

AGENDA
STATE BOARD OF AGRICULTURE
DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

Wednesday, June 4th
10:00 A.M.

2800 N Lincoln Blvd
Oklahoma City, OK 73105

1. Call to Order
2. Roll Call
3. Declaration of a Quorum
4. Introduction of Guests
5. Consideration and Proposed Action on Minutes of Regular Board Meeting of April 21, 2025.
6. Consideration and Proposed Action on Division Reports
 - A. Administrative Services – Dan Ridings
Summary of present financial condition of the agency and monthly activities in the following areas: Finance, Human Resources, Fleet Management, Data Processing and Agriculture Law Enforcement Investigators.
 - B. Laboratory Services – Brian McDowell
Summary of analytical activities, customer contacts, and other pertinent information related to laboratory operations.
 - C. Forestry Services – Andy James
Summary of activities and accomplishments in resource protection and rural fire defense, forest management and regeneration, water quality, urban forestry, forestry education and law enforcement. Includes statistics on wildfires and law enforcement activity and narrative of forestry program highlights for the month.
 - D. Consumer Protection Services – Kenny Naylor
Addresses stop sale orders on insect and disease infested crops, phytosanitary certificates issued, insect survey summaries, pesticide registration updates, pesticide inspections, seed program and seed laboratory updates, weights and measures reports, scanner inspections, grain warehouses and meetings attended by division personnel.

- E. Animal Industry Services – Rod Hall, DVM
Addresses information and activities of staff related to control and eradication of animal diseases affecting livestock and livestock market audits. It also addresses emergency response preparation and education for response to any outbreak of foreign, emerging and/or eradicated disease.
- F. Wildlife Services – Justin Cooper
Summary of activities and accomplishments in wildlife damage management to protect state resources such as agriculture, property, natural resources, and public health and safety from wildlife damage and wildlife threats.
- G. Agricultural Statistics – Troy Marshall
Addresses the current crop conditions and livestock inventory numbers. Also included is a report on the number of information requests received, reports released during the previous month, reports to be released during the current month, and the meetings attended by Division personnel during the previous month.
- H. Market Development Services – Meriruth Sellers
Summary of the accomplishments, projects and events of Ag in the Classroom, Agritourism, Communications, Domestic Marketing (Made in Oklahoma, Made in Oklahoma Coalition), Diversified Marketing (Farmers Market, Specialty Crop Block Grants, Farm to School), International Marketing, Market News and Rural Economic Development.
- I. Agricultural Environmental Management Services – Teena Gunter
Executive summary that addresses Swine Feeding Operations, registered poultry feeding operations and poultry waste applicators, National Pollutant Discharge Elimination System (NPDES), plus agricultural composting facilities, and Commercial Pet Breeders and Shelters. Includes numbers and statistics on complaint investigations, technical assistance contacts, inspections, enforcement/compliance activities and seminars/meetings attended by Division personnel for the month.
- J. Office of General Counsel – Teena Gunter
Summarizes activities of the division, including rules, collections, legal research, meetings, support for programs, contracts, employment issues, open records requests, farming and ranching incorporations, and informal and formal enforcement actions before the Board, district court, and federal court.
- K. Food Safety Services – Scott Yates
Addresses the inspection of meat, poultry, egg, and milk processing facilities to determine compliance with regulatory standards.
- L. Ag Communications and Outreach Update – Jan Lee Rowlett

7. Consideration and Proposed Action on Purchases/Contracts
8. Consideration and Proposed Action on Cases Resolved by Stipulations

Agricultural Environmental Management Services

Jeffrey Jantz, 2507 County Street 2900, Chickasha, Oklahoma
Navada Jeffries, P. O. Box 143, Jay, Oklahoma
Lengo 19447, LLC, 16310 U. S. 59 North, Keota, Oklahoma
Rodney Linsenmeyer, 1021 Charles Page Blvd., Tulsa, Oklahoma
Colin McDaniel, 446873 E. 320 Road, Vinita, Oklahoma
Vuong Vi & Nam Ngo, 2250 Green Acres Road, Idabel, Oklahoma
Lea Thao, 472538 E. 754 Road, Westville, Oklahoma

Consumer Protection Services

7- Eleven, 1333 E. Lindsey, Norman, Oklahoma
7- Eleven, 642 N. W. 12th, Moore, Oklahoma
7- Eleven 1041 N. W. 12th, Moore, Oklahoma
Casey's General Stores, Inc., 31258 U. S. 70, Ringling, Oklahoma
Central Custom Ag Aviation, 3195 CR 1140, Hydro, Oklahoma
Vail Landscaping, LLC, 1704 Manor Drive, Oklahoma City, Oklahoma

****Possible Executive Session (if approved by the required number of members present):**
As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

9. Consideration and Proposed Action on Cases Resolved by Consent Order

Consumer Protection Services

Penguin Agribusiness, LLC, 2653 N. 377 Road, Holdenville, Oklahoma

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10. Next Board meeting scheduled for **July 23, 2025**, at Oklahoma City, Oklahoma.
11. Old Business
12. New Business – Under the Open Meeting Act, this agenda item is authorized only for matters not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda.
13. Adjournment
**Members of the Board and staff from ODAFF may join for lunch. Board Members, staff, and the public may discuss program issues during lunch; no votes or action will be taken during the lunch.*

**OFFICIAL PROCEEDINGS
OF THE STATE BOARD OF AGRICULTURE
DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**

Oklahoma City, Oklahoma
April 21, 2025

The Oklahoma State Board of Agriculture met in regular session at 12:01 p.m., April 21, 2025, in Oklahoma City, Oklahoma. Written notice of this meeting was filed with the Secretary of State. A notice was posted at the Agriculture Building 24 hours prior to the meeting setting forth thereon the date, time, place and agenda for the meeting and an agenda was posted on the agency website.

Members Present: Brent Bolen
 Blayne Arthur
 Clay Burtrum
 Nocona Cook
 Joe Farris

Others Present: Kalley Whitlock, Executive Secretary
 JanLee Rowlett, Deputy Commissioner
 Kirsten Hollansworth, Public Engagement Specialist
 Daniel Ridings, Director, Administrative Services
 Brian McDowell, Director, Laboratory Services
 Kenny Naylor, Director, Consumer Protection Services
 Andy James, Forestry Services
 Teena Gunter, Director, Agricultural Environmental
 Management Services & Office of General Counsel
 Dr. Alicia Gorczyca-Southerland, Animal Industry Services
 Scott Yates, Director, Food Safety
 Justin Cooper, Director, Wildlife Services
 Troy Marshall, Director, Agricultural Statistics
 Meriruth Sellers, Director, Market Development
 Chief Doug Elliot, Investigative Services
 Marla Peek, Oklahoma Farm Bureau

Ms. Arthur called the meeting to order, and a quorum was declared.

A motion was made by Mr. Bolen, seconded by Mr. Farris, to approve the minutes of the regular meeting of March 12, 2025, as presented.

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Cook, to approve the division reports as submitted.

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Burtrum, seconded by Mr. Bolen, to approve the following purchases/contracts as submitted.

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Cook, seconded by Mr. Burtrum, to approve the Proposed Action on Cases Resolved by Stipulations as submitted.

Agricultural Environmental Management Services

Tommy Tran, 3202 Glover Golden Road, Broken Bow, Oklahoma

Steve Vue, 12679 W. HWY 16, Haskell, Oklahoma

Consumer Protection Services

Four State Spray Service, LLC, P. O. Box 451507, Grove, Oklahoma

Heinen Brothers Agra Services, Inc., 16705 W. Hubbard Rd., Blackwell, Oklahoma

Orkin, LLC, 1401 S. E. 1st, Lawton, Oklahoma

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The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Cook, seconded by Mr. Bolen, to approve the Proposed Action on Cases Resolved by Consent Order as submitted.

The Board discussed the current approach to fine determinations and enforcement. The Board provided direction to General Counsel to limit fine negotiations and to enforce fines more strictly going forward.

Consumer Protection Services

Dream Earth, 23008 County RD. 1560, Stonewall, Oklahoma

Tahah Lawn & Landscape, 626 S. W. Landmark Cir., Geronimo, Oklahoma

Red Queen Extracts, LLC, P. O. Box 310, Chickasha, Oklahoma

Superior Termite and Pest Control, 205 S. 85th E. Ave., Tulsa, Oklahoma

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The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Bolen, seconded by Mr. Cook, to approve the Proposed Action on Recommendation of the Administrative Law Judge.

Agricultural Environmental Management Services

Niki Latendresse, Iron Dog Kennel, 20585 S 4200 Rd, Claremore, Oklahoma

****Possible Executive Session (if approved by the required number of members present):** As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Bolen, seconded by Mr. Burtrum, to approve the Proposed Action on Recommendation of the Administrative Law Judge. Mr. Cook mentioned a correction on the stipulation page.

Food Safety Services

Joel Skip Mitchell dba The Forum Group, LLC, 406 Winona Blvd, Lindsay, Oklahoma

****Possible Executive Session (if approved by the required number of members present):** As authorized by the Oklahoma Open Meeting Act in Section 307(B)(8) of Title 25 of the Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

A motion was made by Mr. Bolen, seconded by Mr. Farris, to approve the Proposed Action on Recommendation of the Administrative Law Judge.

Food Safety Services

Dennis Yoder, 11106 S. 427 Rd, Inola, Oklahoma

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Oklahoma Statutes, an executive session may be held for the purpose of “[e]ngaging in deliberations or rendering a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act.”

The vote was as follows:

Bolen	Aye
Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

There was no old or new business presented for the Board to take action upon. Mr. Burtrum moved, Mr. Cook seconded, that the meeting be adjourned at 1:29 p.m.

By _____
President

ATTEST: _____
Executive Secretary

April 21, 2025 BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY26 – OMES Central Printing - \$7,000

FY26- Presort Mail Services - \$7,000

FY26- ImageNet Consulting – \$14,000

Annual Laserfiche software maintenance (LSAP) renewal for the agency document scanning software.

FY26 - Compsource - Rural Firefighters Workers Compensation - \$171,300

Premiums for insurance to cover the claims of injured rural firefighters. ODAFF would be in violation of state law. This would increase the state's liability in the event of the injury of uninsured rural firefighter. Legislative directed spending.

FY26 - Rural Fire Pension Fund - \$92,000

The Oklahoma Firefighters Pension and Retirement System shall determine the number of persons who are eligible members of the Oklahoma Firefighters Pension and Retirement System. Upon adequate documentation of membership in the Oklahoma Firefighters Pension and Retirement System pursuant to the provisions of subsection D of Section 351 of Title 19 of the Oklahoma Statutes, the State Department of Agriculture shall make a transfer payment from the Volunteer Firefighter Employer Contribution Payment Revolving Fund to the Oklahoma Firefighters Pension and Retirement System. The amount transferred shall equal the sum of Sixty Dollars (\$60.00) multiplied by the number of members as certified by the System to the Department. Legislative directed spending.

FY26 AT&T Wireless - \$70,000.00

This purchase is for the agency pooled plan cellular service. This purchase allows agency employees to conduct state official abroad which increases efficiency and productivity. This allows for internet connectivity to cell phones, hotspots and iPads. If not approved, the agency will become less efficient and greatly reduce agency response times and agency deliverables. This expense is vital to agency operations.

FY26 Comdata Inc. - \$1,650,000

This purchase is for agency fuel and maintenance of the fleet. Each agency vehicle is issued a credit card for fuel and maintenance purposes which are tracked on a monthly basis. If not approved, the agency will become less efficient and greatly reduce agency response times and agency deliverables. This expense is vital to ensure agency operations

FY26 Agency Workers Comp Insurance premium - \$200,000

Premiums for insurance to cover the claims of injured workers. ODAFF would be in violation of state law. If not approved, this would increase the State's liability in the event of the injury of uninsured state employees.

FY26 Onsite Security Guard Services (Prosecur Security) - \$70,000

The agency has onsite security services for building and personnel safety. Without this service agency property and employee safety would be placed at a greater risk daily.

FY26 Bank of America – Credit Card charges - \$5,000

The State contracts with Bank of America to process credit card payments. If not approve, ODAFF will not be able to accept credit card payments in person, mail order or for the online store operated by Forestry.

FY26 Federal Express - \$65,000

This purchase is a release against the mandatory statewide contract for small package delivery. This allows for the agency to conduct daily mail services. Without this purchase the agency would be unable to send packages, thus resulting in potential work stoppage of agency activities.

FY26 Petroleum Traders (Bulk Fuel) - \$95,000

Forestry Services has several remote office locations with heavy firefighting equipment. Providing bulk fuel allows for these locations to fuel its firefighting equipment and remain in a ready status when dispatched. Without this purchase this could greatly reduce agency response times, thus putting the public and property at greater risk.

FY26 National Association of State Departments of Agriculture (NASDA) - \$17,000

NASDA grows and enhances agriculture by forging partnerships and creating consensus to achieve sound policy outcomes between state departments of agriculture, the federal government, and stakeholders. Without this membership the agency would no longer be allowed to vote/approve NASDA policy priorities. This would weaken agency partnerships and discontinue agency resources; such as member leadership, regulatory expertise, political connections, white papers and subject matter experts. NASDA's tactics support the strategic initiatives, which carry out the business objectives of our mission statement and strategic intent statement.

FY26 Oklahoma Capital Improvement Authority – Bond Payments - \$1,670,286

Payments on the bond that financed the construction of the Agriculture Lab building. These payments are required by state law.

FY26 Oklahoma Employment Security Commission – Unemployment benefits - \$32,000

This is an estimate of the claims that ODAFF would have to pay former employees who file for unemployment and are approved. These payments are required by state law.

