

IN THE COURT OF APPEALS OF THE STATE OF OREGON

CASCADIA WILDLANDS an Oregon non-profit corporation;  
CENTER FOR BIOLOGICAL DIVERSITY, a California non-profit corporation; and  
OREGON WILD, an Oregon non-profit corporation,  
Petitioners,

v.

DEPARTMENT OF FISH AND WILDLIFE, an agency of the State of Oregon; and  
FISH AND WILDLIFE COMMISSION, an agency of the State of Oregon,  
Respondents,

and

OREGON CATTLEMEN'S ASSOCIATION, and  
OREGON FARM BUREAU FEDERATION,  
Intervenor-Respondents,

and

WALLOWA COUNTY, a political subdivision of the State of Oregon,  
Intervenor-Respondent.

Court of Appeals No. A161077

**ORDER OF DISMISSAL**

Counsel for respondent Oregon Department of Fish and Wildlife and Fish and Wildlife Commission, has informed the court that this judicial review is probably moot. The Oregon Cattlemen's Association and the Oregon Farm Bureau Federation join in the notice of mootness. Respondents bring to the court's attention that on March 14, 2016, Governor Kate Brown signed HB 4040, ratifying the agency's amendment to OAR 635-100-0125, which amendment is the subject of this judicial review, thereby rendering petitioners' challenge to the amendment moot.

The court concurs that the enactment of HB 4040 renders the judicial review moot and dismisses the judicial review on that ground.

Judicial review dismissed.

 04/22/2016  
10:59 AM  
JAMES W. NASS  
APPELLATE COMMISSIONER

**ORDER OF DISMISSAL**

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563

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**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party:

Costs: No costs allowed

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c: Nicholas Stanton Cady  
Daniel R Kruse  
Carson L Whitehead  
Caroline Lobdell  
Scott Horngren  
Dominic M Carollo  
Benjamin Gutman  
Damien M Schiff

ej

**ORDER OF DISMISSAL**

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