

Proceedings of the Arizona Game and Fish  
Commission License Revocation and Civil  
Assessment Hearings  
Time Certain – 2:00 p.m.  
Friday, April 18, 2008  
Arizona Game and Fish Department  
5000 W. Carefree Hwy  
Phoenix, Arizona 85086

PRESENT: (Commission)

(Director's Staff)

Chairman William H. McLean  
Commissioner Robert D. Hernbrode  
Commissioner Jennifer L. Martin  
Commissioner Robert R. Woodhouse  
Commissioner Michael M. Golightly

Director Larry D. Voyles  
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:** Pat Barber, Law Enforcement Branch Chief

Mr. Barber presented the cases below to the Commission. Each of these cases were reviewed and it was determined that all cases met 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 Commission and the respondents were 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 of the following individuals were legally noticed for this hearing.

<u>Name</u>	<u>Conviction</u>
Pirtea, Alin	Count B: Possess unlawfully taken wildlife (game fish).
Benta, Ioan	Count C: Possess unlawfully taken wildlife (game fish).
Iudean, Dorin	Count B: Exceed bag limit (game fish).
Corrales, Sergio	Count A: Take mule deer with white-tailed deer permit. Count B: Take wildlife with the aid of a motor vehicle. Count C: Possess unlawfully taken mule deer.
Obershaw, Blake S.	Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits). Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits). Count C: Litter While Fishing or Hunting.
Holt, Gregory J.	Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits). Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits). Count C: Litter While Fishing or Hunting.
Holt, Stephen C.	Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits).

	Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits).
	Count C: Litter While Fishing or Hunting.
Fore, Jeffrey T.	Count A: Take 6 x 6 bull elk without a valid hunt license or big game tag (To wit: license and tag obtained fraudulently).
Scott, Benjamin T.	Count A: Take Javelina in wrong unit.
Anderson, Barry N.	Count A: Discharge a firearm within ¼ mile of residence.
Veit, Randall	Count H: Possession of unlawfully taken wildlife (Cormorant).
	Count J: Shoot within ¼ mile of a residence.
	<i>Count K: Take migratory bird during closed season (Cormorant).</i>

Roll call was taken and the following were present: Alin Pirtea, Ioan Benta, Dorin Iudean, Jeffrey Fore, Barry Anderson, Randall Veit.

Mr. Barber noted that Blake Obershaw was not present but had faxed the Department a letter which was forwarded on to the Commission prior to this meeting.

Mr. Barber stated that the civil assessment process is not intended to be punitive, but is a process allowing the Commission to recover financial damages to compensate the State for the loss of any wildlife. Hunter Education requirements are imposed as a remedial measure to increase knowledge and prevent future violations and not as punishment.

The Commission was asked to consider and take action on the license revocations and/or civil assessments for the individuals listed above.

**Motion:** Golightly moved and Woodhouse seconded THAT THE COMMISSION VOTE TO TAKE JURISDICTION IN THESE CASES.

**Vote:** Unanimous

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The cases of Alin Pirtea, Ioan Benta, and Dorin Iudean were related.

Alin Pirtea

Pirtea was found guilty by the Flagstaff Justice Court for: Count B: Possess unlawfully taken wildlife (game fish); and sentenced Count B: Fined \$100.00.

Officer Fabian was present and answered questions for the Commission.

Pirtea was present and asked the Commission if there was any way to make restitution by doing community service or any other kind of work instead of paying the civil assessment.

Chairman McLean explained that the Statutes only give the Commission the authority to impose a civil assessment and revoke licenses.

**Motion:** Golightly moved and Woodhouse seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF ALIN PIRTEA 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST ALIN PIRTEA TO COLLECT THE AMOUNT OF \$3,500.00 FOR THE LOSS OF SEVENTY (70) GAME FISH (RAINBOW TROUT); 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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Ioan Benta

Benta was found guilty by the Flagstaff Justice Court for: Count C: Possess unlawfully taken wildlife (game fish); and sentenced Count C: Fined \$100.00.

Benta was present, but did not address the Commission. He stated from the audience that the civil assessment was too much money and he can't pay it.

**Motion:** Woodhouse moved and Golightly seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF IOAN BENTA 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST IOAN BENTA TO COLLECT THE AMOUNT OF \$3,500.00 FOR THE LOSS OF SEVENTY (70) GAME FISH (RAINBOW TROUT); 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:** Aye - McLean, Martin, Woodhouse, Golightly

Nay - Hernbrode  
Passed 4 to 1

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Dorin Iudean

Iudean was found guilty by the Flagstaff Justice Court for: Count B: Exceed bag limit (game fish); and sentenced Count B: Fined \$350.00.

Iudean was present, but did not address the Commission. He did not speak English so the Department offered a translator, however Iudean declined.