FY26 Oklahoma Public Employees Retirement System – Retirees unused sick leave \$100,000

When an employee retires, they can use the balance of their accrued sick leave to purchase time to count for retirement eligibility. These payments are to transfer the value of the leave to the OPERS system. These payments are required by state law.

FY26 Oklahoma Management Enterprise Services (OMES) – Risk Management- \$120,000

Purchase of insurance for liability, vehicle, equipment, agency contents, tort and Directors & Officers. The agency would be uninsured and unable to fulfill its statutory mission.

FY26 Oklahoma Management Enterprises Services (OMES) FICA Savings \$30,000

When an employee selects 'Premium Conversion' they can see a lowering of their tax base for tax purposes and for the withholding of FICA. Since the State matches FICA withholding, this results in a savings for the state as well. These payments transfer that savings to EBC to administer the program. These payments are required by state law.

FY26 Oklahoma Management Enterprises Services (OMES) - Facility Services - \$438,606.84

Service Management Agreement with OMES, OMES agrees to furnish janitorial services, maintenance services, and all utilities. OMES maintains the building's existing heating, ventilating and air-conditioning (HVAC) system, water system, electrical system, and plumbing system. If not approved, laboratory operations would cease, and the agency would be unable to fulfill its statutory mission.

FY26 Oklahoma Management Enterprises Services (OMES) – Information Technology - \$700,000

Pursuant to the Information Technology Consolidation and Coordination Act codified at 62 O.S. §35.1 et seq., as amended (the "Act"), OMES-ISD shall provide information technology shared services to each State Agency. The agency will have no computer operations and would be unable to fulfill its statutory mission.

FY26 Pitney Bowes – Mail Machine Lease - \$20,000

Statewide mandatory contract for leased mailroom postage equipment. Without this purchase the agency would be unable to fulfill its statutory mission.

FY26 Oklahoma Turnpike Authority – Pikepass - \$27,000

Agency payment of toll expenses for agency vehicles which use toll roads. Without this contract, the agency would be unable to use toll roads.

FY26 United States Postal Services (Postage) - \$90,000

Purchase of postage for the agency mail machine. Without this purchase the agency would be unable to fulfill its statutory mission.

FY26 Factor 110 – Walnut Storage Facility - \$32,407

Storage building for agency supplies and equipment. Without this contract, the agency would be required to store supplies in the headquarters building, which currently has very limited storage capacity. The cost associated with this purchase is shared between the Administration, Forestry, and Market Development.

FY26 Copier contract - \$78,500

Lease of multifunction devices for agency operations, these devices are used as printers, copiers, scanners, faxes. Also, maintenance and supply services for agency laser printers. Without this purchase the agency would be unable to fulfill its statutory mission.

FY26 Temporary Services - \$150,000

Purchase from statewide contracts for temporary services. These individuals provide a variety of agency mission critical functions which allow the agency to operate in an efficient as possible manner. Without this purchase the agency would be unable to fulfill its statutory mission.

FY26 BancFirst - \$17,900

ODAFF lockbox services. This service allows for agency deposits to be received directly by BankFirst staff and deposited directly into agency accounts.

FY26 Oklahoma Governor's Office - \$37,500

This MOU will provide shared office space, furniture, and salaries for OG staff for its office in Washington D.C. with the support of funds provided by ODAFF. ODAFF will receive access and use of the facilities, subject to availability, and support from the staff in Washington D.C.

FY26 Oklahoma Management Enterprise Services (OMES) Fleet Management (AVL services) \$100,000

This purchase is required per Governor Stitt's executive order 2020-04, that all state agencies are mandated to install "Automatic Vehicle Locator (AVL)" equipment on all state-owned vehicles. This directive will be achieved through a "shared services agreement" with OMES Fleet Management.

FY26 SHI – Adobe Subscription Services - \$13,000

Purchase of the Adobe subscription services. The agency will purchase (5) Creative Cloud licenses for Enterprise All Apps. We also purchase of (68) licenses of Acrobat Pro DC for enterprise for agency staff and one Adobe Captivate license for ODAFF staff for a 12-month period.

FY26 \$6,000 – Asset Panda – Renewal of subscription agency inventory software system. This system will allow for easy asset tracking. It is a cloud-based technology that offers complete flexibility to manage assets for our agency. The software offers a mobile application for users and customizable content creation. This system will replace an outdated Microsoft Database, the system will allow for migration of those assets into this new cloud-based program.

FY26 - Grant Training for Staff - \$17,000

This training is for two Administrative Services staff to obtain Grants Management Certification. This training will greatly improve their knowledge and understanding of federal grant regulations and reporting requirements. Federal grants/operating agreements make up a significant portion of our budget, and it is very important that our staff receive the necessary training. This training will help ensure that we continue to stay in compliance with all federal grant regulations and that we account for federal grants accurately and efficiently.

FY24 –Forestry - Wildfire detection cameras, \$118,580 (Federal Funding–SICF SFA Response) – Funding and Scope correction.

Purchase of three (3) PTZ IP Detection Cameras. The cameras will re-establish wildfire detection in the Eastern Oklahoma protection areas. An early warning detection system is necessary for keeping fire sizes manageable and ensuring a prompt response. With this system in place, OFS will have the ability to detect fires 24 hours a day, 365 days a year. Funding for this purchase will come the US Forest Service – FY22 SICF SFA Response Grant and the Forestry HQ Budget.

LABORATORY SERVICES

FY26 - \$7,844.00 – SCC Standards

Contract to provide Somatic Cell Standards (SCC) for milk testing. Contract effective 07/01/25 – 06/30/26.

FY26 - \$6400.00 – DI Water and Maintenance

Contract purchase of analytical grade water for laboratory testing and tank maintenance. Contract effective 07/01/25 – 06/30/26.

FY25 - \$33,548.24 – Service Contract

Purchase for a one-year preventative maintenance agreement for the HPLC-MSMS Triple Quad 6470 in the Pesticide Section to ensure continuous and consistent operation of the instrument and improves the overall quality of the data being reported.

Justification: Without a maintenance agreement the laboratory would not be able to verify the accuracy of the test results, and the equipment could possibly fail rendering it unusable.

(To be purchased by Consumer Protection Service).

FY25 - \$17,515.00 – Service Contract

Purchase of a one-year service maintenance contract renewal for a dual HPLC System LC 1260 Infinity II dual system. (To be purchased by Consumer Protection Service).

FY25 - \$6,955.00 – Service Contract

Purchase of a one-year service contract for Vitamin A HPLC. (To be purchased by Consumer Protection Services).

FY25 - \$15,656.98 – Laboratory Equipment

Purchase of a Biotage TurboVap LV for the assistance of solvent evaporation.

Justification: Will be used to concentrate chemical extraction samples to increase method sensitivities (potential to improve analyte detection from PPM to PPB for our current methods).

(To be purchased by Consumer Protection Services).

FY25 – \$12,184.32 - Service Contract

Purchase of a one-year Preventative Maintenance Agreement for the ICP (Inductively Coupled Plasma-Optical Emission Spectrometry Unit), in the General Chemistry Section to ensure continuous and consistent operation of the instrument and ensure the overall quality of the data being reported.

(To be purchased by Consumer Protection Services).

Justification: Without a maintenance agreement the laboratory would not be able to verify the accuracy of the test results, and the equipment could possibly fail, rendering it unusable.

FY25 - \$6,500.00 – Service Contract

Purchase of a one-year Service Contract for the Skalar San (Flow Analyzer) with Autosampler, UV Vis and Flame Photometers for the General Chemistry Section. (To be purchased by Consumer Protection Services).

FY25 - \$16,609.80 Service Contract

Purchase of a Service Contract for the LECO Sulphur and Nitrogen Analyzer for the General Chemistry Section. (To be purchased by Consumer Protection Services).

FORESTRY SERVICES

FY25 Wilburton shop new roof- \$40,000

Installation of new roof on old Wilburton shop to include old roofing material removal, decking repair, installation of new roofing, caulk/seal chimneys, and debris/material removal. The current roof was installed in 2008, and multiple leaks are present and has also rotted out some of the plywood decking. Replacement is needed to prevent further damage and degradation. Funding for this purchase comes from the Oklahoma Legislative Session, FY25 Forestry budget appropriations. This has been revised based on OMES CAP RAMP service estimate of \$38,090.54 plus 3.5% administrative fee. Originally approved on August 28, 2024.

CONSUMER PROTECTION SERVICES

FY2026 South Dakota Agricultural Laboratories testing fees for pesticide samples and feed samples - \$9,800.00

FY2026 OSU laboratory testing fees for soil and water samples related to environmental pollution investigations - \$5,000.00

FY2026 Oklahoma State University Soil Fertility Research --\$475,000.00

Pursuant to 2 O.S. § 8-77.7 (A), ODAFF is required to collect an inspection fee of \$1.00 per ton of which \$0.50 per ton shall be forwarded directly to a special Soil Fertility Research Account in the Department of Plant and Soil Sciences of the Division of Agricultural Sciences and Natural Resources at Oklahoma State University (OSU) for the purpose of conducting soil fertility research and extension involving efficient fertilizer use for agronomic crops and forages and groundwater and surface water protection from plant food nutrients. Though tonnage amounts vary each year due to when a crop is planted, commodity prices, fertilizer prices and the weather we use the upper range of inspection fees paid annually to determine the amount of \$475,000.00 that could potentially be paid out to OSU. However, the actual amount paid to OSU will be based on the amount of inspection fees paid to ODAFF.

This is a statutory requirement of the Oklahoma Fertilizer Act and needs to be done to further research to prevent the pollution of lands and waters of Oklahoma from fertilizers.

FY2026 Unwanted Pesticide Disposal Program --\$350,000.00

Pursuant to 2 O.S. § 3-82(J) (3), ODAFF is required to collect a registration fee of \$210.00 for each pesticide or device label registered. A portion of these fees, in the amount of \$300,000.00 annually, shall be dedicated to conducting programs for unwanted pesticide disposal. This amount shall be deposited into the State Department of Agriculture Unwanted Pesticide Disposal Fund and shall be dedicated for this use only. Since not all the \$300,000.00 in the funds is utilized each year, they are then carried forward into the next fiscal year and the amount available for unwanted pesticide disposal in fiscal year 2024 is \$350,000.00.

This is a statutory requirement of the Combined Pesticide Law and needs to be done to prevent the pollution of lands and waters of Oklahoma from unwanted pesticides.

FY2026 Oklahoma State University Pesticide Program Contract Approval --\$128,000.00

Pursuant to 2 O.S. § 3-82 (B), applicators are required to be certified in a category or categories in which they make pesticide applications. ODAFF administers these exams under state law and delegated federal authority from EPA. Additionally, the law also requires a practical training exam after the written exams have been passed for certain categories such as fumigation, structural and general pest. To support the certification and training program the EPA grant includes monies for development of study manuals specific for each exam and for a practical exam when necessary. Other uses of the EPA grant monies include assisting applicators, owners, and farmers with compliance for the federal worker protection standards. To comply with these requirements assistance was requested from Oklahoma State University (OSU) for the purpose of study manuals, WPS compliance support and providing a venue for the practical examination school.

OSU as a land grant university has proven expertise in each of the pesticide categories and education that lends itself well into writing study material for the written examinations. They also have a state-of-the-art training facility for practical exams that allows each applicator to experience many different application sites during an exam. This has resulted in two positive outcomes for ODAFF. The first is a large decrease in the number of complaints which frees up agency time and resources. The second is the ability to do these exams as a group instead of individually for each applicator which requires fewer personnel to complete the task. Finally, since education is one of the universities main purposes, they are an excellent source to provide training for the federal worker protection standard. Currently, ODAFF does not have the resources to develop, print and distribute study material for the certification and training program. The agency also does not have enough staff to monitor all practical

exams individually so additional staff would be necessary without OSU. The federal WPS program would also be problematic without the assistance of OSU. OSU provides a neutral party to review a facilities compliance with WPS and provide assistance and education to show them how to comply with federal law.

OSU provides critical support in the pesticide program through training material and assistance that would be difficult for the agency to provide without additional personnel. The loss of OSU's assistance would place a great strain on ODAFF's limited resources.

FY2026 Kelly Registration System (KRS)—maintenance, ACH reimbursement and inspection program fees--\$88,000.00

KRS paid ODAFF for licenses, tonnage and registrations that were initially completed in the online system using an ACH transaction. The persons/companies later canceled the payments, so Kelly did not receive payment for what they had already paid to ODAFF. ODAFF has since collected the money from these entities and needs to repay KRS for the overpayment. Also, pays the for the KRS yearly maintenance fee.

This money is for overpayments made by KRS so the money needs to be returned to them. It is also for the maintenance fee for our online licensing program.

FY2026 GIS Programing with Oklahoma University --\$43,964.00

GIS programing would provide ODAFF with the ability to GPS hemp grower fields to provide required data to USDA. It also will allow us to do a better job of collecting and reporting our USDA CAPS survey information under our grant programs. Finally, it will assist us in collecting information on complaints, inspections and licensees.

Without the GIS programming we will have more difficulty meeting USDA hemp reporting requirements and CAPS reporting requirements. This will also limit our efficiency in sampling, trapping and inspections.

FY2026 Verizon Wireless --\$25,000.00

Verizon is used as the main form of communication for field staff and office staff. Additionally, with the Agency moving forward with online services having access to a mobile wireless for field staff is essential to their job duties.

