have your pens and pencils ready??

"Take who ever the hell you can get to sign up, then get who ever can stay sober long enough to shoot straight cause your going to need all of them to Slaughter that many cats"

This isn't about sport hunting or about hunting at all this is about Population elimination and killing cats.. Not hunting them.. So I personally don't give a damn about the Rules"

Maybe you would prefer "NO COMMENT"

But seriously it does make me wonder what kind of comments are you looking for. What kind of comments does or is OHA giving?? All applicants should have Brown hair, between 5' 10" and 6'3" with preferably have white dogs that don't bark? .

Buddy Woodberry

From: Rick Williams [mailto:rwil@hevanet.com]
Sent: Friday, December 14, 2007 11:41 AM
To: Tim Cook; Woodberry, Buddy O; Howard Martin; Jerry Ray; Tim & Ruth; Dave Walker
Cc: Fred Craig; Don Backman
Subject: ODFW "Agent" Draft Rules

Hi All, I attended the Sports Group Leaders meeting Tuesday night down in Salem and I was able to ask about the draft rules package for the Department's use of volunteer agents. The Commission postponed adopting the rules in October so that OHA and OUSDA could comment on the proposal. Ron Anglin reported that OUSDA has not yet commented on the proposal and that the draft rules are scheduled to be adopted at the January Commission meeting. I really urge

you guys to get your comments in to ODFW asap because this IS your chance to make changes if you think any are necessary. You should also plan on having a OUSDA representative attend the January 5th Commission meeting.

Rick

You can download all the information about the proposed rules below and your comments should be sent to the Oregon Fish and Wildlife Commission @ odfw.commission@state.or.us

**Exhibit D: RULES FOR APPOINTING AGENTS
FOR BEAR AND COUGAR WORK**

Staff will ask the Commission to adopt administrative rules for appointing agents for bear and cougar work.

Staff:

*Don Whittaker,
Bear/Cougar/Bighorn/Pronghorn/Rocky
Mountain Goat Coordinator
Tom Thornton, Game Program Manager
Public Testimony
Action: Rulemaking*

Attachments (pdfs) :

- [Cover](#)
- [Agenda Item Summary](#)
- [Notice of Proposed Rulemaking Hearing](#)
- [Statement of Need and Fiscal Impact](#)
- [Selection and Use of Agents for using Dogs to Pursue Black Bear or Cougar](#)
- [Appointing Black Bear and/or Cougar Agents](#)
- [Enrolled House Bill 2971](#)
- [Public Correspondence](#)

Link: <http://www.dfw.state.or.us/agency/commission/minutes/07/october/index.asp>

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"I predict future happiness for Americans if they can prevent the government fr



**THE HUMANE SOCIETY
OF THE UNITED STATES**

Public Correspondence
Cougar Agent Rules

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October 27, 2007

Oregon Fish and Wildlife Commission
3406 Cherry Avenue N.E.
Salem, OR 97303

Dear Oregon Fish and Wildlife Commissioners:

On behalf of The Humane Society of the United States (HSUS) and our more than 138,000 Oregon members and constituents, I write to offer follow-up comments to my testimony offered two weeks ago before the Oregon Fish and Wildlife Commission about the Bear and Cougar Agent Rulemaking hearing.

Please add these written comments as a supplement to my previous testimony about the proposed rules and implementation of H.B. 2971 since I will be unable to attend the December 7th Commission meeting.

There are two matters I wish to underscore.

First, The HSUS continues to oppose the Cougar Management Plan (CMP). Comments from professional biologists highlighted scientific flaws in the CMP's basic design, methodologies, and cougar population estimate for Oregon.

The voters of Oregon very reasonably indicated that they would accept hound hunting and baiting by the ODFW, landowners or authorized agents to address removing particular cougars or bears causing damage or concern. However, there is a significant difference between those conditions and the broad, indiscriminate killing that the CMP will allow.

Moreover, the voters of Oregon care very much *who* does this job, as it reveals who will benefit from its structure and whether wildlife protection is a priority. Allowing deputized agents to do the killing under the CMP is particularly troubling because the CMP is scientifically flawed, relying on unverified complaints as triggers for "treatment" (or killing) areas. Therefore, with all the controversy surrounding the CMP, we urge the Fish and Wildlife Commission to suspend the administrative removal until the scientific concerns are resolved.

