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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

CASCADIA WILDLANDS PROJECT,
LEAGUE OF WILDERNESS DEFENDERS -
BLUE MOUNTAINS BIODIVERSITY
PROJECT, OREGON CHAPTER OF THE
SIERRA CLUB,

Plaintiffs,

vs.

WILLIAM ANTHONY, in his capacity as
District Ranger of the Sisters Ranger District
of the Deschutes National Forest; UNITED
STATES FOREST SERVICE, an
administrative agency of the United States
Department of Agriculture,

Defendants.

Civ. Case No. 07-6147-AA

**FIRST DECLARATION OF DANIEL
KRUSE IN SUPPORT OF MOTION
FOR TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

I, Daniel Kruse, being an officer of this Court, do hereby declare and say:

1. I am a staff attorney with the Cascadia Wildlands Project. I am counsel for Plaintiffs. I make this declaration based upon my own personal knowledge.

2. To the best of my knowledge, attached to this declaration are true and correct copies of the following documents:

<u>Exh. No.</u>	<u>Description</u>
1.	The Standards and Guidelines of the Northwest Forest Plan (1994)
2.	The Record of Decision of the Northwest Forest Plan (1994)
3.	Excerpts from Appendix F “response to comments” of the Final Environmental Impact Statement of the Northwest Forest Plan (1994)
4.	The Final Decision Memo for the Black Crater Fire Timber Salvage Project
5.	Excerpts from the Why-chus Late Successional Reserve Assessment (2001)
6.	Bond, M.L., R.J. Gutierrez, A.B. Franklin, W.S. LaHaye, and C.A. May, C.A., and Seamans, M.E. 2002. <i>Short-term effect of wildfires on spotted owl survival, site fidelity, mate fidelity, and reproductive success.</i> Wildlife Society Bulletin 30(4):1022-1028.
7.	Andrews, S., and R.G. Anthony. 2004. <i>Winter Habitat Use by Spotter Owls on Bureau of Land Management within the Boundaries of the Timbered Rock Fire.</i>
8.	Jenness, J.S., P. Beier, J.L. Ganey. 2004. <i>Associations between Forest Fire and Mexican Spotted Owls.</i> Forest Science 50(6):765-772.
9.	Noss., R.F., J.F. Franklin, W.L. Baker, T. Schoennagel, and P.B. Moyle. 2006. <i>Ecological Science Relevant to Management Policies for Fire-prone Forests of the Western United States.</i> Society for Conservation Biology.

10. The Final Decision Memo for the Black Crater Fire Roadside Danger Tree Removal Project (2006)
11. Shatford, J.P.A., D.E. Hibbs, K.J. Puettmann. *Conifer Regeneration after Forest Fire in the Klamath-Siskiyou: How Much, How Soon?* Journal of Forestry, April/May 2007, 139-146.
12. Excerpts from the Draft Environmental Impact Statement for the Toolbox Fire Recovery Project (2003).
13. Noss., R.F., J.F. Franklin, W.L. Baker, T. Schoennagel, and P.B. Moyle. 2006. *Managing fire-prone forest in the western United States*. Front Ecol Environ 4(9): 481–487

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 27th day of June, 2007.

/s/ Daniel Kruse
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