Without wireless there would be no way to communicate or move forward with our online system for inspections. Additionally, it will slow response times to complaints including those that are time sensitive like human health related and environmental.

FY2026 OSU Plant Disease and Insect Diagnostic Lab (PDIDL) --\$ 25,000.00

This is for payment to the PDIDL lab for processing plant pest and disease samples. This can include reoccurring pests such as red imported fire ants or new pests such as vascular streak dieback in redbud. Sampling events may be funded by an USDA APHIS cooperative agreement, but not all samples are funded.

A nursery or other grower may not be able to ship any plants, grain, seed, etc.

FY2026 Inceed, LLC--Licensing Programmer --\$415,000.00

ODAFF is currently updating the agency's licensing programs and needs additional programmers to bring all licensing, tonnage, and registration online in a timely fashion. The additional staffing should allow for the programming and provide more access to Oklahomans. It also will allow us to do a better job of collecting and reporting the required data on our programs.

Without this update in programming the current dated system will struggle with support and eventually will fail. The longer the update takes the more problems we are likely to have with the current program.

FY2026 Ideagen Software for Inspections and Data Analysis—\$60,000.00

This is for the licenses for our current software system used by CPS for our inspections. Additionally, there is an analytics component that provides us with the ability to produce reports and to establish a dashboard for all program managers and supervisors that need them.

Without this tool we will have greater difficulty meeting reporting requirements both federal and

state and will have less tools to manage programs which could increase the amount of time needed to accomplish job associated tasks.

FY 2025 Oklahoma State University Soil Fertility Research --\$70,000.00

This is in addition to the original request of \$450,000.00 due to fertilizer tonnage revenue approaching and potentially exceeding 1 million dollars for FY2025. Pursuant to 2 O.S. § 8-77.7 (A), ODAFF is required to collect an inspection fee of \$1.00 per ton of which \$0.50 per ton shall be forwarded directly to a special Soil Fertility Research Account in the Department of Plant and Soil Sciences of the Division of Agricultural Sciences and Natural Resources at Oklahoma State University (OSU) for the purpose of conducting soil fertility research and extension involving efficient fertilizer use for agronomic crops and forages and groundwater and surface water protection from plant food nutrients. Though tonnage amounts vary each year due to when a crop is planted, commodity prices, fertilizer prices and the weather we use the upper range of inspection fees paid annually to determine the original amount of \$450,000.00 that could potentially be paid out to OSU. However, the actual amount paid to OSU is based on the amount of inspection fees paid to ODAFF.

This is a statutory requirement of the Oklahoma Fertilizer Act and needs to be done to further research to prevent the pollution of lands and waters of Oklahoma from fertilizers.

WILDLIFE SERVICES

\$5,000 – ODAFF Wildlife Services is requesting approval for the cooperative agreement with the Norman Regional Hospital regarding the control and removal of nuisance geese and skunks. Geese defecate on and damage property which is a human health and safety hazard. Skunks are a nuisance and are a potential rabies threat to human health and safety.

\$25,000 – ODAFF Wildlife Services is requesting approval for the purchase of ammunition required to perform duties. Ammunition that we are requesting to purchase is .223, 62 grain REX which is full copper, non-toxic, rapid expanding suitable from controlling feral swine.

\$769,000.00 - ODAFF Wildlife Services is requesting approval for the cooperative agreement with USDA APHIS Wildlife Services which will provide damage management activities to farmers and ranchers in Oklahoma. Activities are related to damages incurred from feral swine, beavers, coyotes and avian predators. Not approving this agreement would mean significant financial loss to Oklahoma Agriculture due to wildlife damage.

\$ 20,000.00 - ODAFF Wildlife Services is requesting approval for the City of Norman Cooperative Agreement regarding the control of wildlife for the City.

MARKET DEVELOPMENT

FY2025 – Memorandum of Agreement between ODAFF and Oklahoma Beef Council – Ag in the Classroom Program receives \$13,423.00 for professional services and expert assistance.

FY2025 – Oklahoma Grown Farmers Market bags – provided on a cost share basis - \$24,500.00

FY2025 – 31 hotel rooms x 2 days (at the state per diem rate) - Ag in the Classroom Teacher Road Trip - \$6,820.00

FY2026 – Oklahoma Local Ag Summit – facility rental – funded entirely by Specialty Crop Block Grant - \$35,000.00

Justification: This project is entirely funded by the USDA Specialty Crop Block Grant Program. The purpose of this grant is to enhance the competitiveness of specialty crops in the state. If this proposed expense is not approved and therefore the project is not completed, the State not only loses money immediately that is important to the specialty crop industry through the economic impact but also runs the risk of not being awarded money from the USDA Specialty Crop Block Grant Program in the future.

FY2026 – Agreement with Oklahoma Tourism and Recreation Department to promote the Agritourism industry through the development of consumer marketing campaigns. - \$35,000.00

Justification: The Agritourism program is entering a partnership with the Oklahoma Tourism and

Recreation Department (OTRD) as part of our marketing plan for FY2026. As a part of this partnership, Agritourism gets to use their existing marketing channels including free ads in their guides, website presence, travel show co-ops and brochure inventory, warehousing, and distribution. If this proposed expense is not approved, we will lose an opportunity to share in a campaign that gains exponentially more reach than we could obtain on our own. OTRD already has the channels set up and by not partnering we would be looking at well over \$100,000 to replace what they can give us in ad placement, website presence and Search Engine Optimization. We have evaluated the warehousing and postage costs; this alone would be over \$50,000 in hard costs and does not include the advertising and marketing part of our agreement.

FY2026 – Contract with graphic design firm to work with the Agritourism program in creating promotional and print items to further promote the program and help establish continuity with advertising and marketing pieces. - \$40,000.00

Justification: The graphic design firm will maintain the Agritourism brand while developing new print materials, refreshing website content, strategically updating social media channels and assisting with social and website analytics. It is the goal of the Agritourism Program to utilize all marketing channels to create a consistent brand awareness campaign and utilize social channels for seasonal promotions within the many categories of Agritourism. If this expense is not approved, there will be a negative impact on the ability of the Agritourism Program to promote and advertise the 350+ Agritourism venues in the state, resulting in an economic loss of those businesses and the local economy in those areas.

FY2026 – Agreement with Food Export Association of the Midwest USA (Food Export – Midwest) for membership to provide small and medium size food and agricultural companies’ access to international markets through a variety of exporter programs and to increase volume and value of agricultural exports from the region in represents. - \$7,000.00

FY2026 – Contract with Oklahoma State University for Year 2 of 4 - Viticulture and Enologist Extension Specialist – Project funded entirely by the Viticulture and Enology Center Development Revolving Fund Grant - \$70,000.00

Justification: This project is entirely funded by the Oklahoma Viticulture and Enology Center Development Revolving Fund. This employee will coordinate an annual grape management course, create online grape management and wine making classes, write grant applications and research vineyard and viticulture projects as needed. The employee will also assist grape growers and wine makers through field days, correspondence, and site visits. If this proposed expense is not approved and therefore the project is not completed, the State not only loses money immediately that is important to the grape and wine industry through the economic impact but also runs the risk of not being awarded money from the Oklahoma Viticulture and Enology Center Development Revolving Fund in the future.

FY2026 – Turismo Digital Inc. – wine trails app – Project funded entirely by the Viticulture and Enology Center Development Revolving Fund Grant - \$18,000.00

AGRICULTURAL ENVIRONMENTAL MANAGEMENT SERVICES

FY26 A request of \$30,000.00

AEMS has contracted with Ideagen to develop a program to modernize our operations this is the continuation of the contract. Our inability to complete this project will cause the division to not fill the grant requirements.

FY25 - \$33,250.00 Laptops –

AEMS would like to purchase 14 laptops for our field inspection staff. These laptops are detachable from the keyboard and have an electronic pen that can be used in the field to make notes and fill out inspection sheets. These will be utilized while conducting required inspections and complaint investigations of animal feeding operations and pet breeders/shelters. These detachable laptops will replace each person’s current laptop and iPad which will save monthly wireless iPad fees.

OFFICE OF GENERAL COUNCIL**FY26 - \$53,522.01 for SHI-Granicus (GovQA Service) –**


A continued statewide contract for an online system for the public to submit Open Records Requests which then allows the agency to easily and efficiently compile and redact the requested files. It also allows transfer of large files and provides the capability to invoice the requester according to Open Records Request requirements in the event the files or record sources are large. Without this contract, the agency will lose the online capability for the public to request these records and will put additional tracking and review efforts on the agency.

Oklahoma Department of Agriculture, Food & Forestry

June 4, 2025, Board Report

Administrative Services

Administrative Services – Investigative Services

INVESTIGATIVE SERVICES ACTIVITIES				
APRIL 2025				
 OKLAHOMA				
INVESTIGATIONS		APRIL	YTD	FYTD
LIVESTOCK		4	18	37
FIRE		2	12	18
PROPERTY		3	10	15
TIMBER			1	2
AGENCY ASSISTS	ODAFF		0	0
AGENCY ASSISTS	EXTERNAL	2	6	10
OTHER		4	8	12
TOTAL INVESTIGATIONS OPENED		15	55	94
CLOSED PENDING ADDITIONAL INFORMATION		1	8	17
NO CRIME		1	12	20
NO PROSECUTION			0	0
CLOSED - ASSIST CASE		3	7	9
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		1	4	9
REFERRED FOR ADMINISTRATIVE ACTION			0	0
TOTAL INVESTIGATIONS COMPLETED		6	31	55
COUNTS FILED		7	13	22
VALUE OF LOSSES - ALL CRIMES		\$225,867	\$517,543	\$1,074,443
RECOVERED LOSSES - ALL CRIMES		\$172,500	\$293,800	\$657,770
NUMBER OF CATTLE REPORTED STOLEN		144	281	388
NUMBER OF CATTLE RECOVERED		36	63	103





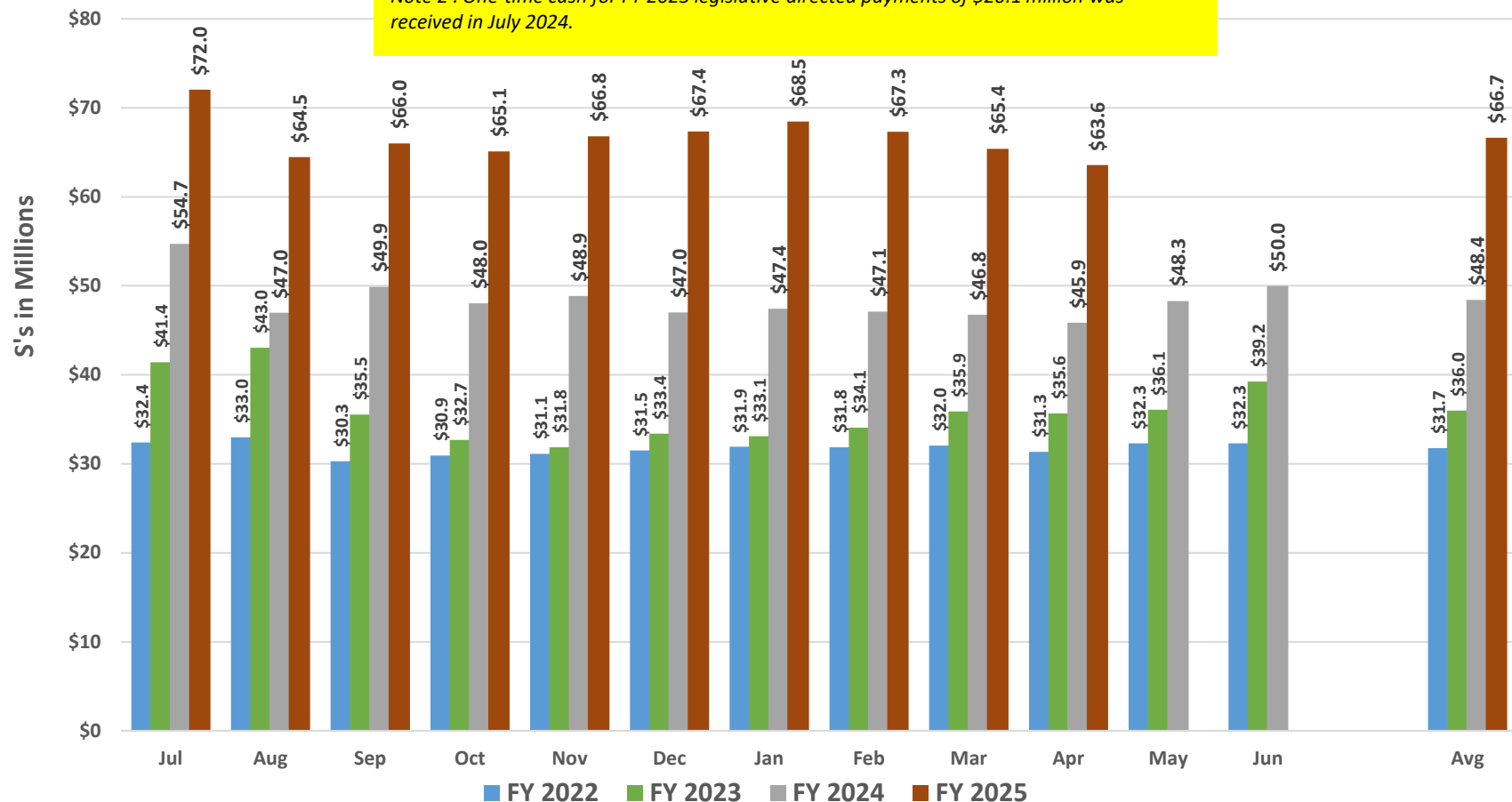
Available Cash at Month End

Months Ending: July 2021 – April 2025

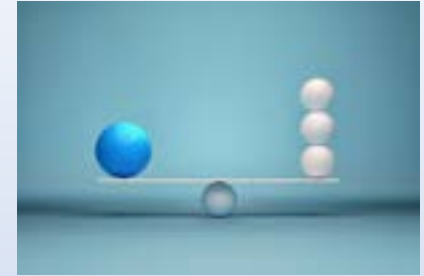
per Allotment Budget & Available Cash Report Fiscal Year 2022-2025

Note 1: The amounts shown here include fund 700, Commodity Storage Indemnity Fund, which had a balance of \$11,986,917 as of 4/30/2025.

