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Intervenors National Rifle Association
14 of America and Safari Club International

15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE DISTRICT OF ARIZONA**
17 **PRESCOTT DIVISION**

18 Center for Biological Diversity, et al.,

19 Plaintiffs,

20 vs.

21 United States Forest Service,

22 Defendant, and

23 National Rifle Association of America
24 and Safari Club International,

25 Proposed Defendant-
Intervenors.

CASE NO. 3:12-cv-08176-PCT-SMM

**DECLARATION OF DON MARTIN
IN SUPPORT OF MOTION FOR
LEAVE TO INTERVENE**

DECLARATION OF DON MARTIN

1
2 I, Don Martin, declare as follows:

3 1. I am an Arizona resident and I have resided in Arizona for virtually my
4 entire life, 65 years.

5 2. I am a member of the National Rifle Association.

6 3. I have worked as a professional hunting guide in Arizona for approximately
7 30 years. I have personally participated in approximately 150 hunts in northern Arizona
8 (including hunts in the Kaibab National Forest) during that time.

9 4. As the former chairman of the Wilderness, Wildlife and Endangered Species
10 subcommittee for the Mohave County Public Lands Use Committee, I personally
11 participated in the discussions with the Arizona Game & Fish Department relating to
12 introducing California condors into northern Arizona. I personally supported the
13 reintroduction effort and suggested that the Mohave County Board of Supervisors also
14 support the project after being told the condors that were going to be transplanted would
15 be designated by the U.S. Fish & Wildlife Service (USFWS) as 10(j); experimental and
16 non-essential, and therefore would not affect current hunting or livestock grazing
17 practices. Subsequently, the Board of Supervisors did vote to send in a letter of support.

18 5. From my experience, I know that hunters overwhelmingly prefer to use lead
19 ammunition for hunting because it is: more available and less expensive than non-lead
20 ammunition, known for being ballistically superior to non-lead ammunition, and is less
21 destructive to firearms during use than is non-lead ammunition. Also, lead ammunition is
22 what most hunters practice with in the off-season when sighting their firearms.

23 6. Hunting is a longstanding tradition in the Kaibab National Forest and
24 sportsmen from all over the United States come to this area to participate in some of the
25 finest big game hunting in the Western United States.

26 7. If hunters are prohibited from using lead-based ammunition in the Kaibab
27 National Forest, I believe such a restriction will negatively impact my business as an
28 outfitter and hunting guide, either because hunters may want to use firearms for which

1 non-lead ammunition is not readily available, or because hunters will object to the
2 additional costs related to a hunting trip just to be forced to use ammunition that is
3 considered inferior (or both). Either way, a lead-based ammunition restriction, if imposed,
4 will likely make hunting in the Kaibab National Forest less desirable to my clientele.

5 In accordance with 28 U.S.C. §1746, I declare under penalty of perjury that the
6 foregoing is true and correct.

7 Executed on this 12th day of April, 2016, at Kingman, Arizona.

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10 Don Martin

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of April, 2016, I electronically transmitted the foregoing Declaration to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following

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/s/ Douglas S. Burdin
Douglas S. Burdin

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