**Motion:** Woodhouse moved and Golightly seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF DORIN IUDEAN 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT SHARED CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST DORIN IUDEAN TO COLLECT THE AMOUNT OF \$3,500.00 FOR THE LOSS OF SEVENTY (70) GAME FISH (RAINBOW TROUT); 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:** Aye - McLean, Martin, Woodhouse, Golightly  
Nay - Hernbrode  
Passed 4 to 1

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Barry N. Anderson

Anderson was found guilty by the Pinetop Justice Court for: Count A: Discharge a firearm within ¼ mile of residence; and sentenced Count A: Fined \$125.00.

Officer Wagner was present and answered questions for the Commission.

Anderson was present and addressed the Commission stating that he miscalculated and didn’t realize he was that close to a residence. Anderson apologized for his actions and stated that his actions were not malicious, he’s never been in trouble with the law, nor would he ever put the public in any harm.

The Commission asked further questions of Anderson and the Officer and discussed the details of the case, including how the property was posted and how a hunter needs to know their target and what's beyond the target.

**Motion:** Woodhouse moved and Golightly seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF BARRY N. ANDERSON TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF TWO (2) 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 CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST BARRY N. ANDERSON TO COLLECT THE AMOUNT OF \$8,000.00 FOR THE LOSS OF ONE (1) BULL ELK; 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:** Aye - McLean, Hernbrode, Martin, Golightly  
Nay - Woodhouse  
Passed 4 to 1

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Jeffrey T. Fore

Fore was found guilty by the Flagstaff Justice Court for: Count A: Take 6 x 6 bull elk without a valid hunt license or big game tag (To wit: license and tag obtained fraudulently); and sentenced Count A: Fined \$350.00.

Fore was present along with his attorney, Lisa Shannon. Ms. Shannon addressed the Commission on behalf of Mr. Fore, speaking for his character, including that he had previously assisted the Department in another case.

Chairman McLean noted for the record that the Commission received a copy of a letter from Ms. Shannon dated April 14, 2008 with two attached documents: one, a letter from Larry N. Smith, Menard County Sheriff, and the other, a letter from Jack L. Price, Legal Counsel for the Illinois Department of Natural Resources. Both letters stated that Mr. Fore had no record of any criminal arrests.

Commissioner Hernbrode noted for the record that Mr. Fore applied as a resident in Arizona for three years and not just one.

Mr. Fore addressed the Commission to show remorse and to explain his personal circumstances at the time of the offense.

Chairman McLean asked the Assistant Attorneys General if the Commission should be considering a minimal assessment of \$750.00 as opposed to the current statutory minimum of \$8000.00.

Ms. Cutts stated that the Statute in 1996 and the Statute now sets forth a minimum sum, so it is the Commission's province. The Commission will assess the amount it deems appropriate and the State of Arizona can bring a civil action to collect those sums. The issue of what the elk is actually worth will be dealt with within that forum.

**Motion:** Hernbrode moved THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JEFFREY T. FORE 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST JEFFREY T. FORE TO COLLECT THE AMOUNT OF \$2,000.00 FOR THE LOSS OF ONE (1) BULL ELK; 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.

**Motion died for lack of second.**

**Motion:** Golightly moved THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JEFFREY T. FORE 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST JEFFREY T. FORE TO COLLECT THE AMOUNT OF \$750.00 FOR THE LOSS OF ONE (1) BULL ELK; 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.

**Motion died for lack of second.**

**Motion:** Martin moved and Woodhouse seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JEFFREY T. FORE TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF TWO (2) 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 CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST **JEFFREY T. FORE** TO COLLECT THE AMOUNT OF **\$8000.00** FOR THE LOSS OF **ONE (1) BULL ELK**; 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:** Aye - McLean, Martin, Woodhouse  
Nay - Hernbrode, Golightly  
Passed 3 to 2

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Randall J. Veit

Veit was found guilty by the Estrella Justice Court for: Count H: Possession of unlawfully taken wildlife (Cormorant); Count J: Shoot within ¼ mile of a residence; Count K: Take migratory bird during closed season (Cormorant); and sentenced Count H: Fined \$50.00; Count J: Fined \$50.00; and Count K: Fined \$50.00.

Mr. Barber informed the Commission of an error in the case summary. One of the federal cases was not returned as a conviction, it was returned as a forfeiture of collateral. So it did not get to a third conviction for unlawful take; there are now two convictions.

Chairman McLean confirmed with Mr. Barber that the result of this is that the maximum revocation period that Veit is now subject to is ten years as opposed to a lifetime.

Mr. Barber added that Veit was noticed for 10 years and not for a lifetime revocation. Mr. Barber further answered several questions for the Commission.

Officer Peebles was not present, but was available by telephone if needed.

Veit was present along with his attorney, Jess Lorona. Mr. Lorona addressed the Commission on behalf of Mr. Veit, and answered Commission questions. Mr. Lorona requested that the Commission not revoke Mr. Veit's licenses.

Veit addressed the Commission admitting his guilt and stating that this has been a hard lesson to learn, and further pleaded his case.

Veit's father, Michael Veit, addressed the Commission on his son's behalf and asked for leniency.