Note 2: One-time cash for FY 2025 legislative directed payments of \$20.1 million was received in July 2024.

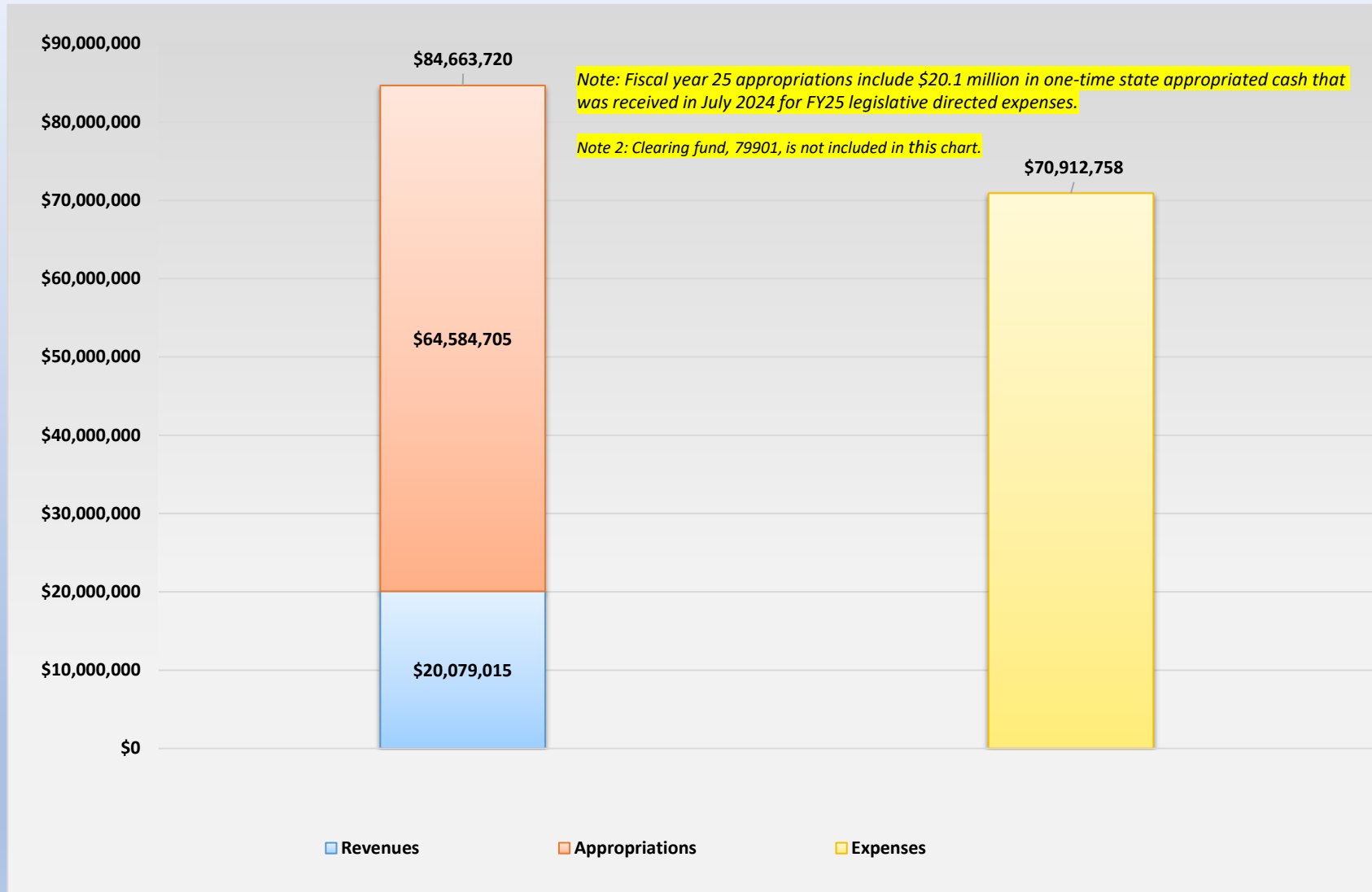


Administrative Services - Finance



- Cash balance as of April 30, 2025, was \$63.6 million compared to \$45.9 million as of April 30, 2024
 - This was an increase of \$17.7 million from the prior year and is primarily attributed to the following:
 - Increase in state appropriated cash received in July 2024 for fiscal year 2025 legislative directed spendings
 - Increase in monthly state appropriations due to increase in legislative directed spendings
 - Timing of payments

Total Revenues, Appropriations and Expenses FY 2025 thru April 2025





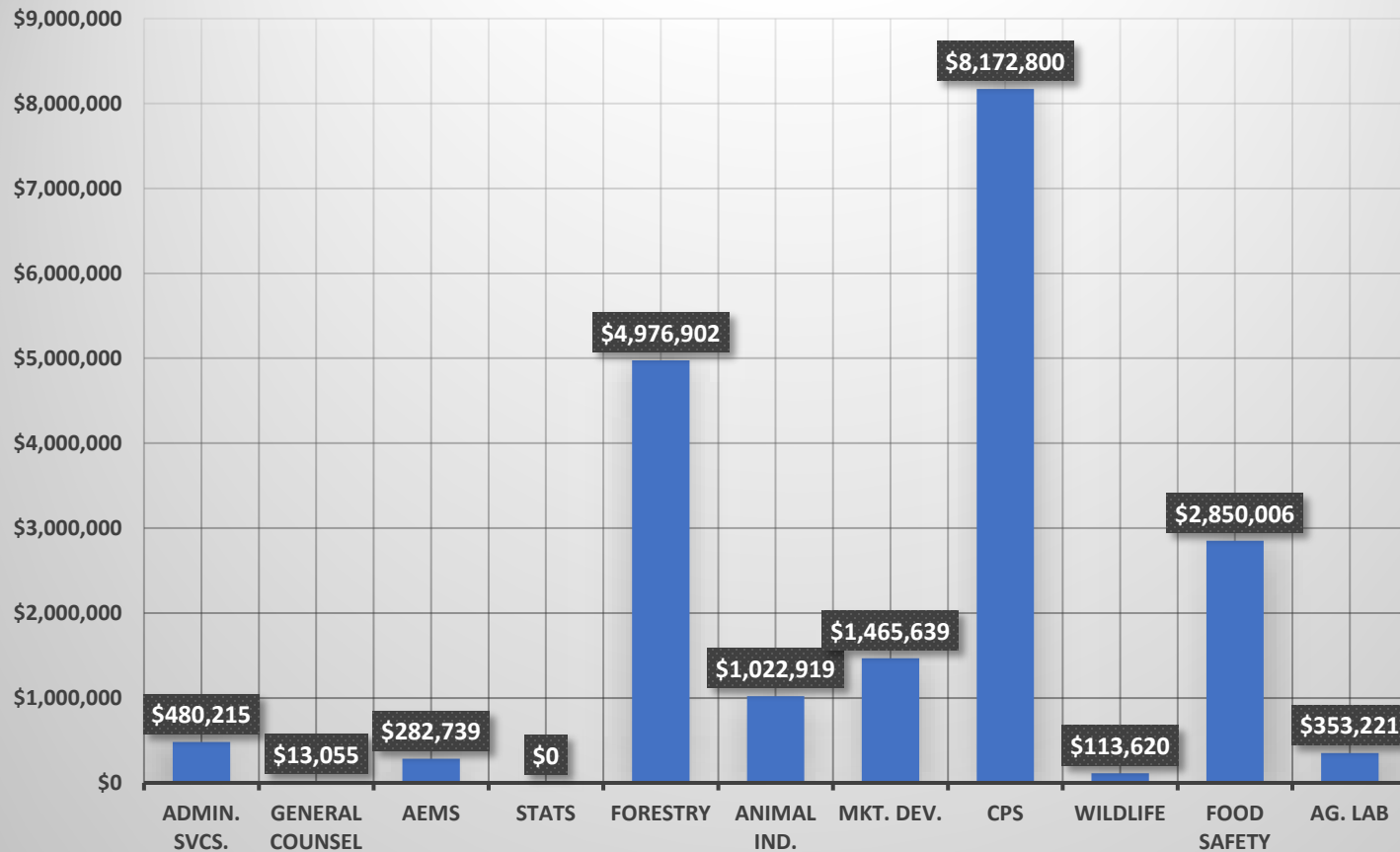
Revenue By Division April 2025

Division	April 2025 Revenue	Fiscal Year 2025 Revenue thru April 2025
Admin. Svcs.	\$74,847	\$480,215
General Counsel	-\$105,590	\$13,055
AEMS	\$12,218	\$282,739
Stats		\$0
Forestry	\$293,472	\$4,976,902
Animal Ind.	\$402,536	\$1,022,919
Mkt. Dev.	\$255,733	\$1,465,639
CPS	\$1,336,534	\$8,172,800
Wildlife	\$5,800	\$113,620
Food Safety	\$186,702	\$2,850,006
Ag. Lab	\$74,440	\$353,221
Division Total (see division receipts graph on next slide)	\$2,536,692	\$19,731,116
Commodity Storage Indemnity	\$44,445	\$347,899
Appropriations	\$4,444,944	\$64,584,705
Agency Total	\$7,026,081	\$84,663,720

Note: Clearing fund, 79901, is not included on this slide.



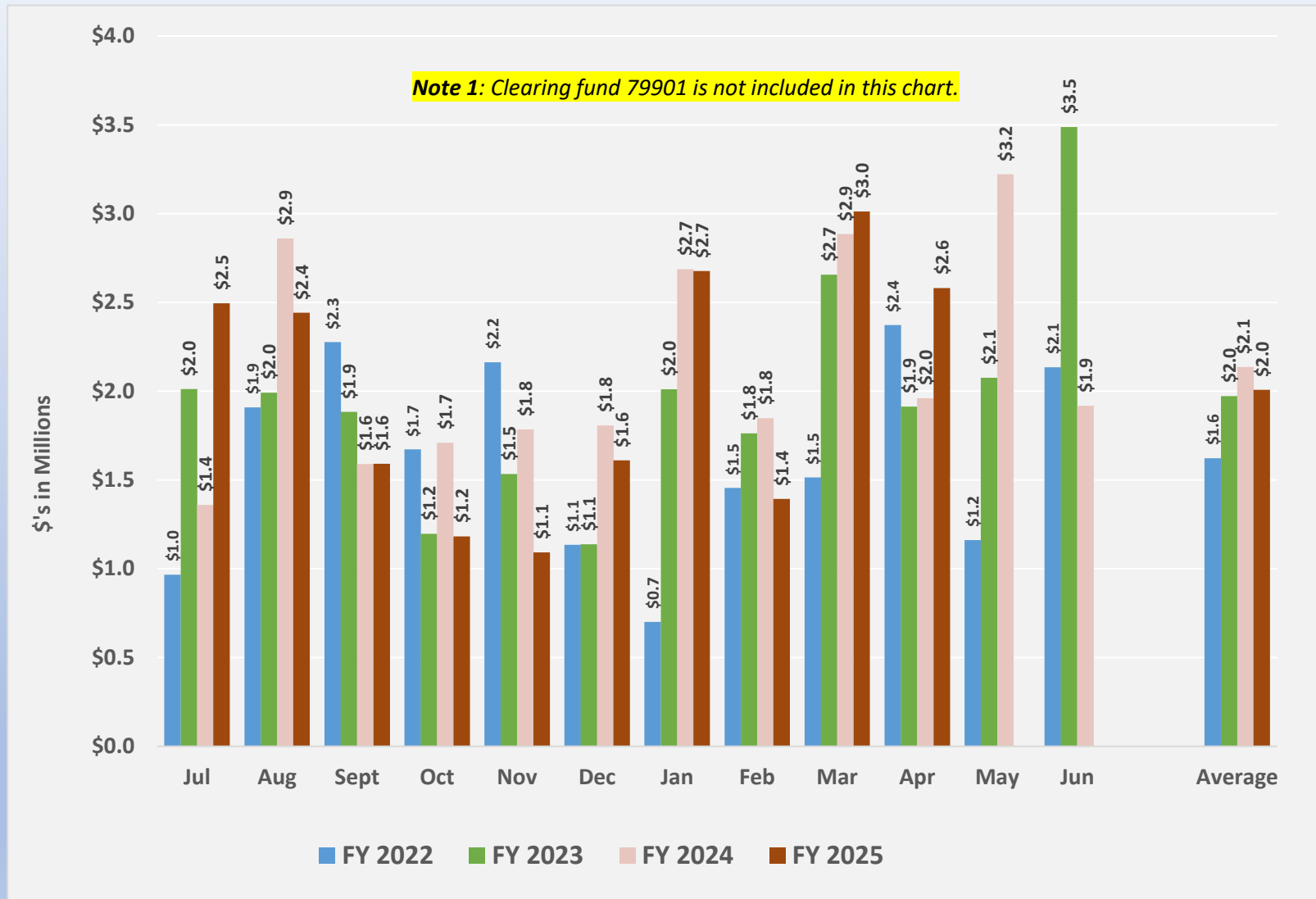
Revenue By Division Fiscal Year 2025 thru April 2025



■ Fiscal Year 2025 Revenue thru April 2025

Note: Clearing fund, 79901, is not included in this chart.

