

IN THE COURT OF APPEALS OF THE STATE OF OREGON

CASCADIA WILDLANDS an Oregon non-profit corporation; CENTER FOR BIOLOGICAL DIVERSITY, a California non-profit corporation; and OREGON WILD, an Oregon non-profit corporation,

Petitioners

v.

DEPARTMENT OF FISH AND WILDLIFE, an agency of the State of Oregon; and FISH AND WILDLIFE COMMISSION, an agency of the State of Oregon,

Respondents.

Court of Appeals Case No. _____.

PETITION FOR JUDICIAL REVIEW

1.

Petitioners seek judicial review of the rule to “Remove Gray Wolf from the Oregon List of Endangered Species” adopted by the Oregon Department of Fish and Wildlife on November 9, 2015. That rule amends OAR 635-100-0125 by removing the gray wolf from the List of Endangered Species under the Oregon Endangered Species Act.

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2.

The parties to this review are:

Cascadia Wildlands
(Petitioner)
PO Box 10455
Eugene, OR 97440
(541) 434-1463

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

Center for Biological Diversity
(Petitioner)
P.O. Box 11374
Portland, OR 97211
(503) 283-5474

Oregon Department of Fish and Wildlife
(Respondent)
3406 Cherry Avenue N.E.
Salem, OR 97303

Oregon Wild
(Petitioner)
5825 North Greeley
Portland, OR 97217
(503) 283-0756

3.

Attached to this petition is a copy of the agency rule for which judicial review is sought, along with the Secretary of State Certificate and Order of Filing.

4.


Under ORS § 183.400, the Court shall have jurisdiction to review the validity of the rule even though the Petitioners have not first requested the agency to pass upon the validity of the rule in question. Petitioners are adversely affected or aggrieved by the rule as set forth in the declarations attached to this petition.

5.

Petitioners are willing to stipulate that the administrative record may be shortened. The administrative record may omit duplicative copies of comments

received by the Oregon Fish and Wildlife Commission on the proposed rule from members of the public. However, the administrative record should note how many of these duplicative comments were received.

Dated this 30th day of December, 2015



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Eugene, OR 97401
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Attorneys for Petitioners

CERTIFICATE OF SERVICE

I certify that on December 30, 2015, I served a true copy of this Petition

Judicial Review by certified mail on:

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

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

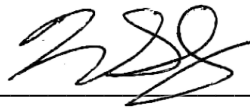
Attorney General of the State of Oregon
Office of the Solicitor General
400 Justice Building
1162 Court Street N.E.
Salem, OR 97301-4096



Nicholas S Cady (OSB # 113463)
Attorney for Petitioners

CERTIFICATE OF FILING

I certify that on December 30, 2015, I electronically filed the foregoing Petition for Judicial Review with the Appellate Court Administrator using the Appellate eFile system.



Nicholas S Cady (OSB # 113463)
Attorney for Petitioners