

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

CENTER FOR BIOLOGICAL DIVERSITY,  
et al.

Plaintiff,

vs.

UNITED STATES FOREST SERVICE, et  
al.,

Defendants,

NATIONAL RIFLE ASSOCIATION OF  
AMERICA and SAFARI CLUB  
INTERNATIONAL,

Defendant-Intervenor.

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

**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 20 years.
5. I am a founding and life member of the Arizona Antelope Foundation, and I have been a member for the last 15 years; a life member of the Desert Bighorn Sheep Society, and a member of the National Wild Turkey Federation.

6. I was honored to be selected as the Environmentalist of the Year in 2007 by the Arizona Game and Fish Department.

7. I started hunting about 50 years ago with friends and family while I was growing up in Prescott, Arizona.

8. I have hunted all over the United States: in Alaska for ducks, fox, deer and bear; in Alabama for deer; in California for tule elk, boar, and Roosevelt elk; in Colorado for deer and elk; in Hawaii for deer; in Illinois for waterfowl and pheasant; in Kansas for turkey and pheasant; in Missouri for deer; in Montana for upland game and pheasant; in North Dakota for upland game and waterfowl; in Oregon for blacktail deer and Roosevelt elk; in South Dakota for pheasant and waterfowl; in Tennessee for boar and bear; in Texas for deer, waterfowl, boar, exotics, quail and turkey; and in Wyoming for turkey and white tail deer.

9. I have also hunted outside of the United States. In Canada, I hunted caribou, cranes, geese and grouse; in Mexico I hunted turkey, dove, quail, geese, deer and ducks; in New Zealand I hunted ducks, geese and tahr; in South Africa I hunted plains game; in Spain I hunted ibex and red stag; and in Zimbabwe, I hunted leopard, crocodile, cape buffalo, and bushbuck sable.

10. I have hunted just about everywhere in Arizona for coues deer, mule deer, bison, antelope, javelina, bear, and various birds.

11. In the Kaibab National Forest in Arizona, I have hunted mule deer and bison. I used lead ammunition for hunting deer and non-lead ammunition that I got from the State of Arizona for hunting bison.

12. When I used the non-lead ammunition, I found that it performed very poorly, because it does not expand. I had the same experience when I used non-lead ammunition while hunting in California.

13. When I hunted with lead-based ammunition, I generally recovered it and removed it from the area.

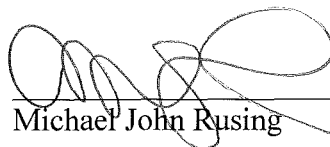
14. I have definite plans to return to the Kaibab National Forest to hunt deer and bison in the House Rock Valley, and Unit 12A areas.

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.

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

Dated this 22<sup>nd</sup> day of October, 2012, at Tucson, Arizona



Michael John Rusing

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CERTIFICATE OF SERVICE

I hereby certify that on this 21<sup>st</sup> day of November, 2012, I electronically transmitted the Declaration of Michael John Rusing 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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/s/C.D. Michel  
C.D. Michel