



**Nevada Outfitter & Guide Association**  
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August 6, 2010

Dear Commissioners & CAB Board Members:

We would appreciate your support of Commission General Regulation Number 391 returning to the original regulatory language that allowed applicants for the Restricted Nonresident Guided Deer Hunt Draw who were unsuccessful or rejected to apply in the main draw.

The law and regulation that established the Restricted Nonresident Guided Deer Hunt Draw had been in place since 1989 without any serious controversy until the United States Outfitters' lawsuit resulted in a ruling in 2004 that inflamed anti-guide and anti-nonresident sentiment. We believe that it is no coincidence that our nonresident applicants started to decline at this point after years of steady increases. This decline accelerated after Commission action in 2006 that removed the opportunity for unsuccessful applicants in the Restricted Draw to apply in the main draw.

The decline in applications has cost the guide industry, the support industries and the Department of Wildlife. We anticipated that any statistics that we supplied to support this fact would be questioned so we asked the Department and Systems Consultants to estimate the revenue loss. Some of the individuals at the Ely Commission meeting must have believed that this Association provided the statistics, and our members in attendance were left with the impression that we were being accused of intentionally misleading people with inflated numbers.

Loss or gain over a period of time is figured from a baseline. The Department used a four year average of applications before the NAC change that removed the main draw for the unsuccessful Restricted Draw applicants to establish that baseline. Each following year's estimated loss of revenue is calculated using that baseline, or high point of applications. We would have used the highest year of applications as a baseline, and we believe the Department's estimates are conservative.

To illustrate with a situation we all can identify with, the loss in population of our deer herds is not calculated from a baseline using the 2009 population estimate. The loss is regularly compared to population figures from years ago.

Thank you for your consideration,

Henry Krenka  
President

Cc: Ken Mayer, Director  
NOGA Members