Total Revenue by Month July 2021 – April 2025



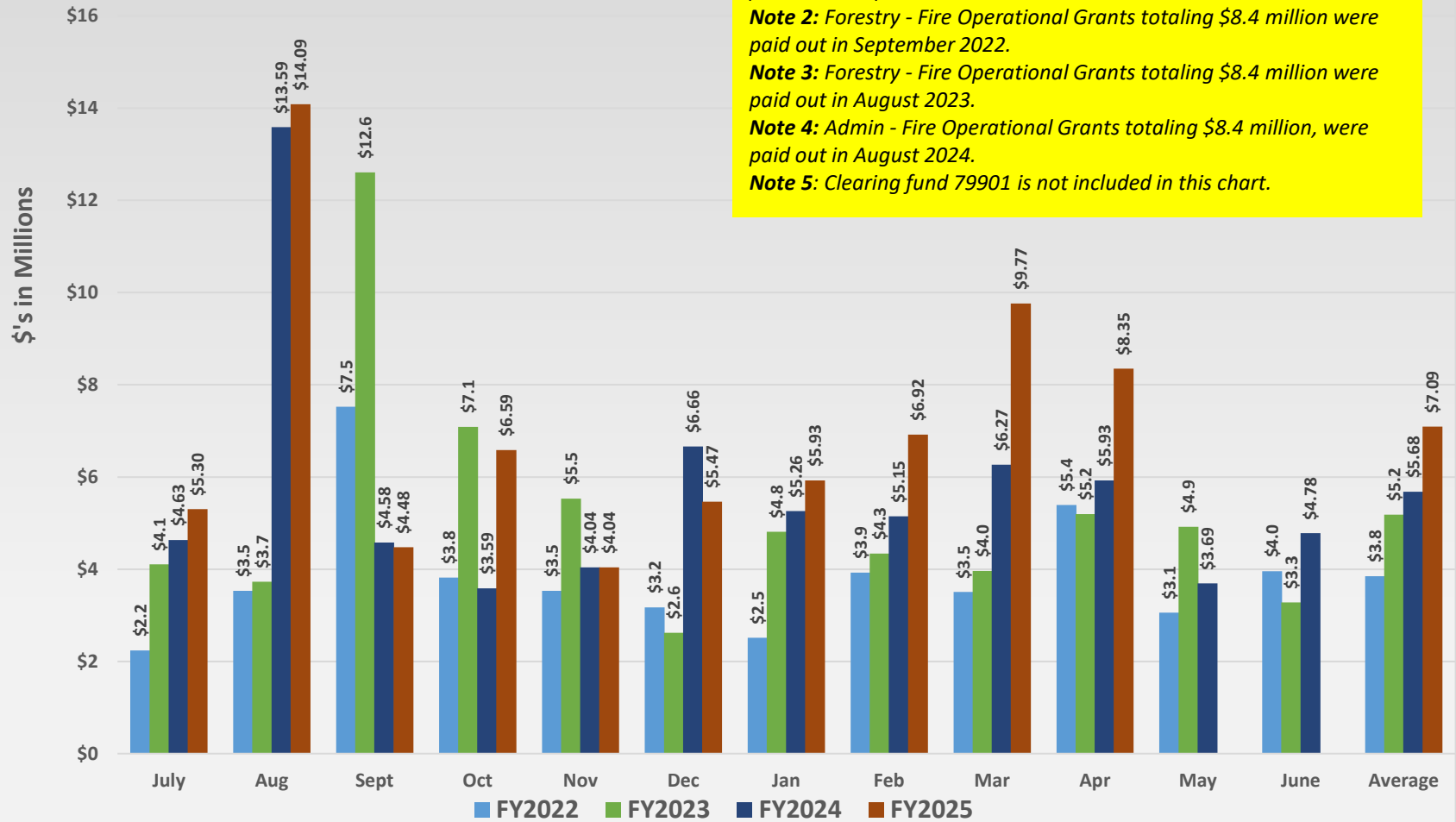
Administrative Services - Finance

- Revenues (excluding appropriations) for FY 2025 thru April 2025 were \$20.1 million compared to \$20.5 million for the same period last year.
 - This is a decrease of approximately \$400 thousand and is primarily due to a decrease in federal reimbursements.

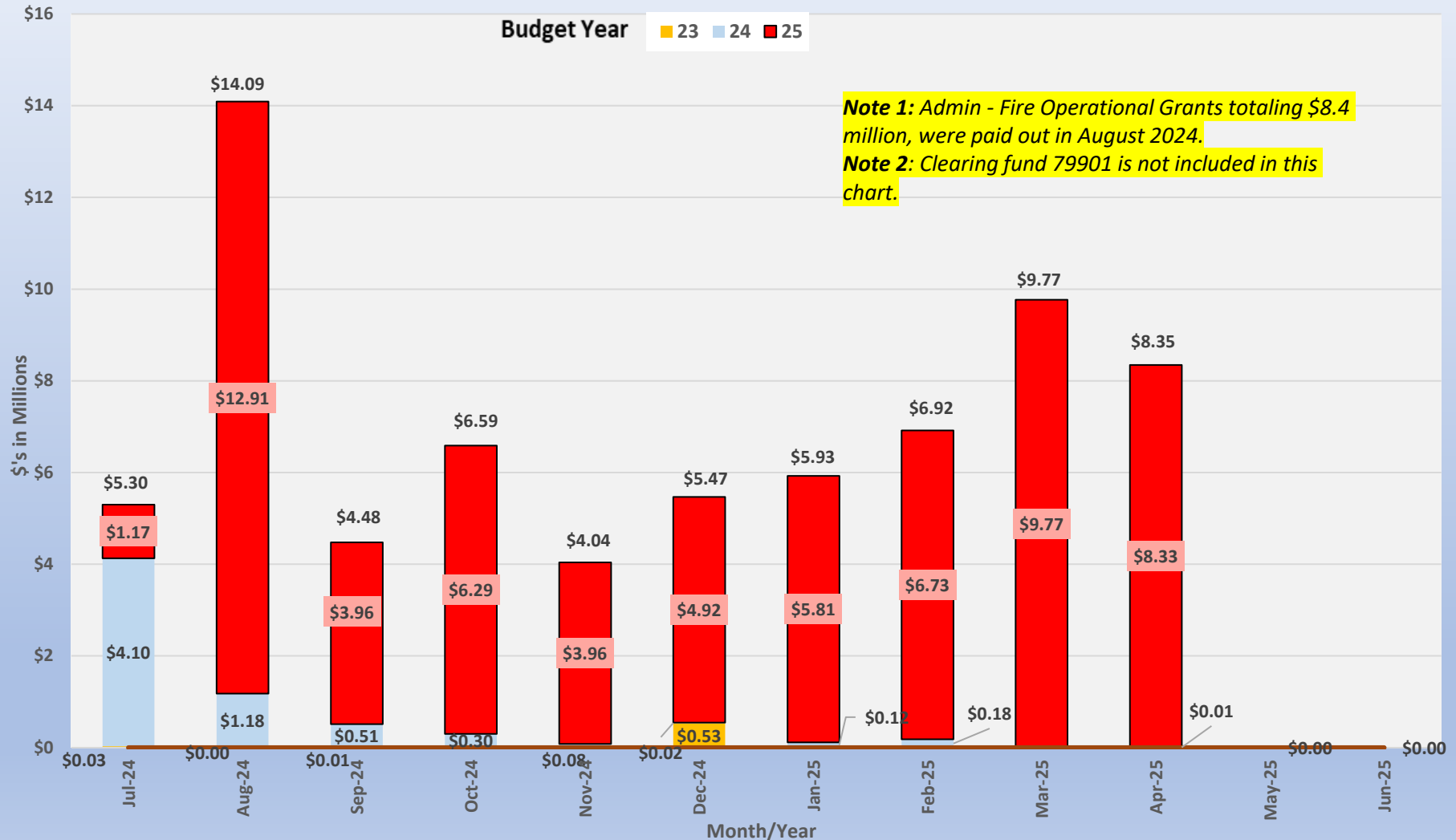


Total Expenses by Month

July 2021 – April 2025



FY 2025 Total Expenses by Month with Budget Year

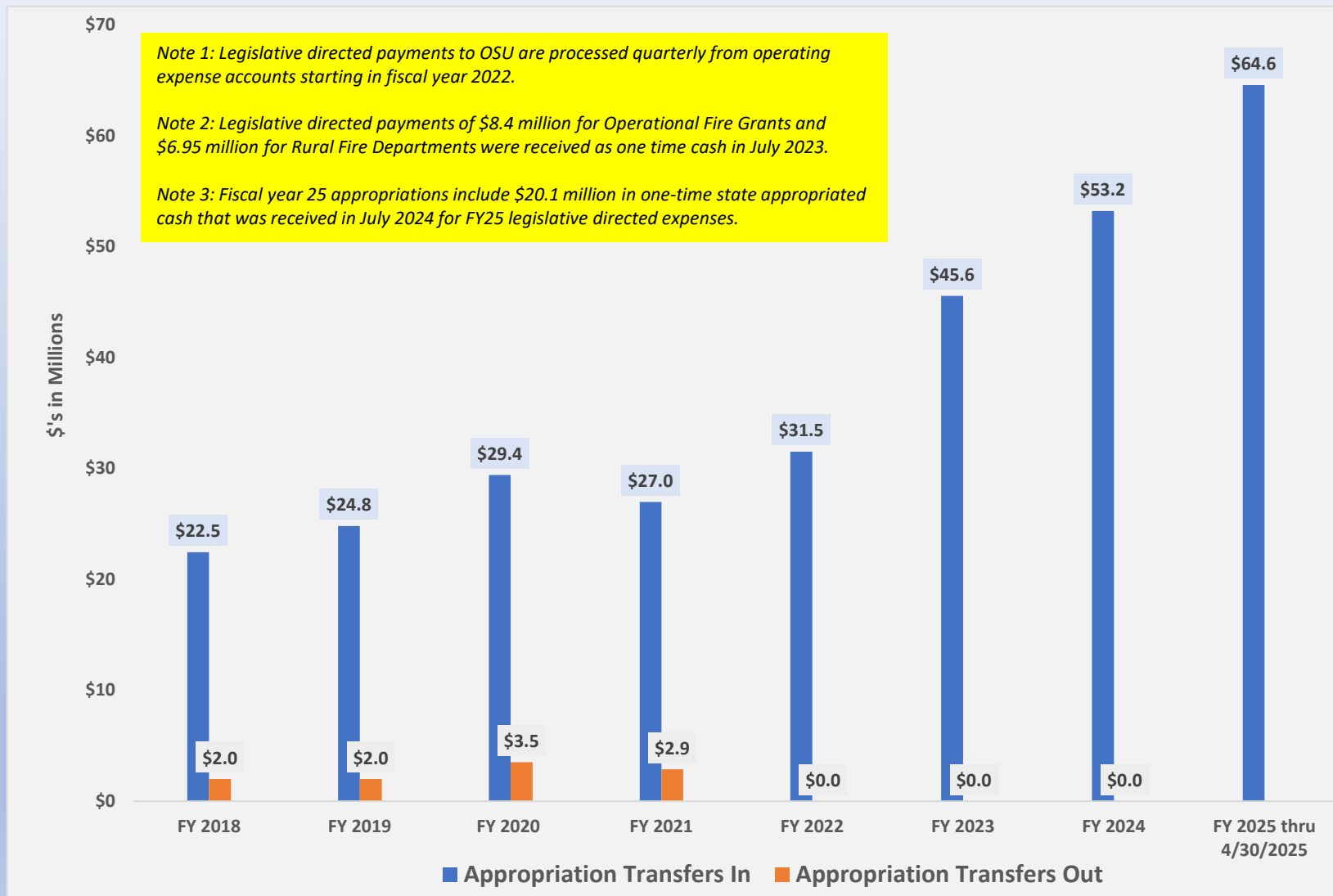


Administrative Services - Finance

- Total expenses for FY 2025 thru April 2025 were \$70.9 million compared to \$59.7 million for the same period last year.
 - This was an increase of \$11.2 million and is primarily attributed to the following:
 - An increase in legislative directed spendings
 - Catesby, Oklahoma fire - out of state fire assistance payments
 - Replacement of Forestry radios that are no longer manufactured/supported
 - Increased payroll and benefit costs
 - Timing of payments

Appropriations

FY 2018 thru FY 2025 (thru April 2025)



Commodity Storage Indemnity Investment Report

As of April 30, 2025

Investments with Office of State Treasurer

Cash Management Account: \$11,986,917

	Current Month	YTD
	-----	-----
New	-	-
Interest Revenue	44,445	347,899
Reinsurance	-	-
ODAFF Support Services	-	(50,000)
Recovered Salvage	-	-
Elevator Salvage	-	-
Matured Long Term Investments	-	-
	-----	-----
TOTALS	44,445	297,899
	=====	=====

Oklahoma Department of Agriculture, Food & Forestry
Monthly Budget Report - Budget Year 2025
As of April 30, 2025
Fiscal Year 2025 Annual Budget to Actuals for Budget Year 2025 thru April 30, 2025

