



THE STATE OF ARIZONA  
**GAME AND FISH DEPARTMENT**

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**GOVERNOR**  
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**September 28, 2009**

A public meeting of the Arizona Game and Fish Commission will be held on Wednesday September 30, at 1:00 P.M. as authorized by A.R.S. § 17-201(D). Members of the Commission will attend either in person or by telephone conference call.

Wednesday, September 30, 2009, Arizona Game and Fish Commission at the Arizona Game and Fish Department Headquarters, 5000 W. Carefree Highway, Phoenix Arizona 85086.

**Meeting begins at 1:00 P.M.**

**1. Executive Session**

- a. **Center for Biological Diversity v. Voyles.** The Commission may vote to meet in executive session in accordance with A.R.S. 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel in order to instruct legal counsel regarding Center for Biological Diversity v. Voyles.
- b. **Legal Advice on Petition to Close Fossil Creek.** The Commission may vote to meet in executive session in accordance with A.R.S. 38-431.03(A)(3) for discussion or consultation for legal advice with the Commission's legal counsel concerning a petition to close Fossil Creek to fishing.

**Pledge of Allegiance.**

**Awards and Recognition.**

1. **Presenter: Kirk Young, Fisheries Branch Chief. Hearing on a Petition from Center for Biodiversity to Close Fossil Creek to Sport Fishing and Consideration of Amendments to Commission Order 40 to Remedy Issues Raised in the Petition.** The Commission will hear a petition from the Center for Biodiversity requesting to close Fossil Creek to sport fishing. The Commission may vote to approve or deny the petition or consider and vote on other amendments to Commission Order 40 to remedy the issues raised in the petition. The Commission may vote to take action on, or provide the Department direction on this item.
2. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the

Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

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*The agenda may be revised and additional items may be added prior to the meeting as authorized by A.R.S. §38-431.02. In that event, an addendum to the agenda will be noticed and posted prior to the meeting at Department offices. Commission agenda items not noticed for a specific time may be taken out of order.*

*Background materials provided to Commission members concerning public agenda items are available for public inspection at the main office of the Arizona Game and Fish Department at 5000 W. Carefree Highway, Phoenix, at Department regional offices in Pinetop, Flagstaff, Kingman, Yuma, Tucson, Mesa and at the meetings.*

*During the public meeting, the Commission may afford any person, their duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally.*

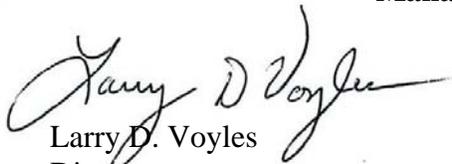
*The Commission may go into Executive Session for the purpose of obtaining legal advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A) (3) & (4).*

*One or more members of the Commission may appear and participate in the meeting telephonically or by other electronic means.*

*Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, or this document in an alternative format, by contacting the AGFD Deputy Director, 5000 W. Carefree Highway, Phoenix, Arizona 85086, 602-942-3000. Requests should be made as early as possible to allow time to arrange the accommodation.*

*The Arizona Game and Fish Department is responsible for managing Arizona's fish and wildlife resource as an enduring public trust. In addition, the Department is charged with promoting safe and responsible use of watercraft and off-highway vehicles. Funding is provided from the sale of licenses and permits; watercraft registration fees; federal excise taxes on firearms, fishing equipment, boats, and other sporting goods; State lottery revenues; donations on State income tax forms; and various contracts and grants. Department policy is set by the Arizona Game and Fish Commission, whose five members are appointed by the Governor.*

**“Managing Today for Wildlife Tomorrow”**

  
Larry D. Voyles  
Director