

Proceedings of the Arizona Game and Fish
Commission License Revocation and Civil
Assessment Hearings
Friday, June 24, 2005 – 2:00 p.m.
Best Western Inn
801 N. Beeline Highway
Payson, Arizona 85547

PRESENT: (Commission)

(Director's Staff)

Chairman W. Hays Gilstrap
Commissioner Joe Melton
Commissioner Michael M. Golightly
Commissioner William H. McLean
Commissioner Robert Hernbrode

Director Duane L. Shroufe
Deputy Director Steve K. Ferrell
Assistant Attorney General Jim Odenkirk
Assistant Attorney General Shelley Cutts

Hearings on License Revocations for Violation of Game and Fish Codes and Civil Assessments
for the Illegal Taking and/or Possession of Wildlife

Presenter: Ron Day, Law Enforcement Branch Chief

The Department would like the record to show that each of these cases have been reviewed and it has been determined that all cases meet the criteria established in A.R.S. §15-714, §17-238, §17-314, §17-340, §17-362 and/or §17-363 for Commission action. The record should reflect that the Commission and the respondents have been provided with copies of the original court docket and case reports prepared by the officers along with copies of all other pertinent materials in each of these cases. All of these exhibits may be considered by the Commission in order to make a final determination. Each individual has been legally noticed for today's hearing.

The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below:

<u>Name</u>	<u>Conviction</u>
Frost, Wesley H.	Count B: Take wildlife while revoked (javelina).
Frost, Wesley H.	Count A: Take wildlife while revoked (mountain lion).
Frost, Wesley H.	Count A: Take wildlife while revoked (bear).
Donaldson, Randall J.	Count A: Obtain resident deer permit by fraud.
	Count B: Apply for resident antelope permit by fraud.
	Count C: Apply for resident elk permit by fraud.
	Count D: Apply for resident turkey permit by fraud.
Hernandez, Danny	Count A: Take wildlife by unlawful method, firearms during archery only season (White-tailed deer doe).
	Count B: Take wildlife during antlered deer only hunt (White-tailed deer doe).
	Count C: Take wildlife without a valid permit/tag (White-tailed deer doe).

- Gallardo, Jose R.
 - Count D: Take wildlife without a valid license (White-tailed deer doe).
 - Count E: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
 - Count A: Take wildlife by unlawful method, firearms during archery only season (White-tailed deer doe).
 - Count B: Take wildlife during antlered deer only hunt (White-tailed deer doe).
 - Count C: Take wildlife without a valid permit/tag (White-tailed deer doe).
 - Count D: Take wildlife without a valid license (White-tailed deer doe).
 - Count E: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
- Salinas, Francisco
 - Count A: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
- Salinas, Margarito
 - Count A: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
- Aguilar, Alejandro S.
 - Count A: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
- Estrada, Adolfo
 - Count A: Possess/transport unlawfully taken wildlife (White-tailed deer doe).
- Denton, Jr., John C.
 - Count A: Take wildlife during closed season (Mule deer doe).
- Vicente, Sr., John P.
 - Count A: Litter hunting and fishing areas while taking wildlife.
- Babb, Kevin Lee
 - Count A: Take wildlife during closed season (White-tailed deer doe).
 - Count B: Take wildlife without a valid license/permit.
 - Count C: Possess/transport wildlife that was taken unlawfully (White-tailed deer doe).
- Pena, Abel T.
 - Count A: Possess/transport wildlife that was taken unlawfully (White-tailed deer doe).

Roll call was taken and the following were present: John C. Denton, Jr., John P. Vicente, Sr.

Motion: Golightly moved and Melton seconded THAT THE COMMISSION TAKE JURISDICTION IN THESE CASES.

Vote: Unanimous

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John P. Vicente Sr.

Vicente was found guilty by the Payson Regional Justice Court for: Count A: Litter Hunting and Fishing Area While Taking Wildlife; and sentenced Count A: Fined \$100.00.

