

Proceedings of the Arizona Game and Fish
 Commission License Revocation and Civil
 Assessment Hearings
 Time Certain – 2:00 p.m.
 Friday, May 14, 2010
 Arizona Game and Fish Department
 5000 West Carefree Highway
 Phoenix, Arizona 85086

PRESENT: (Commission)

(Director's Staff)

Chairperson Jennifer L. Martin
 Vice Chair Robert R. Woodhouse
 Commissioner Norman W. Freeman
 Commissioner Jack F. Husted
 Commissioner John W. Harris

Acting Director Bob Broscheid
 Deputy Director Gary R. Hovatter
 Assistant Attorney General Jim Odenkirk
 Assistant Attorney General Linda Pollock

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

Presenter: Gene Elms, Law Enforcement Branch Chief

Mr. Elms 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. Each of the following individuals were legally noticed for this hearing.

<u>Name</u>	<u>Docket #</u>	<u>Count</u>	<u>Conviction</u>
Terry L. Metteer	2010-0028	Count A:	Take Wildlife Closed Season (Black Tail Prairie Dog)
Jay D. Zamora	2010-0029	Count A:	Possess Unlawfully Taken Wildlife (Mule Deer)
		Count D:	Take Wildlife After Hours (Mule Deer)
Frank Zamora	2010-0030	Count A:	Transport/Possess Unlawfully Taken Wildlife (Mule Deer)
Joseph F. Strus, III	2010-0031	Count A:	Citation 235269 – License Purchase by Fraud (2008)
		Count A:	Citation 235290 – License Purchase by Fraud (2009)
Angel Garcia Perez	2010-0033	Count A:	Possess Unlawfully Taken Wildlife (Big Horn Sheep)

Guy Lee Richmond	2010-0035	Count A:	License Fraud
Mario H. Avalos	2010-0036	Count B:	Possess Unlawfully Taken Wildlife (Mule Deer)
Gary C. Hutchinson	2010-0037	Count A:	Take Wildlife Without Tag (Deer)
		Count B:	Possess Unlawfully Taken Wildlife (Deer)
Marcos Mendoza	2010-0038	Count A:	Obtain 2010 Resident Fish License by Fraud

Roll call was taken and the following were present: Terry Metteer, Jay Zamora, Frank Zamora, Joseph Strus III, Mario Avalos, and Gary Hutchinson.

Mr. Elms 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: Husted moved and Freeman seconded THAT THE COMMISSION VOTE TO TAKE JURISDICTION IN THESE CASES.

Vote: Unanimous

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Terry L. Metteer
Docket # 2010-0028

Metteer was found guilty by the Pima County Consolidated Justice Court for: Count A: Take Wildlife Closed Season (Black Tail Prairie Dog); and sentenced Count A: Restitution paid to AGFD \$175.00.

The Commission discussed with Mr. Elms how the assessment amount was arrived at. It was difficult to determine since it includes years of planning and preparation, but it was certainly a larger amount than what was being assessed.

Case Officer Tilton was present and answered questions for the Commission, including that the shooting distance was about 75 yards and that the area was not very well signed. She also stated that Mr. Metteer entered the area from the north and there was no signage, as the landowner removed the sign.

Metteer was present and addressed the Commission stating that he was shooting at a coyote and did not intentionally shoot the Prairie dog.

Motion: Martin moved and Freeman seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF TERRY L. METTEER 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 TERRY L. METTEER TO COLLECT THE AMOUNT OF \$885.82 FOR THE LOSS OF ONE (1) BLACK TAIL PRAIRIE DOG; 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 Husted explained his vote stating that if Mr. Metteer had said he didn't know he wasn't supposed to shoot the prairie dog, he would vote differently. But he can't believe, at 75 yards, a man with a scoped rifle can make a mistake between a prairie dog and a running coyote. The prairie dog was standing looking at the shooter. The prairie dog area should be signed better so that people know it is there, but his vote is not because of the prairie dog's endangered status.

Commissioner Freeman agreed with Commissioner Husted and also stated that the prairie dog was worth a lot more than what the assessed civil damages represent and further thanked all the volunteers that help with habitat projects like this.

Chairperson Martin stated that the black tailed prairie dog is not an endangered species, but it was a candidate species at one time. There was a negative finding, in part due to this project and the work that is being done to ensure the future of the species. That is how important these kinds of reintroduction projects are and that is why her motion is for the maximum.

