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

CENTER FOR BIOLOGICAL DIVERSITY,  
et al.

Case No.: 3:12-cv-08176-SMM

Plaintiff,

vs.

UNITED STATES FOREST SERVICE, et  
al.,

Defendants,

NATIONAL RIFLE ASSOCIATION OF  
AMERICA and SAFARI CLUB  
INTERNATIONAL,

Defendant-Intervenor.

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**DECLARATION OF MICHAEL JOHN RUSING**

I, Michael John Rusing, declare as follows:

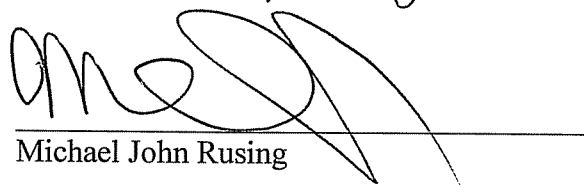
1. I am a resident of Tucson, Arizona.
2. I practice law, and am a member of the Arizona Bar.
3. I am a lifetime member of the National Rifle Association of America, and I was a Hunting & Conservation Committee member from 2004-2008.
4. I am a Life Member of Safari Club International (“SCI”), and have been a member of the Southern Arizona Chapter of SCI for approximately 24 years.
5. I am a founding and life member of the Arizona Antelope Foundation, and I have been a member for the last 19 years; a life member of the Desert Bighorn Sheep Society, and a member of the National Wild Turkey Federation.

- 1 6. I was honored to be selected as the Environmentalist of the Year in 2007 by the Arizona  
2 Game and Fish Department.
- 3 7. I started hunting about 54 years ago with friends and family while I was growing up in  
4 Prescott, Arizona.
- 5 8. I have hunted all over the United States: in Alaska for ducks, fox, deer and bear; in  
6 Alabama for deer; in California for tule elk and Roosevelt elk; in Colorado for deer and  
7 elk; in Hawaii for deer; in Illinois for waterfowl and pheasant; in Kansas for turkey and  
8 pheasant; in Missouri for deer; in Montana for upland game and pheasant; in North  
9 Dakota for upland game and waterfowl; in Oregon for blacktail deer and Roosevelt elk;  
10 in South Dakota for pheasant and waterfowl; in Tennessee for boar and bear; in Texas for  
11 deer, waterfowl, boar, exotics, quail and turkey; and in Wyoming for turkey and white  
12 tail deer.
- 13 9. I have also hunted outside of the United States. In Canada, I hunted caribou, cranes,  
14 geese and grouse; in Mexico I hunted turkey, dove, quail, geese, deer and ducks; in New  
15 Zealand I hunted ducks, geese and tahr; in South Africa I hunted plains game; in Spain I  
16 hunted ibex and red stag; and in Zimbabwe, I hunted leopard, crocodile, cape buffalo, and  
17 bushbuck sable.
- 18 10. I have hunted just about everywhere in Arizona for coues deer, mule deer, bison,  
19 antelope, javelina, bear, and various birds.
- 20 11. In the Kaibab National Forest in Arizona, I have hunted mule deer and bison. I used lead  
21 ammunition for hunting deer and non-lead ammunition that I got from the State of  
22 Arizona for hunting bison.
- 23 12. When I used the non-lead ammunition, I found that it performed very poorly, because it  
24 does not expand. I had the same experience when I used non-lead ammunition while  
25 hunting in California.
- 26 13. When I hunted with lead-based ammunition, I generally recovered it and removed it from  
27 the area.
- 28 14. Around the time the complaint in this case was filed I had definite plans to hunt deer and  
bison in the Kaibab National Forest in the House Rock Valley, and Unit 12A areas.  
Today, I have definite plans to hunt in the Kaibab National Forest in the near future.
15. If this litigation is successful and I am prevented from using lead-based ammunition, it  
will deprive me of the opportunity for a successful and enjoyable hunt because it will  
prevent me from using the most effective and efficient ammunition.
16. I make this declaration in support of the motion to intervene of Safari Club International  
and the National Rifle Association of America.

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

Dated this 7<sup>th</sup> day of April, 2016, at Cucson, Arizona

  
Michael John Rusing

**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 CM/ECF registrants:

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