**PUBLIC OYSTER SEED GROUND VESSEL PERMIT APPEALS BOARD**

MEETING MINUTES

AUGUST 27, 2010 – 10:30 A.M.

2ND FLOOR CONFERENCE ROOM

LDWF OFFICE IN THE UNO ADVANCED TECHNOLOGY BUILDING

2021 LAKESHORE DRIVE, NEW ORLEANS, LA 70122

Board Members Present:

1. Jakov Jurisic, Chairman
2. Wilbert Collins
3. Dan Coulon
4. Buddy Daisy
5. Byron Encalade
6. Brad Robin

Board Members Absent:

1. Shane Bagala
2. Rodney Fox
3. Peter Vujnovich, Jr.

Meeting called to order by Chairman Jurisic at 10:34am.

AGENDA

1. Approval of Minutes from Meeting of July 27, 2010

* Wilbert Collins – Motion to Approve
  + Dan Coulon – Seconded
  + MOTION CARRIED (unanimous)

1. Hearing of Previously Deferred Appeals
   1. Donald Joost (attending)

* Has attended previous meetings
* Claims to have fished Louisiana oysters in the 1980’s and 1990’s
* Last fished for oysters in February 2005
* LDWF not able to locate trip tickets for Joost that would support his claim that he sold oysters to Bayou Caddy in February 2005
* Does not recall whether or not he signed LDWF trip tickets for his catches in February 2005
* Has provided affidavits from Bayou Caddy stating they purchased oysters from Joost in February 2005
* Previously provided copies of cancelled checks from Bayou Caddy made out to Joost and dated February 2005
* The Board had previously requested Joost provide documentation stating the canceled checks from Bayou Caddy were for the purchase of oysters [the checks lacked any memo stating what the checks were for]
  + No documentation to that effect was received by LDWF or the Board
* Jakov Jurisic expressed concern that Bayou Caddy may have exposed itself to possible repercussions by providing an affidavit stating they did buy oysters from Joost, but LDWF does not have records of trip tickets being submitted by Bayou Caddy for Joost.
* Brad Robin feels evidence is sufficient to recommend a permit
* Dan Coulon believes Bayou Caddy’s willingness to risk penalty tells a lot about their belief in Joost
* Brad Robin – Motion to Recommend a Permit be Issued
  + Dan Coulon – Seconded
    - Wilbert Collins asked Joost if he knows what a trip ticket is
    - Joost said he did
  + MOTION CARRIED (unanimous)
  1. Tonci Gabre (attending)
     + Appeal has been heard five times previously
     + Provided photos of his vessel of both before and after conversion to an oyster fishing vessel
     + Provided copies of receipts showing the purchase of materials used to outfit the vessel for oyster fishing
     + Verified that the vessel for which he is appealing is the only vessel he owns
* Brad Robin – Motion to Recommend a Permit be Issued
  + - * Dan Coulon – Seconded
      * MOTION CARRIED (unanimous)
  1. Lawrence Peterson (not attending)
     + Has not attended any of the four meetings in which his case was to be heard
     + Last letter sent to Peterson by LDWF indicated that failure to appear at the next Board meeting could result in the Board’s recommendation for denial of a permit
     + Dan Coulon – Motion to Recommend Denial of a Permit
       - Brad Robin – Seconded
       - MOTION CARRIED (unanimous)

1. Set next meeting date

* Wilbert Collins – Motion to set next meeting date for 10:30am in conjunction with the next Oyster Task Force (OTF) meeting if a Board meeting is needed\*
  + Byron Encalade – Seconded
  + MOTION CARRIED (unanimous)

1. Adjourn

* Wilbert Collins – Motion to Adjourn
  + Buddy Daisy – Seconded
  + MOTION CARRIED (unanimous)

Meeting adjourned at 11:37pm

Duration of Meeting: 1 hr. 3 min.

Minutes submitted by Ty Lindsey, LDWF Biologist

\*The OTF met later the same day as scheduled and set Tuesday, October 19, 2010 as their next meeting date. Therefore, the next Public Oyster Seed Ground Vessel Permit Appeals Board meeting is tentatively scheduled for 10:30am on Tuesday, October 19, 2010 at the LDWF offices on the UNO campus. As of the adjournment of the meeting, the Public Oyster Seed Ground Vessel Permit Appeals Board had dispensed with all standing appeals. The October 19, 2010 meeting will take place only if a new appeal case is received by LDWF prior to that date.