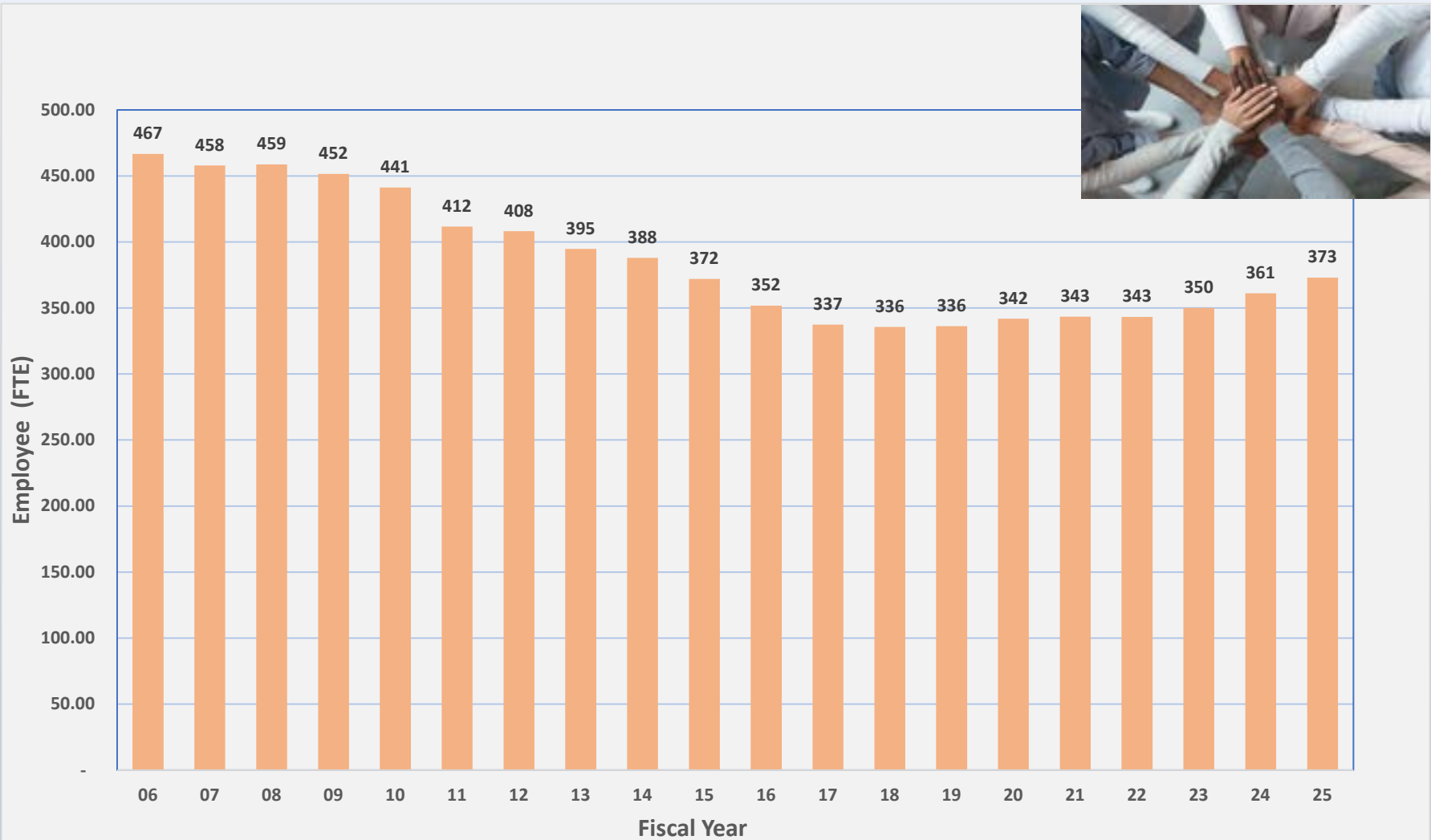
Object Code	Account Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
511	Salary Expense	24,176,135	18,340,771	6,932,565	(1,097,201)
512	Insur.Prem-Hlth-Life,etc	5,534,084	4,117,050	215,035	1,202,000
513	FICA-Retirement Contributions	6,378,139	4,354,980	1	2,023,158
515	Professional Services	4,864,534	1,685,838	1,950,507	1,228,189
519	Inter/Intra Agy Pmt-Pers Svcs	60,800	30,550	2,660	27,590
521	Travel - Reimbursements	555,687	245,536	-	310,151
522	Travel - Agency Direct Pmts	612,621	435,859	6,820	169,942
531	Misc. Administrative Expenses	1,509,717	851,990	134,496	523,232
532	Rent Expense	1,374,563	584,628	248,522	541,412
533	Maintenance & Repair Expense	1,978,335	961,338	213,001	803,996
534	Specialized Sup & Mat.Expense	1,389,975	707,351	298,422	384,202
535	Production,Safety,Security Exp	187,500	124,729	0	62,771
536	General Operating Expenses	298,775	90,447	-	208,328
537	Shop Expense	646,391	434,603	33,289	178,498
541	Office Furniture & Equipment	8,692,632	2,421,641	3,351,590	2,919,401
542	Library Equipment-Resources	1,000	2,772	-	(1,772)
543	Lease Purchases	1,672,295	1,530,085	142,210	-
546	Buildings-Purch.,Constr,Renov.	772,000	-	-	772,000
551	SocSvc-Assist,Grant&ProviderPy	2,500,000	-	250,000	2,250,000
552	Scholar.,Tuition, Incentive Pmt	15,440	1,088	-	14,352
554	Program Reimb,Litigation Costs	25,710,438	3,652,470	4,192,860	17,865,108
555	Pmts-Local Gov't,Non-Profits	16,820,807	14,446,888	4,801,503	(2,427,584)
559	Assistance Pymts to Agencies	18,230,000	8,750,897	7,749,103	1,730,000
561	Loans,Taxes,Other Disbursements	550	-	-	550
564	Merchandise For Resale	150,000	146,526	3,473	1
601	AFP Encumbrances	-	-	5,552,024	(5,552,024)
810	Req Only	-	-	2,250,252	(2,250,252)
	Operating Totals	124,132,418	63,918,036	38,328,334	21,886,049

Oklahoma Department of Agriculture, Food & Forestry
Monthly Budget Report - Budget Year 2025
As of April 30, 2025
Fiscal Year 2025 Annual Budget to Actuals for Budget Year 2025 thru April 30, 2025

Class Funding	Class Fund Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
19102	Duties	1,500,000	1,179,812	320,188	-
19302	Agriculture Extension Division	20,135,265	7,230,376	9,444,654	3,460,235
19501	GRF-Duties	53,339,326	35,950,393	15,410,137	1,978,796
20500	Rural Fire Defense Eqp Rev Fd	150,000	146,526	3,473	1
21000	Agriculture Revolving Fund	26,625,239	16,362,699	8,284,297	1,978,244
22500	Enhancement & Diversificatn Fnd	97,000	28,347	-	68,653
23000	Okla Pet Overpopulation Fund	35,000	19,400	-	15,600
23500	Animal Friendly Revolving Fund	35,000	5,600	6,900	22,500
24000	Unwanted Pesticide Disp Fund	300,000	119,394	230,607	(50,000)
24500	Rural Fire Revolving Fund	2,010,575	447,747	916,060	646,768
25500	Ag. Evidence Law Enforce Fund	4,000	-	-	4,000
25600	Ok Viticulture Enology Revl Fd	446,657	230,861	160,544	55,251
26200	Poultry Grading Revolving Fund	1,234,512	892,516	178,517	163,479
28500	Milk & Milk Prod Inspec Rev Fd	466,489	324,325	119,656	22,508
28600	Ag In The Classrm Educ Rvlv Fd	24,000	-	-	24,000
28700	Healthy Food Financing Revl Fd	100,000	24,006	61,899	14,095
41000	Community Wildfire Def Grant	2,500,000	-	2,350,000	150,000
42000	Specialty Crop Federal Funds	1,100,000	352,498	735,060	12,441
43100	Marketing's Farm to School	278,352	95,971	101,308	81,073
43500	Local Food for Schools Co-op	452,000	440,565	5,033	6,401
44000	RsInt Food Sys Infrstr Coop Ag	6,407,933	-	-	6,407,933
57911	Carryover	6,891,070	67,000	-	6,824,070
	Totals	124,132,418	63,918,036	38,328,334	21,886,049

Employee FTE Totals

Fiscal Year FY 2006 – FY 2025 (thru April 2025)



Note 1: The FTE listed for fiscal year 23 was based on the FTE from August 15, 2022 thru June 30, 2023 as the Workday HR system was implemented on August 15, 2022.

Note 2: The FTE listed for fiscal year 25 was based on the FTE for the period of July 1, 2024 thru April 30, 2025.

JUNE 2025 BOARD REPORT
AGRICULTURE LABORATORY SERVICES
(March and April 2025 Activities)

QUALITY MANAGEMENT SECTION: (Daniel Tripp, QA Manager)

In March the QA Manager continued to work on the universal Quality Manual for the entire Laboratory Division and it is nearly completed. The Laboratory currently has three different quality systems which results in three different Quality Manuals. This creates more maintenance than would be required if the entire Laboratory just shared one quality system. One single quality system would be more efficient and lead to less errors committed by the Quality Section.

The QA Manager has been assisting the Food and Dairy Laboratory in creating and establishing a Standard Operating Procedure (SOP) for milk analysis by cryoscope testing. Cryoscopes are used to confirm if milk samples have been intentionally or neglectfully watered down by dairy producers. The goal of the QA Manager is to establish a procedure that can stand up to scrutiny while maintaining adherence to the AOAC Official Method 990.22 (Freezing Point of Milk: Thermistor Cryoscope Method).

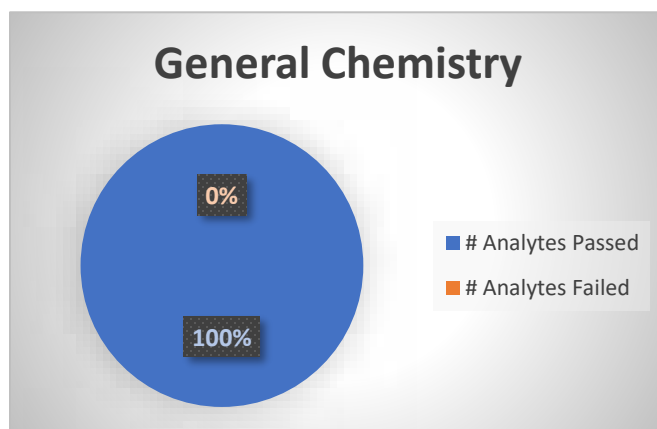
QA Manager has started looking into Validation Procedures for the following laboratory sections:

- Food and Dairy Laboratory
- General Chemistry Laboratory
- Pesticide Laboratory

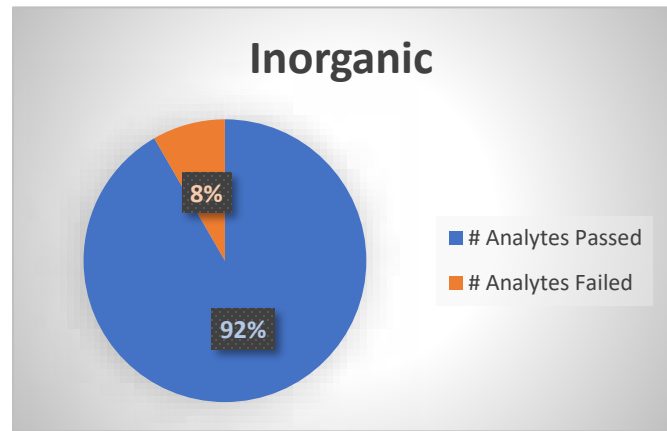
PT Results

The routine distribution of quality control samples to respective sections of the Laboratory continued. Collection and submission of data to the respective study groups for statistical analysis was conducted.

General Chemistry	
# Analytes Results Received	3
# Analytes Passed	3
# Analytes Failed	0



Inorganic	
# Analytes Results Received	12
# Analytes Passed	11
# Analytes Failed	1



In April the Quality Manager completed a rough draft of the Universal Quality Manual. This will take the Laboratory Services Division from three separate Quality Systems to one complete system. This will allow for a more efficient process when it comes to making changes and updates to the Quality System and allow the Laboratory to adhere to ISO 17025:2017 standards.

The Quality Manager is in the process of creating a Standard Operating Procedure (SOP) for *Campylobacter* for the Dairy and Food Safety Section.

Campylobacter is a group of gram-negative, spiral shaped, uniflagellate, microaerobic (only grows in the presence of very low oxygen) bacteria that is known to be a human pathogen. The two most common recurring *Campylobacter* strains of clinical concern are *C. jejuni* and *C. coli*. *Campylobacter* is typically associated with raw and/or contaminated poultry products, but it can also be found in other products such as raw milk.

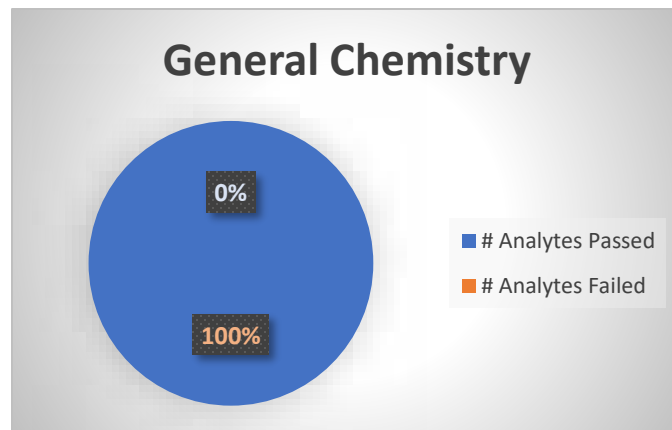
This SOP will only cover screening samples/products for *Campylobacter* and will not involve a confirmation step, which is typically performed once a sample screens positive for its' corresponding target. Samples that screen positive for *Campylobacter* will be sent to the Health Department for serotyping.

