

From: [Noreen Walsh](#)
To: [Matt Hogan](#)
Subject: ??
Date: Thursday, April 07, 2016 1:37:21 PM

In Greater Yellowstone

Coalition v. Servheen, a lawsuit challenging the delisting, the United States Court of Appeals for the Ninth Circuit vacated and remanded the delisting rule because the FWS failed to explain how future losses in whitebark pine seeds, a vital grizzly food source, would affect the grizzlies. In the second part of the Ninth Circuit's decision, the court upheld the FWS's analysis of existing adequate regulatory mechanisms protecting grizzlies after delisting. The court declined to clarify that the final conservation strategy should not be considered a regulatory mechanism, thus leaving uncertainty as to whether the FWS may rely on voluntary, non-binding agreements as regulatory mechanisms in future delisting decisions.

*Noreen Walsh
Regional Director
Mountain-Prairie Region
U. S. Fish and Wildlife Service
303 236 7920*