Vicente was present and addressed the Commission stating that he was dedicated to wildlife, habitat and conservation. Vicente provided the Commission with pictures of his Unit 23 Camp Restoration Project of the campsite area, which showed his efforts to restore the area to its previous condition in accordance to Forest Service specifications. Vicente also coordinated an Adopt a Unit Camp Clean up Day. Vicente stated that he, as the lead guide, and another person set up the camp, but then he left the night before the hunt to report back to work. He came back the last evening of the hunt to break camp and it was dark and late. The items left behind were just missed.

Commissioner Melton commended Mr. Vicente for his efforts in the clean up project.

Commissioner McLean asked if Mr. Vicente was the only individual to receive a citation to which Mr. Day stated that he was.

Commissioner Golightly stated that the Commission has set a precedence of revoking licenses for littering and so there is some degree of faith in the officer's discretion on what he writes for litter. If you have a camp full of people, they are all responsible for the litter. If ones at fault, they're all at fault.

Mr. Day speculated that as the lead guide, in charge of setting up and breaking down camp, that probably weighed on the officers decision to only cite Mr. Vicente.

Commissioner Golightly asked how many people were in camp to which Mr. Vicente stated that there were two assistant guides and three clients.

Motion: McLean moved and Melton seconded THAT THE COMMISSION VOTE TO DISMISS THESE PROCEEDINGS.

Commissioner Golightly suggested assigning Hunter Education instead of just dismissing.

Commissioner McLean stated that Mr. Vicente didn't need Hunter Education, however he had another idea for the motion and that was that the Commission vote to dismiss these proceedings contingent upon Mr. Vicente taking one child between the ages of 10 and 15 years of age, who is not related to him, through a Hunter Education course between now and the opening of deer season.

Mr. Odenkirk stated that this was beyond the Commission's jurisdiction.

Mr. Vicente stated he used to teach Hunter Education and promised to get back on the list to start teaching again; he also promised to include teaching about litter in his classes.

Commissioner McLean stated that with Mr. Vicente's promise, the original motion stands.

Vote: Unanimous

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John C. Denton Jr.

Denton was found guilty by the Globe Justice Court for: Count A: Take Wildlife During Closed Season (mule deer doe); and sentenced Count A: Fined \$783.99, plus \$652.12 in surcharges (Total of \$1436.00).

Denton was present and addressed the Commission. He stated that after hunting for bear all day, he was leaving when he spotted an animal and thinking it could be a bear he prepared to shoot. He realized it was a deer and doesn't know why he shot it, but he did. The officer referred to it as buck fever. Denton stated that he was sorry and that he had never been in trouble before, and asked the Commission for leniency.

Commissioner Hernbrode confirmed with Mr. Day that the doe carcass was salvaged, but that Mr. Denton made no attempt to pick up the animal.

Commissioner McLean asked Mr. Denton if he made any attempt to recover the deer.

Mr. Denton stated that he thought he missed it because he saw it run off and he didn't see it fall, but he spent the evening looking for it and then went back again the next day and didn't find any blood trails or signs that it was hit.

Commissioner McLean asked Mr. Denton if he had ever taken a Hunter Education course to which Mr. Denton replied that he had not.

Commissioner Golightly asked Mr. Denton if he had put in for any other hunts this year to which Mr. Denton replied that his father-in-law has put him in for archery elk.

Motion: Golightly moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JOHN C. DENTON JR. TO HUNT IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF ELEVEN (11) MONTHS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST JOHN C. DENTON JR. TO COLLECT THE AMOUNT OF \$1402.72 FOR THE LOSS OF ONE (1) MULE DEER DOE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Commissioner Golightly stated that the Commission is usually pretty tough on the loss of wildlife, but the factors that influenced his motion are Mr. Denton's age and inexperience and

that he believes Mr. Denton tried to recover the deer. Also, the motion will not allow Mr. Denton to hunt this year if drawn, but will allow him to apply next year.

Commissioner Hernbrode did not agree with the motion stating that Mr. Denton gives a bad name to hunting and that the Commission should make more of an impression.

Vote: Aye Gilstrap, Melton, Golightly, McLean
Nay Hernbrode
Passed 4 to 1

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The following three cases are separate cases involving the same individual.

Wesley H. Frost

Frost was found guilty by the Flagstaff Justice Court for: Count B: Take Wildlife While Revoked (javelina); and sentenced Count B: Fined \$500.00.