A long-term goal for the Section is to be able to screen, isolate, and store isolated *Campylobacter* strains from samples/products. The Section has seen a significant increase in *Campylobacter* cases, as it relates to human specimens and sample/product testing.

PT Results

The routine distribution of quality control samples to respective sections of the Laboratory continued. Collection and submission of data to the respective study groups for statistical analysis was conducted.

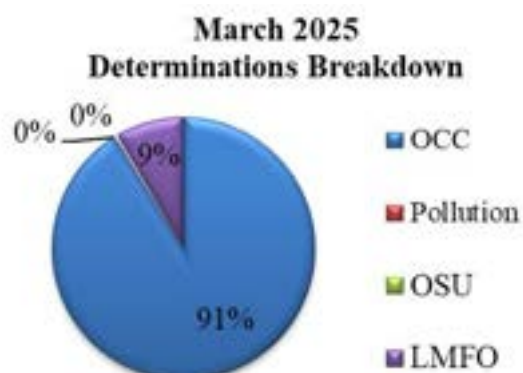
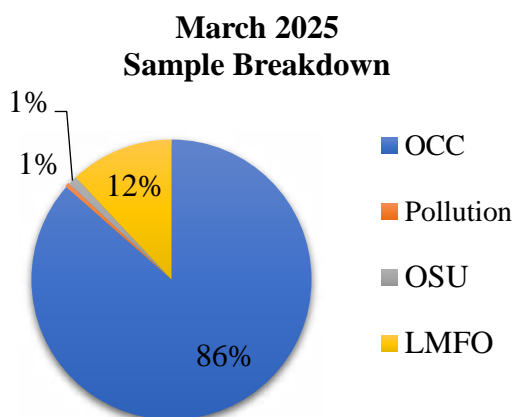
General Chemistry	
# Analytes Results Received	20
# Analytes Passed	20
# Analytes Failed	0



INORGANIC SECTION: (Elena Lyon, Environmental/Chemical Laboratory Scientist IV)

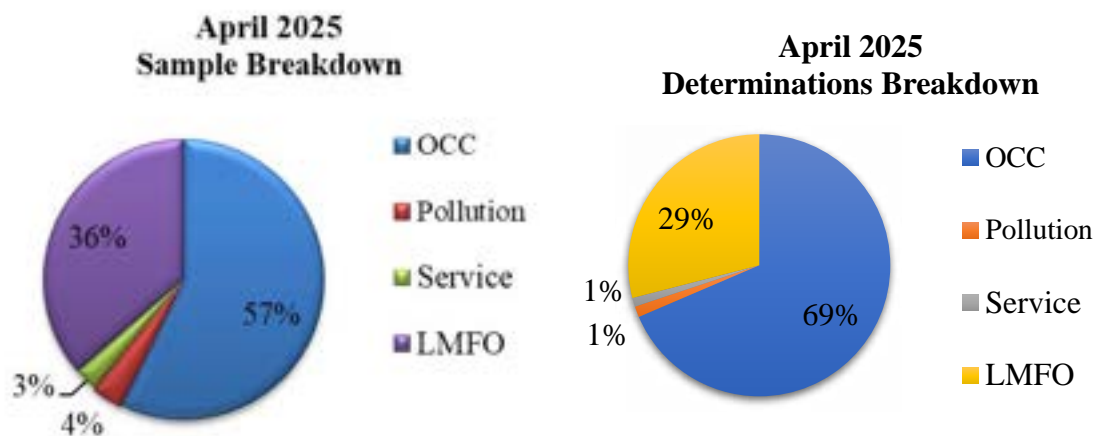
In March the Section completed 392 samples consisting of 3343 determinations, with the following breakdown:

OCC	339	3051
OSU	4	4
Pollution	2	6
LMFO	47	282
Total	392	3343



In April the Section completed 110 samples consisting of 827 determinations, with the following breakdown:

	Samples	Determinations
OCC	63	567
Service	3	9
Pollution	4	11
LMFO	40	240
Total	110	827



DAIRY/FOOD SAFETY SECTION: (Sharon Swyear, Environmental/Chemical Laboratory Scientist IV)

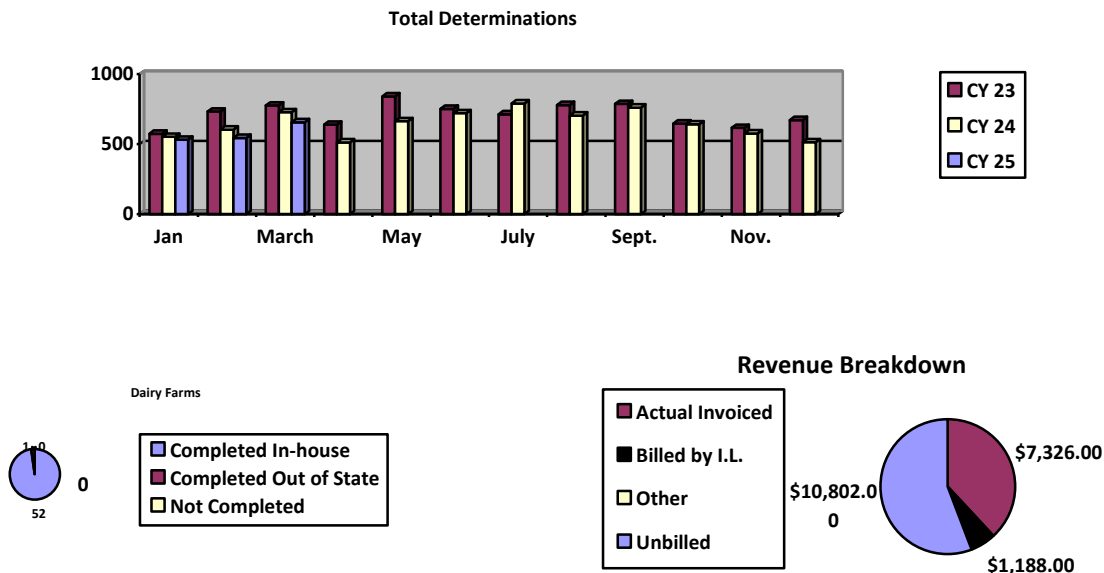
March was a typical month for the Section. One dairy is currently suspended, and one of the fifty-four dairies tested was out of state. All dairies were tested for the month.

The Section tested sixteen meat samples in March. Two meat samples were not tested due to receiving the samples after the limit of five days from collection.

There was an investigation for Salmonella in raw milk. Seven samples were collected and all seven were tested for Salmonella, two for E. coli and two for Listeria. All samples were tested for the corresponding milk tests. None of the samples detected the three pathogens. One sample was high on aerobic bacteria and two were high on coliforms.

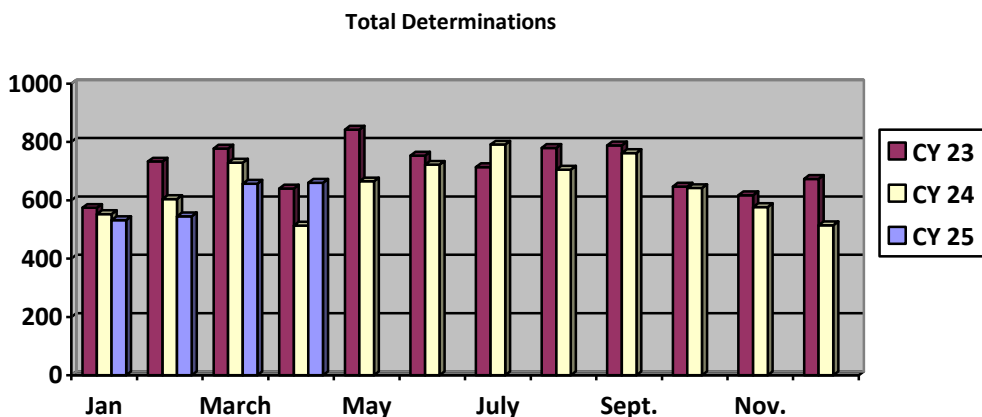
The Section is in the process of getting information on equipment and supplies needed to be able to test *Campylobacter*. This bacteria is an anaerobic organism that will die when exposed to room air so therefore must be grown in a controlled environment of nitrogen, carbon dioxide or a mixture. There have been positive *Campylobacter* detected in raw milk on multiple occasions, and the Section had to outsource the testing. The ability to test in-house will ensure the sample's chain of custody stays intact. This will also allow the Section to expand FSIS testing for *Campylobacter* if needed.

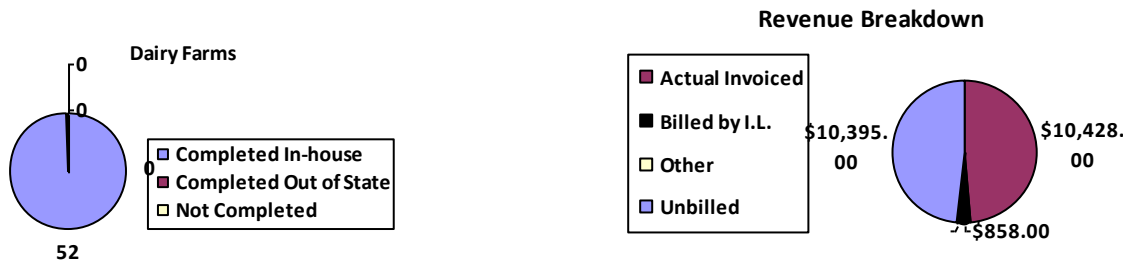
The -80 freezer has broken down, and the Section is looking to replace it. The control strains stored in this freezer can be held indefinitely



April was a typical month for the Section. One dairy is currently suspended and all dairies were tested for the month.

The Section tested seventeen meat samples. Four meat samples were not tested due to receiving the samples after the limit of five days from collection.





SEED SECTION: (Tori Gillispie, Agriculture Services Administrator I)

Activity in the Seed Section remained normal for the month of March. Records indicate a total of 129 samples received for testing. Crop types continue to consist mainly of corn, sorghum, soybean, peanuts and spring grasses. Most samples continue to be taken by CPS inspectors following up on carry over seed needing updated germination tests. Seed quality was acceptable for official samples; however we did have one lot of tall fescue with noxious weeds in excess of limitations. This resulted in a stop sale being issued. No other Seed Law violations were discovered.

The Section successfully conducted a purity and germination test on an alfalfa proficiency test through the Association of Official Seed Analysts (AOSA). Analysts continue to work on the flax proficiency test.

Seed testing remained normal for the month of April. A total number of 140 samples were received. Crops being tested consisted primarily of sorghum, soybean, peanut, corn, cotton, cowpeas, and summer grasses. Up to now there have been no quality issues discovered pertaining to summer crop seed. There were no Seed Law violations discovered during the month.

Oklahoma Genetics Inc (OGI) held their quarterly Board of Directors Meeting and field day in Chickasha. Crop updates from members indicate most crops are looking great with the exception of the western part of the state. Members stated areas of wheat fields are not looking too good. Overall, crops are doing well. Oklahoma Crop Improvement gave updates on their relocation. They have moved to the Oklahoma State University campus, due to flooding.

The Section sent an analyst to the Iowa State University Seed Lab for a Germination Short Course and Testing. The analysts brought back useful information to help better the Section and to prepare the other analysts for the AOSA certification test.

GENERAL CHEMISTRY SECTION: (Johnathan White, Environmental/Chemical Laboratory Scientist IV)

March was a good month for the Section. We were able to clear out all of our back logged samples. Sampling has almost transitioned to exclusively Fertilizers and Limes. There are currently no carryover samples over 30 days old and we have an 18 day turnaround going into the new month. Aside from our overall efforts in the Section, we were successful in getting our new Aflatoxin Fluorometer into service.

We received 185 samples, completed 280 samples consisting of 1145 determinations and with the recent rains we see a corresponding increase in samples allowing us to finish out the fiscal year strong.

Our turn-around time for the month was 19.55 days, slightly exceeding our 18 day target, this is mostly tied to ICP samples carried over into the month from January's and February's samples. By mid-month we had samples down to a 15 day turn-around time, hopefully we continue at this pace through April and beyond.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
Samples Received	19	149	17	185
Samples Completed	102	161	17	280
Determinations	591	447	107	1145
Violations	37	45	6	88
Violation %	6.26%	10.07%	5.61%	7.69%



Our new Vicam Aflatoxin Fluorometer put in service just in time for an influx of samples coming in from a feed mill that wishes to test incoming stock.

April was a relatively slow month for the Section. We did not have many samples arriving until later in the month, and since we had cleared our sample back log in March our overall numbers are below our target goals. The slow inflow of samples worked in our benefit to allow us to rework testing schedules to accommodate for the lack of a laboratory technician. We are currently able to make this work by sharing grinding and riffing duties amongst the remaining staff. This situation is acceptable with low inflow of samples but may be problematic during times of high sample load. Though we have been primarily focused on fertilizer and lime analysis we have had a slight increase in feed samples as well towards the end of the month. If these numbers hold consistent we will hit our target sample and determination numbers for the year.

