

Decision Record

Determination of NEPA Adequacy (DNA)

DOI-BLM-NV-W030-2014-0008-DNA

Sage Grouse Research and Collaring in Wilderness

I have reviewed this Documentation of Land Use Plan Conformance and Determination of NEPA Adequacy (DNA) and have determined that the proposed action is in conformance with the approved land use plan (Black Rock Desert High Rock Canyon Emigrant Trails National Conservation Area, Associated Wilderness and Other Contiguous Lands: BLM/WN/PL-03/27+1793 Date Approved: July 2004).

On the basis of the information contained in the DNA Worksheet (attached), it is my determination that implementation of the proposed action will not have environmental impacts beyond those already addressed in the following NEPA documents:

Arizona Game And Fish authored for BLM EA-AZ-025-94-057; Transplant of Desert Bighorn Sheep into the Artillery Mountains; DR/FONSI dated 11/22/1994; this documents specifically references the collaring of animals in designated Wilderness

DOI-BLM-AZ-C0101-2013-0038-DNA; Black Mountains & Poachie Mountains Bighorn Capture and Release 2013; DR FONSI dated 6/17/2013; this documents specifically references the collaring of animals in designated Wilderness

DOI-BLM-AZ-030-2001-0035-EA; Programmatic Environmental Assessment for the Reintroduction and Supplemental Releases of Desert Bighorn Sheep in Mohave, Yavapai, Coconino, and La Paz counties; this documents specifically references the collaring of animals in designated Wilderness

DOI-BLM-NV-W030-2011-0001-EA; Black Rock Desert- High Rock Canyon Emigrant Trails National Conservation Area Wilderness Management Plan Environmental Assessment; DR/FONSI dated 12/21/2012; this document specifically references wildlife monitoring within the immediate geographic area and designated wilderness.

It has been determined that the approval of the proposed action is consistent with the scope of the aforementioned NEPA documentation. Any authorization of the proposed action is subject to specifications as identified in the DNA, therefore, it is my decision to implement the project as described in the DNA Worksheet.

AUTHORITY

1. BLM Manual 6340

APPEAL PROVISIONS

A person who wishes to appeal to the Interior Board of Land Appeals must do so under 43 CFR 4.411 and must file in the office of the officer who made the decision (not the board), in writing to Gene Seidlitz , District Manager, Winnemucca District, 5100 East Winnemucca Boulevard, Winnemucca, Nevada 89445. A person served with the decision being appealed must transmit the notice of appeal in time to be filed in the office where it is required to be filed within thirty (30) days after the date of service.

The notice of appeal must give the serial number or other identification of the case and may include a statement of reasons for the appeal, a statement of standing if required by § 4.412(b), and any arguments the appellant wishes to make. Attached Form 1842-1 provides additional information regarding filing an appeal.

No extension of time will be granted for filing a notice of appeal. If a notice of appeal is filed after the grace period provided in §4.401(a), the notice of appeal will not be considered and the case will be closed by the officer from whose decision the appeal is taken. If the appeal is filed during the grace period provided in §4.401(a) and the delay in filing is not waived, as provided in that section, the notice of appeal will not be considered and the appeal will be dismissed by the Board.

The appellant shall serve a copy of the notice of appeal and any statements of reason, written arguments, or briefs under §4.413 on each adverse party named in the decision from which the appeal is taken and on the Office of the Solicitor, Pacific Southwest Regional Solicitor, U.S. Department of the Interior, 2800 Cottage Way, Room E-2753, Sacramento, California 95825-1890.

Service must be accompanied by personally serving a copy to the party or by sending the document by registered or certified mail, return receipt requested, to the address of record in the bureau, no later than 15 days after filing the document.

In addition, within thirty (30) days of receipt of this decision you have the right to file a petition for a stay together with your appeal in accordance with the regulations at 43 CFR 4.21. The petition must be served upon the same parties specified above.

Pursuant to 43 CFR 4.47I(c), a petition for stay, if filed, must show sufficient justification based on the following standards:

- 1) The relative harm to the parties if the stay is granted or denied;
- 2) The likelihood of the appellant's success on the merits;
- 3) The likelihood of immediate and irreparable harm if the stay is not granted; and,
- 4) Whether the public interest favors granting the stay.

43 CFR 4.471 (d) provides that the appellant requesting a stay bears the burden of proof to demonstrate that a stay should be granted.

At the conclusion of any document that a party must serve, the party or its representative must sign a written statement certifying that service has been or will be made in accordance with the applicable rules and specifying the date and manner of such service (43 CFR 4.422(c)(2)).

Authorized Official: /s/ Gene Seidlitz
Gene Seidlitz , District Manager, Winnemucca District

Date: 3/21/14

Attachments:
DNA Worksheet