Vote: Unanimous

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The cases of Jay D. Zamora and Frank Zamora were related.

Jay D. Zamora
Docket # 2010-0029

Zamora was found guilty by the Douglas Justice Court for: Count A: Possess Unlawfully Taken Wildlife (Mule Deer) and Count D: Take Wildlife After Hours (Mule Deer); and sentenced Count A and Count D: Fined \$250.00 if plea agreement satisfied.

Case Officer Fulk was present.

Zamora was present and addressed the Commission explaining his version of what took place regarding the events surrounding his citation. His comments included that he felt the officer was

hounding them during their hunt, the final shot was taken late because when driving to pick up the animal his vehicle got stuck in a ditch and they had to get it out of the ditch, and he admitted that he initially shot from the truck but has since taken a hunter education course and now understands that he cannot do that. Mr. Zamora provided the Commission with several documents; a written copy of his statement, a research paper that shows the time zones, his cell phone call log (highlighted the time where he called his wife to tell her he was stuck in a ditch), and pictures that he took with the time stamped on it. Mr. Zamora also pointed out what he believed were discrepancies in the officer's report.

Commissioner Husted asked what was meant by the comment "This is the first deer we've taken legally" which indicates that other deer were taken illegally.

Mr. Zamora did not know anything about that. It was his uncle who made that statement.

Commissioner Husted stated that he has been waiting for someone to take responsibility for their actions and Mr. Zamora has mostly done that except for picking apart the officer's report.

Motion: Husted moved and Harris seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JAY D. ZAMORA TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF THREE (3) 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 JAY D. ZAMORA TO COLLECT THE AMOUNT OF \$1,500.00 FOR THE LOSS OF ONE (1) MULE DEER BUCK; 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 Woodhouse confirmed with Mr. Elms that in this case there is the possibility for a ten year revocation; five for take and five for taking after hours.

Vote: Aye - Husted, Harris
Nay - Martin, Woodhouse, Freeman
Failed 3 to 2

Motion: Woodhouse moved and Freeman seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JAY D. ZAMORA 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 **JAY D. ZAMORA** TO COLLECT THE AMOUNT OF **\$1,500.00** FOR THE LOSS OF **ONE (1) MULE DEER BUCK**; 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 - Martin, Woodhouse, Freeman, Harris
Nay - Husted
Passed 4 to 1

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The cases of Jay D. Zamora and Frank Zamora were related.

Frank Zamora
Docket # 2010-0030

Zamora was found guilty by the Douglas Justice Court for: Count A: Transport/Possess Unlawfully Taken Wildlife (Mule Deer); and sentenced Count A: Fined \$452.00 with \$250 suspended if terms of plea agreement satisfied.

Case Officer Fulk was present.

Zamora was present and addressed the Commission stating that he was harassed by the officer for a couple of days. That the officer checked their licenses one day, and came back the next day to make sure they weren't using their OHVs, which didn't have proper tags, and left them a note telling them not to leave behind trash when they packed up camp. He thought he was legal when he helped pack the tagged deer out with his truck.

Commissioner Harris asked about the comment "This is the first deer we've taken legally" and Mr. Zamora did not remember making that statement.

Motion: Harris moved and Woodhouse seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF **FRANK ZAMORA** 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: Aye - Martin, Woodhouse, Freeman, Harris
Nay - Husted

Passed 4 to 1

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Joseph F. Strus, III
Docket # 2010-0030

Strus was found guilty by the Desert Ridge Justice Court for: Count A, Citation 235269: License Purchase by Fraud (2008) and Count A, Citation 235290: License Purchase by Fraud (2009); and sentenced Count A, Citation 235269: Fined \$295.00 and Count A, Citation 235290: Fined \$295.

Case Officer Allen was present.

Strus was present and addressed the Commission stating that he didn't realize he was doing anything wrong. He thought he was a resident of Arizona. He spends six months in Oregon and six months in Arizona but he has lived in Arizona for over 30 years. According to the fishing regulations you only have to live in Arizona for six months to be a resident so he thought he was okay. His job in Oregon relates to fishing and he is afraid of losing his job if his license is revoked.

