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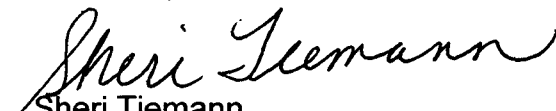
Fish and Game Commission

March 23, 2010

TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a copy of the notice of final consideration on the petition to list the Pacific fisher, which will be published in the California Regulatory Notice Register on March 26, 2010.

Sincerely,


Sheri Tiemann
Staff Services Analyst

Attachment

BOARD OF SUPERVISORS
2010 MAR 29 A 11:52

CALIFORNIA FISH AND GAME COMMISSION
NOTICE OF FINAL CONSIDERATION OF PETITION

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 2073.3 of the Fish and Game Code, the California Fish and Game Commission (Commission), on January 23, 2008, received a petition from the Center for Biological Diversity to list the Pacific fisher (*Martes pennanti*) as an endangered or threatened species.

Pursuant to Section 2073 of the Fish and Game Code, on January 31, 2008, the Commission transmitted the petition to the Department of Fish and Game (Department) for review pursuant to Section 2073.5 of said code.

Pursuant to Section 2074.2 of the Fish and Game Code, the Commission, at its August 7, 2008, meeting in Carpinteria, rejected the petition to list the Pacific fisher as an endangered or threatened species based on a finding that the petition did not provide sufficient information to indicate that the petitioned action may be warranted.

The Commission, at its March 4, 2009, meeting in Woodland: (1) voided and set aside its August 7, 2008, decision rejecting the petition filed by the Center for Biological Diversity to list the Pacific fisher as a threatened or endangered species under the California Endangered Species Act, Fish and Game Code Section 2074.2, subdivision (a)(1); and (2) accepted the petition filed by the Center for Biological Diversity to list the Pacific fisher as an endangered or threatened species, and designated the Pacific fisher as a candidate species.

Pursuant to Section 2074.2, subdivision (a)(2) of the Fish and Game Code, on April 8, 2009 the Commission adopted the formal finding that the Pacific fisher warrants listing as a candidate species.

Pursuant to Section 2074.6 of the Fish and Game Code, the Department submitted a written report to the Commission on March 3, 2010, indicating whether the petitioned action is warranted.

NOTICE IS HEREBY GIVEN that the Commission, pursuant to the provisions of Section 2075 of the Fish and Game Code, has scheduled the petition for final consideration at its April 7, 2010 meeting at the Monterey Best Western, Beach Resort Monterey, 2600 Sand Dunes Drive, Monterey, California.

Copies of the petition, the Department's written report, and minutes of the August 7, 2008 and March 4, 2009 Commission meetings, are on file and available for public review from John Carlson, Jr., Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Written comments or data related to the petitioned action should be directed to the Commission at the aforementioned address.

Fish and Game Commission

Date: March 16, 2010

John Carlson, Jr.
Executive Director