Frost was not present.

Mr. Day briefed the Commission on Mr. Frost's previous revocations and civil assessments.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF WESLEY H. FROST TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS, TO RUN CONSECUTIVLY OF EACH OTHER AFTER HIS CURRENT REVOCATIONS, WHICH END AS OF MAY 17, 2016; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE A HUNTER EDUCATION COURSE IN CONNECTION WITH THIS MATTER, AND IF PREVIOUSLY ORDERED, THAT THIS BE AN ADDITIONAL HUNTER EDUCATION COURSE, AND PROVIDE PROOF OF THAT TO THE DEPARTMENT BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Mr. Odenkirk advised that under due process Mr. Frost would be entitled to a separate notice and hearing regarding the multiple hunter education courses, but that the Commission had the option to revoke his license until his civil assessments were paid in full.

Commissioner McLean stated that this individual was the worst case of poaching that he had seen and that his motion stands.

Vote: Unanimous

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Wesley H. Frost

Frost was found guilty by the Flagstaff Justice Court for: Count A: Take Wildlife While Revoked (mountain lion); and sentenced Count A: Fined \$500.00.

Frost was not present.

Motion: Melton moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF WESLEY H. FROST TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS, TO RUN CONSECUTIVLY OF EACH OTHER AFTER HIS CURRENT REVOCATIONS, WHICH END AS OF MAY 17, 2021; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE A HUNTER EDUCATION COURSE IN CONNECTION WITH THIS MATTER, AND IF PREVIOUSLY ORDERED, THAT THIS BE AN ADDITIONAL HUNTER EDUCATION COURSE, AND PROVIDE PROOF OF THAT TO THE DEPARTMENT BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous

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Wesley H. Frost

Frost was found guilty by the Flagstaff Justice Court for: Count A: Take Wildlife While Revoked (bear); and sentenced Count A: Fined \$639.00.

Frost was not present.

Motion: Hernbrode moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF WESLEY H. FROST TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS, TO RUN CONSECUTIVLY OF EACH OTHER AFTER HIS CURRENT REVOCATIONS, WHICH END AS OF MAY 17, 2026; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE A HUNTER EDUCATION COURSE IN CONNECTION WITH THIS MATTER, AND IF PREVIOUSLY ORDERED, THAT THIS BE AN ADDITIONAL HUNTER EDUCATION COURSE, AND PROVIDE PROOF OF THAT TO THE DEPARTMENT BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS

SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Commissioner Golightly requested that the Assistant Director from the Information and Education Division make note of this individual in some kind of publication effort.

Vote: Unanimous

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Randall J. Donaldson

Donaldson was found guilty by the Pinetop/Lakeside Justice Court for: Count A: Obtain Resident Deer Permit by Fraud; Count B: Apply for Resident Antelope Permit by Fraud; Count C: Apply for Resident Elk Permit by Fraud; Count D: Apply for Resident Turkey Permit by Fraud; and sentenced: Count A: Fined \$443.00; Count B: Fined \$443.00; Count C: Fined \$443.00; Count D: Fined \$177.00.

Donaldson was not present.

Motion: McLean moved and Melton seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF RANDALL J. DONALDSON TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT’S LAW ENFORCEMENT BRANCH BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous

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The following six cases are related.

Danny Hernandez

Hernandez was found guilty by the North Mesa Justice Court for: Count A: Take Wildlife by Unlawful Method, Firearms During Archery Only Season (white-tailed deer doe); Count B: Take Wildlife During Antlered Deer Only Hunt (white-tailed deer doe); Count C: Take Wildlife Without a Valid Permit/Tag (white-tailed deer doe); Count D: Take Wildlife Without a Valid License (white-tailed deer doe); Count E: Possess/Transport Unlawfully Taken Wildlife (white-

tailed deer doe); and sentenced: Count A: Fined \$500.00; Count B: Fine suspended; Count C: Fine suspended; Count D: Fine suspended; Count E: Fine suspended.

Hernandez was not present.

Commissioner Melton confirmed with Mr. Day that these individuals were undocumented aliens with no United States identification.

