

**LAW OFFICES OF ANTHONY V. NIZETICH**

**Public Advocacy • Legal Consultation • Port Tenant Issues**

Exhibit D.2.e  
Supplemental Public Comment 4  
November 2002

October 29, 2002

**VIA FAX (503) 820-2299**

Mr. Hans Radke, Chairman  
Pacific Management Council  
7700 N.E. Ambassador Place, Suite 200  
Portland, Oregon, 97220

Re: Highly Migratory Species Advisory Sub-panel Statement  
Adoption of final Highly Migratory Species Fishery Management Plan

Dear Mr. Radke:

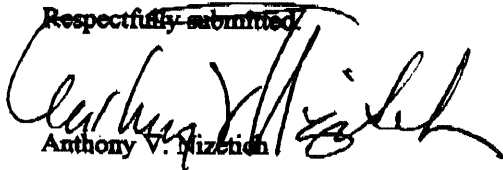
I believe that I notified your office that I would not attend the HMSAS meeting on October 22-23 due to a prior commitment in Wash. D.C. I returned on Oct. 28<sup>th</sup> and received a call from Pete Flournoy concerning HMSAS action taken on October 22<sup>nd</sup> in opposition to the Draft HMS Fisheries Management Plan.

I fully concur and with the Panels opposition to the FMP and so wish that my opposition vote be registered and made part of the record. For the record also, I have instructed and requested of Augie Felando to vote on my behalf and articulate my views that are adequately set forth in the HMSAS statement in opposition to the FMP. Please take particular note of the four reasons why the Panel cannot support the FMP.

Not being privy to the Pacific Council 's long and arduous meetings, discussions with fishermen, processors sportsmen and the scientific community, other related interested groups and sub panels work over the years, I must make the following observation and statement. I sincerely commend those individuals on the sub panel, and you are aware of who they are, that have, over the years continuously reminded the Federal Agencies over seeing fisheries, that Highly Migratory Species belong to the world. If there are to be controls, regulations, laws, etc., why should the U.S. government burden the American fishermen with more regulations, controls, limitations etc.? Our International Treaties and our participation in the various International Fisheries Commissions have this responsibility and should carry the burden.

Sorry I could not attend the meeting. I trust my sentiments will be properly noted.

~~Respectfully submitted,~~

  
Anthony V. Nizetich

AVN:tn

CC: Mr. Donald O. McIsaac via Fax at (650) 570-0540  
Mr. Augie Felando via Fax at (650) 570-0540

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