Second, The HSUS has specific concerns with the proposed regulations. The proposed regulations permit volunteer state agents with a history of wildlife violations to do the killing, provided they do not "*render applicant unreliable*" to the Wildlife Division and provided the person has not "*purposely violated the wildlife laws*".

Celebrating Animals, Confronting Cruelty


This latest development is a further departure from how the CMP was described to stakeholders in April, 2006 by the Wildlife Division. Allowing wildlife violators to become state agents for the purposes of killing cougars within the CMP is yet another example of a plan that is lacking sound scientific foundation. The fact that professionals would implement the plan was critical, as, at the very least, it meant that the people doing the killing under the CMP would be known and accountable to the state and public for any damage done in the course of fulfilling their duties.

Volunteer state agents should be held to the highest standard, demonstrating a longstanding respect for wildlife and knowledge of all wildlife laws concerning the taking of wild animals. Thus, any person with a single wildlife violation should be immediately disqualified for consideration as a state agent. If law enforcement found the allegation of the violation serious enough to investigate then the violation is serious enough to disqualify that person as a state agent.

The wildlife laws are created to protect wildlife. Consequently, a high threshold needs to be established for any state agent, including maintaining a clean wildlife record as one of the primary requirements. Furthermore, these state agents already will be using two practices that were twice rejected by Oregonians; consequently, anyone with a wildlife violation given the opportunity to use these inhumane practices will reflect poorly on ODFW's image, and it could be a potential liability for the agency.

Please feel free to contact me if you would like to discuss our recommendations further or if you have additional questions. Thank you for your consideration.

Respectfully submitted,



Kelly Peterson
Oregon State Director
The Humane Society of the United States
(503) 230-0270
Kpeterson@humanesociety.org

Cc: *Roy Elicker, Director, ODFW*
Ron Anglin, Wildlife Division Administrator, ODFW
Senator Brad Avakian
Representative Arnie Roblan
Michael Carrier, Governor's Office
Bill Cook, Attorney General's Office

Michelle Tate

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From: Casaria Tuttle
Sent: Wednesday, November 14, 2007 3:32 PM
To: 'sally mackler'
Cc: Michelle Tate; Liz Bueffel
Subject: RE: Thank you for your comments

Ms. Mackler,

This item has been moved to the January Commission meeting which will be held in Jantzen Beach at the Oxford Suites on January 11, 2008. The materials for this meeting and exhibit item will be mailed out on December 28, 2007. They will be available online at www.dfw.state.or.us the week of December 31. If you would like a copy of this exhibit item mailed to you please provide your mailing address and I will send it to you on the 28th of December.

The materials for all commission meetings are posted to the web address above approximately 1 1/2 weeks prior to the meeting.

If you have any other questions please let me know.

Casaria Tuttle
Executive Assistant
Office of the Director
Oregon Department of Fish and Wildlife
3406 Cherry Ave. NE
Salem, OR 97303
503-947-6033 voice
503-947-6042 fax
503-507-0223 cell

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

From: sally mackler [mailto:smack@starband.net]
Sent: Wednesday, November 14, 2007 12:16 PM
To: ODFW Commission
Subject: Re: Thank you for your comments

Below is my message to which I never rec'd a response, save the form response below. Please reply asap.

From: smack@starband.net
Subject: rulemaking hb2971?
Date: November 6, 2007 10:08:44 AM PST
To: odfw.commission@state.or.us

I am inquiring re. the date, time and location of the rulemaking for hb2971, agents for cougar and bear killing. This was on the October agenda and then postponed. I would appreciate receiving materials for commission meetings as soon as possible prior to the meeting.

Thank you,

Sally Mackler

On Nov 6, 2007, at 10:09 AM, ODFW Commission wrote:

- >
- > Thank you for your comments on this issue. Your message will be
- > forwarded to the Oregon Fish and Wildlife Commissioners for review and
- > any necessary response.