Motion: Melton moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF DANNY HERNANDEZ TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST DANNY HERNANDEZ TO COLLECT THE AMOUNT OF \$701.36 FOR HIS PART IN THE LOSS OF ONE (1) WHITE-TAILED DEER DOE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous

Commissioner McLean stated that he will discuss this type of matter with the Justice of the Peace and the County Prosecutor in Coconino County.

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Jose R. Gallardo

Gallardo was found guilty by the North Mesa Justice Court for: Count A: Take Wildlife by Unlawful Method, Firearms During Archery Only Season (white-tailed deer doe); Count B: Take Wildlife During Antlered Deer Only Hunt (white-tailed deer doe); Count C: Take Wildlife Without a Valid License (white-tailed deer doe); Count D: Take Wildlife Without a Valid License/Tag (white-tailed deer doe); Count E: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fine suspended; Count B: Fine suspended; Count C: Fine suspended; Count D: Fined \$133.00; Count E: Fined \$354.00.

Gallardo was not present.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JOSE R. GALLARDO TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE

ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST JOSE R. GALLARDO TO COLLECT THE AMOUNT OF \$701.36 FOR HIS PART IN THE LOSS OF ONE (1) WHITE-TAILED DEER DOE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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Francisco Salinas

Salinas was found guilty by the North Mesa Justice Court for: Count A: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$374.00.

Salinas was not present.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF FRANCISCO SALINAS TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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Margarito Salinas

Salinas was found guilty by the North Mesa Justice Court for: Count A: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$70.00.

Salinas was not present.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF MARGARITO SALINAS TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE/SHE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE/SHE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT’S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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Alejandro S. Aguilar

Aguilar was found guilty by the North Mesa Justice Court for: Count A: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$419.00.

Aguilar was not present.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF ALEJANDRO S. AGUILAR TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT’S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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Adolfo Estrada

Estrada was found guilty by the North Mesa Justice Court for: Count A: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$354.00.

Estrada was not present.

Motion: McLean moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF ADOLFO ESTRADA TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous

Golightly was absent for this vote

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The following two cases are related.

Kevin L. Babb

Babb was found guilty by the Globe Justice Court for: Count A: Take Wildlife During Closed Season (white-tailed deer doe); Count B: Take Wildlife Without a Valid License/Permit (white-tailed deer doe); Count C: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$88.00, plus \$20.00 surcharge; Count B: Fined \$168.00; Count C: Fined \$168.00.

Babb was not present.

Motion: Hernbrode moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF KEVIN L. BABB TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST KEVIN L. BABB TO COLLECT THE AMOUNT OF \$701.36 FOR HIS PART IN THE LOSS OF ONE (1) WHITE-TAILED DEER DOE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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Abel T. Pena

Pena was found guilty by the Globe Justice Court for: Count A: Possess/Transport Unlawfully Taken Wildlife (white-tailed deer doe); and sentenced: Count A: Fined \$100.00, plus \$105.00 surcharge.

Pena was not present.

Motion: Hernbrode moved and McLean seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF ABEL T. PENA TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA ARE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF FIVE (5) YEARS; THAT THE CURRENT LICENSE(S) BE SUSPENDED AS OF THE DATE OF THIS HEARING, AND THAT IT/THEY BE REVOKED AS OF THE DATE THE ORDER IN THIS CASE IS SIGNED BY THE DIRECTOR; THAT HE BE REQUIRED TO COMPLETE THE HUNTER EDUCATION COURSE, AND PROVIDE PROOF TO THE DEPARTMENT'S LAW ENFORCEMENT BRANCH, BEFORE APPLYING FOR ANY OTHER LICENSE TO HUNT IN THIS STATE; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST ABEL T. PENA TO COLLECT THE AMOUNT OF \$701.36 FOR HIS PART IN THE LOSS OF ONE (1) WHITE-TAILED DEER DOE; AND FURTHER MOVE THAT THE DIRECTOR, AS SECRETARY TO THE COMMISSION, BE DIRECTED TO SIGN AND ISSUE A FINDING OF FACT, CONCLUSIONS OF LAW AND AN ORDER IN THIS MATTER PURSUANT TO THIS MOTION.

Vote: Unanimous
Golightly was absent for this vote

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