Commissioner Woodhouse asked about Mr. Strus' voting registration form in which he stated that he no longer lived in Maricopa County or in the State of Arizona, and that the statement is dated in the same month in 2008 that he went out and bought a resident fishing license.

Mr. Strus stated that he did that because he was getting a lot of junk mail, but that he has vehicles registered in Arizona, he banks in Arizona, he's lived with his dad since 2003 and works seasonally in Oregon.

Mr. Joseph F. Stus Jr., father of Joseph Strus III, addressed the Commission and spoke on behalf of his son's good character.

Motion: Woodhouse moved and Harris seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JOSEPH F. STRUS III TO HUNT, FISH, AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF THREE (3) 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.

Commissioner Freeman suggested removing fish from the license revocation.

Commissioner Woodhouse and Commissioner Harris agreed to remove fish from the revocation.

Motion Restated: Woodhouse moved and Harris seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF JOSEPH F. STRUS III TO HUNT AND TRAP IN THE STATE OF ARIZONA BE REVOKED AND HE BE DENIED ANOTHER FOR A PERIOD OF THREE (3) 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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Mario H. Avalos

Docket # 2010-0036

Avalos was found guilty by the Seligman Justice Court for: Count A: Take Wrong Sex (Mule Deer); Count B: Possess Unlawfully Taken Wildlife (Mule Deer); Count C: Waste Edible Game Meat (Mule Deer); and sentenced Count A: Fined \$460.00; Count B: Fined \$460.00; and Count C: Fined \$280.00.

Case Officer Antolik was present.

Avalos was present, but did not wish to speak. He requested through Mr. Elms that the Commission allow him to keep his fishing license.

Motion: Freeman moved and Woodhouse seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF MARIO H. AVALOS 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 MARIO H. AVALOS TO COLLECT THE AMOUNT OF \$1,500.00 FOR THE LOSS OF ONE (1) 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.

Chairperson Martin stated that her vote will have to be based solely upon the report if Mr. Avalos did not wish to speak. Chairperson Martin asked Mr. Avalos from the audience if he would like to come up and speak to his request to keep his fishing license and he declined.

Vote: Unanimous

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Gary C. Hutchinson

Docket # 2010-0037

Hutchinson was found guilty by the Flagstaff Justice Court for: Count A: Take Wildlife Without Tag (White-tailed Deer); Count B: Possess Unlawfully Taken Wildlife (White-tailed Deer); Count C: Knowingly Waste Edible Portions of Big Game Meat (White-tailed Deer) and sentenced Count A, B and C: Fined \$1,173.00.

Case Officer Adams was not present.

Hutchinson was present and addressed the Commission stating that the meat was wasted because he had to remove it from the freezers at work and he would never intentionally waste game meat. He stated he was guilty and that he was truly remorseful and apologized for his actions. Mr. Hutchinson asked the Commission to keep his fishing license.

Motion: Harris moved and Freeman seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF GARY C. HUTCHINSON 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 GARY C. HUTCHINSON TO COLLECT THE AMOUNT OF \$1,500.00 FOR THE LOSS OF ONE (1) WHITE-TAILED 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

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Angel G. Perez

Docket # 2010-0033

Perez was found guilty by the Yuma Justice Court for: Count A, Citation 235295: Possess Unlawfully Taken Wildlife (Big Horn Sheep); and sentenced Count A, Citation 235295: Fined \$617.20.

Perez was not present.

Motion: Woodhouse moved and Freeman seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF ANGEL G. PEREZ 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 ANGEL G. PEREZ TO COLLECT THE AMOUNT OF \$8,000.00 FOR THE LOSS OF ONE (1) BIG HORN SHEEP; 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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Guy Lee Richmond
Docket # 2010-0035

Richmond was found guilty by the Yuma Justice Court for: Count A: License Fraud; and sentenced Count A: Fined \$160.00.

Richmond was not present.

Motion: Freeman moved and Harris seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF GUY LEE RICHMOND 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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Marcos Mendoza
Docket # 2010-0038

Mendoza was found guilty by the Yuma Justice Court for: Count A: Obtain 2010 Resident Fishing License by Fraud; and sentenced Count A: Fine waived.

Mendoza was not present.

Motion: Harris moved and Freeman seconded THAT THE LICENSE(S) AND/OR LICENSES PRIVILEGES OF MARCOS MENDOZA 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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These hearings concluded at 3:59 p.m.

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