**Motion:** Martin moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF **RANDALL J. VEIT** TO **HUNT, FISH AND TRAP** IN THE

STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF **TEN (10)** 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 CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST **RANDALL J. VEIT** TO COLLECT THE AMOUNT OF **\$250.00** FOR THE LOSS OF **ONE (1) CORMORANT**; 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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Sergio Corrales

Corrales was found guilty by the Flagstaff Justice Court for: Count A: Take mule deer with white-tailed deer permit; Count B: Take wildlife with the aid of a motor vehicle; and Count C: Possess unlawfully taken mule deer; and sentenced Count A: Fined \$453.00; Count B: Fined \$397.00; and Count C: Fined \$526.00.

Corrales was not present.

**Motion:** Hernbrode moved and Martin seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF **SERGIO CORRALES 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST **SERGIO CORRALES** TO COLLECT THE AMOUNT OF **\$1,500.00** FOR THE LOSS OF **ONE (1) 2X2 MULE DEER**; 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

4 to 0

Golightly absent

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Meeting recessed for a break at 3:48 p.m.

Meeting reconvened at 4:12 p.m.

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The cases of Blake Obershaw, Stephen Holt and Gregory Holt were related.

Blake S. Obershaw

Obershaw was found guilty by the Moccasin Justice Court for: Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits); Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits); and Count C: Litter While Fishing or Hunting; and sentenced Counts A, B, and C: Total Fine of \$770.00, and probation imposed until all fines are paid.

Officer Thompson was present.

Obershaw was not present, but sent a letter to the Department, which Mr. Barber read into the record as follows: To whom it may concern, I, Blake Obershaw received a certified letter on March 10, 2008. Due to my financial situation at the present time, I am unable to attend the committee hearing on Docket 2008-0024. My vehicle is totally unreliable and could not make a long trip of any kind. It was my understanding that when we plead guilty and accepted the fine from the Honorable Judge and Deputy County Douglas Ryan Camacho, that this case was completed in full and there would be no further actions against us. It seems that we should not be tried for the same charges twice. All the information that is in this letter, we have been tried for and was finalized in January. My Judge read and heard the exact same information. I asked the Deputy if it was over and he said yes. Therefore I feel there should be no more repercussions in this matter and it should be as he says "closed". Thank you for your help in this matter. Sincerely, Blake S. Obershaw.

**Motion:** Martin moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF BLAKE S. OBERSHAW 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST BLAKE S. OBERSHAW TO COLLECT THE AMOUNT OF \$500.00 FOR THE LOSS OF SIX (6) BLACK-TAILED JACKRABBITS; 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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Gregory J. Holt

Holt was found guilty by the Moccasin Justice Court for: Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits); Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits); and Count C: Litter While Fishing or Hunting; and sentenced Counts A, B, and C: Total Fine of \$750.00.

Officer Thompson was present and answered questions for the Commission.

Holt was not present.

**Motion:** Martin moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF GREGORY J. HOLT 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST GREGORY J. HOLT TO COLLECT THE AMOUNT OF \$500.00 FOR THE LOSS OF SIX (6) BLACK-TAILED JACKRABBITS; 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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Stephen C. Holt

Holt was found guilty by the Moccasin Justice Court for: Count A: Take wildlife with an artificial light (Black-tailed Jackrabbits); Count B: Take wildlife without a hunting license (Black-tailed Jackrabbits); and Count C: Litter While Fishing or Hunting; and sentenced Counts A, B, and C: Total Fine of \$750.00.

Officer Thompson was present.

Holt was not present.

**Motion:** Martin moved and Hernbrode seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF STEPHEN C. HOLT 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; THAT THE DEPARTMENT BE DIRECTED TO COLLECT CIVIL DAMAGES OR TO BRING CIVIL ACTION AGAINST STEPHEN C. HOLT TO COLLECT THE AMOUNT OF \$500.00 FOR THE LOSS OF SIX (6) BLACK-TAILED JACKRABBITS; 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 Hernbrode requested that the Department look into getting some local media coverage on the findings in these three related cases.

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Benjamin T. Scott

Holt was found guilty by the Verde Valley Justice Court for: Count A: Take Javelina in wrong unit; and sentenced Count A: Fined \$215.00.

Officer Peebles was not present, but available by telephone if needed.

Mr. Barber answered questions for the Commission regarding the allowable revocation period that the Commission could assess and whether it could run concurrent or consecutively.

Scott was not present.

**Motion:** Woodhouse moved and Hernbrode and Martin seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF BENJAMIN T. SCOTT TO HUNT, FISH AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF TEN (10) YEARS TO RUN CONSECUTIVELY AFTER HIS CURRENT REVOCATION WHICH RUNS FROM SEPTEMBER 7, 2007 THROUGH SEPTEMBER 7, 2015; 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 BENJAMIN T. SCOTT TO COLLECT THE AMOUNT OF \$500.00 FOR THE LOSS OF ONE (1) JAVELINA; 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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These hearings concluded at 4:28 p.m.

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