The new aflatoxin fluorometer arrived in time to be used this month, we received three sets of corn to test for a feed mill that wanted to screen their incoming supplies. We completed 16 service samples for the month including nine aflatoxin samples from the one feed mill and a new Ag Lime customer along with our routine service samples. This is a substantial increase over our normal amount.

We received 184 samples, completed 147 samples consisting of 478 determinations. These samples mostly came in very late in the month. Hopefully we will continue to get samples at the current rate allowing us to finish out the fiscal year strong.

Our turn-around time for the month was 12.75 days, this is far exceeding our expectation and though it will likely increase slightly as sample load goes up it is a great place to be.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
Samples Received	50	121	13	184
Samples Completed	30	107	10	147
Determinations	102	302	74	478
Violations	8	44	2	54
Violation %	7.84%	14.57%	2.70%	11.30%

PESTICIDE SECTION: (David Smith, Environmental/Chemical Laboratory Scientist IV)

In March, formulation (marketplace) samples and residue soil samples have continued to arrive and be analyzed at a steady pace. Residue analysis of vegetation samples has finally completed the backlog, due to having two instruments online concurrently and no new samples. Consensus has been reached that techniques to increase sensitivity and lower detection limits for residue samples should be approached through concentration of sample extract. Equipment needed for this goal has been selected.

Procurement of two new HPLC-MS/MS systems for Residue analysis has been finalized, and equipment has been received. The first week of April is being scheduled for installation. These instruments will go a long way toward better serving CPS and the citizens of Oklahoma with better turnaround times of requested testing.

Pesticide Section samples completed:

In March, the Section completed 139 samples. Below is the table showing the number of samples, tests per sample, and determinations (Det.) per sample with turnaround times (TAT). The average TAT for samples completed this month is 40 days.

Residue vegetation sample TAT is increased in part due to additional analysis being requested on previously completed samples. Residue soil samples have increased due to broader collection of termiticide pretreatments.

	Number of samples	Test	Det.	Average TAT (days)
Residue Vegetation	18	58	307	150
Residue Soil	98	125	270	23
Residue Water	1	2	20	21
IFA Soil	-	-	-	-
Residue, Other	1	1	1	29
Residue, Swab	-	-	-	-
Concentrate	21	41	25	26
Tank Mix	-	-	-	-
Proficiency Test	-	-	-	-
Hemp	-	-	-	-

Average Residue Turnaround Time: 42 days

Average Formulation Turnaround Time: 26 days

Average Hemp Turnaround Time: N/A days

Totals		
# of Samples	# of Tests	# of Determinations
139	227	623

Samples the Section received by month:

The Section received 84 samples this month, comprising 94 tests. New samples received were mostly residue soil, with some tank mixes, vegetations and one water sample. (see Fig A).

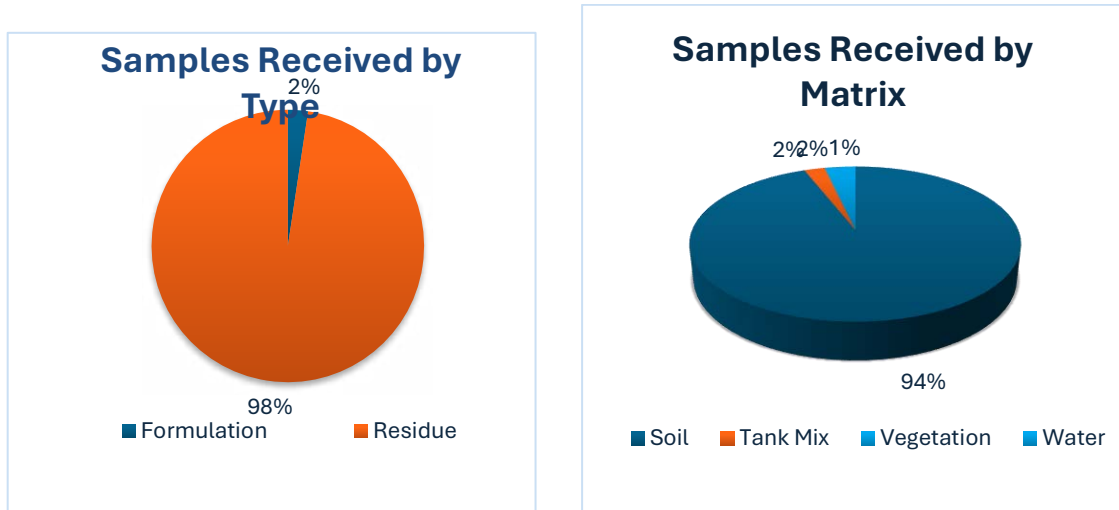


Fig A. Pie charts represent the number of samples received by type (left) and matrix (right).

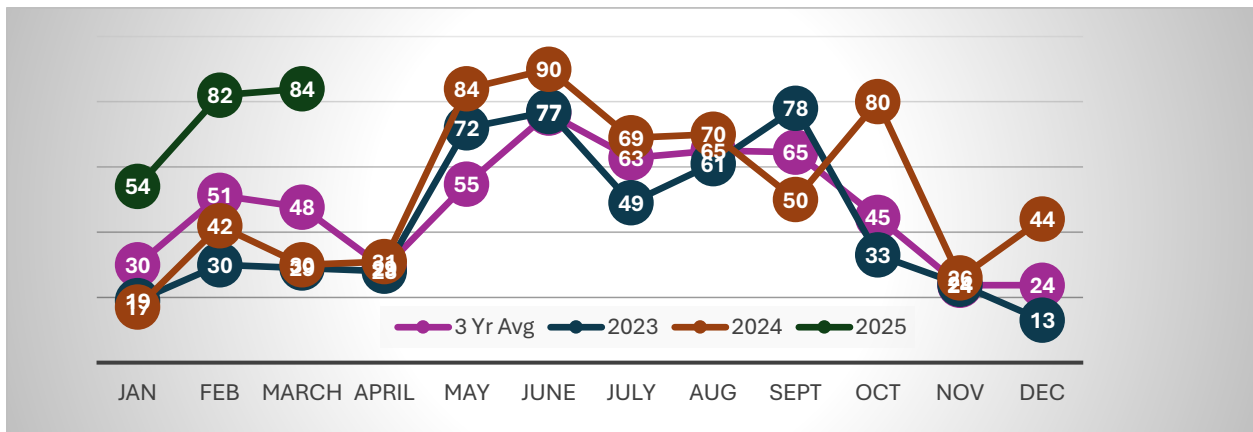
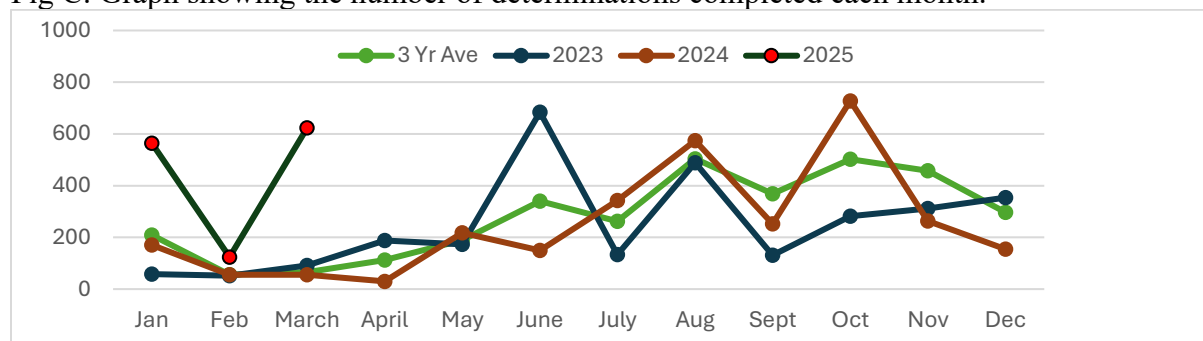


Fig B. Graph showing the number of samples received by the Section each month.

Determinations the Section completed by month:

This month, the Section completed 623 determinations with most of the determinations split between residue vegetation, and soil samples.

Fig C. Graph showing the number of determinations completed each month.



For April, formulation samples are caught up and completed while residue soil samples continue to arrive and be analyzed regularly. This lull in new samples and analysis requests is allowing for some method development towards herbicides we were previously unable to accommodate.

Receipt of new HPLC-MS/MS systems is complete. Laboratory space preparation is completed for the new systems. Installation of the new systems is scheduled for the first week of May, with system validation and training to be completed by the end of May. These instruments will go a long way toward better serving CPS and the citizens of Oklahoma with better turnaround time of requested testing.

Pesticide Section samples completed:

In the month of April, the Section completed 76 samples. Below is the table showing the number of samples, tests per sample, and determinations (Det.) per sample with turnaround times (TAT). The average TAT for samples completed this month is 16 days. Residue soil samples continue to show broader collection of termiticide pretreatments.

	Number of samples	Test	Det.	Average TAT (days)
Residue Vegetation	-	-	-	-
Residue Soil	54	54	54	13
Residue Water	-	-	-	-
IFA Soil	2	2	12	16
Residue, Other	1	4	22	8
Residue, Swab	-	-	-	-
Concentrate	8	14	9	43
Tank Mix	4	15	15	22
Proficiency Test	-	-	-	-
Hemp	7	7	7	3

Average Residue Turnaround Time: 13 days

Average Formulation Turnaround Time: 36 days

Average Hemp Turnaround Time: 3 days

Totals		
# of Samples	# of Tests	# of Determinations
76	96	119

Samples the Section received by month:

The Section received 62 samples this month, comprising 98 tests. New samples received were mostly residue soil, with a mix of other sample types. (see Fig A).

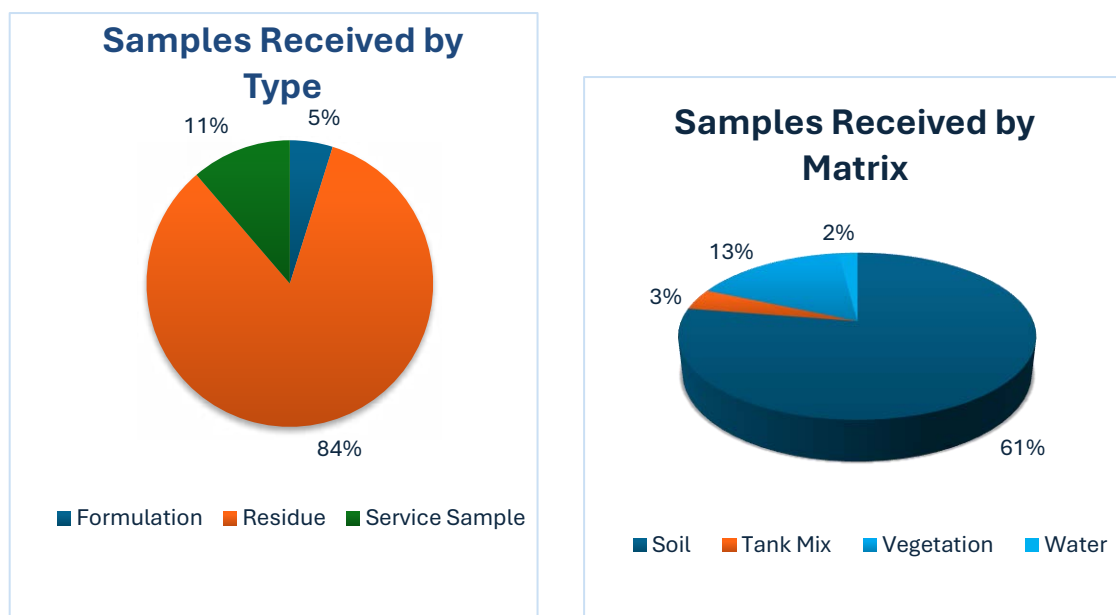


Fig A. Pie charts representing the number of samples received by type (left) and matrix (right).

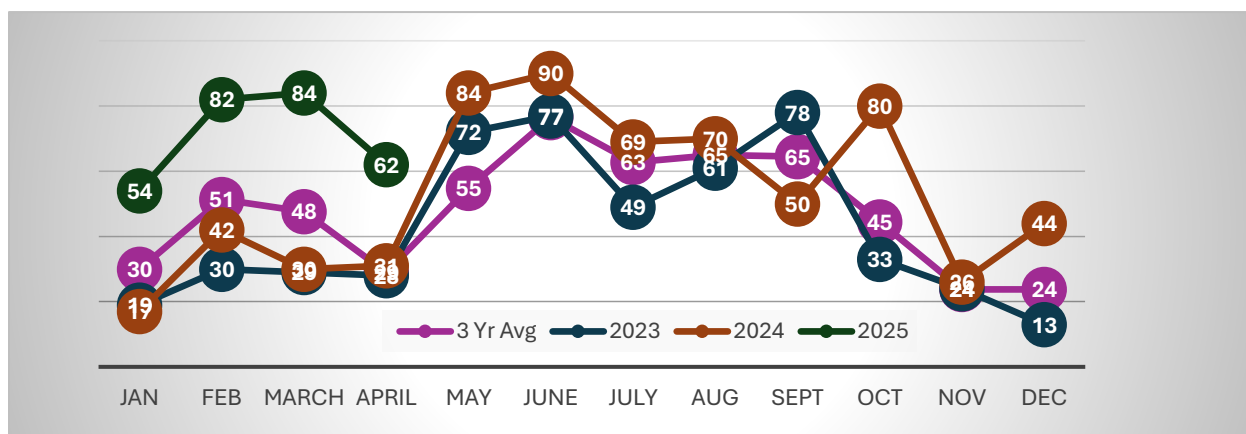
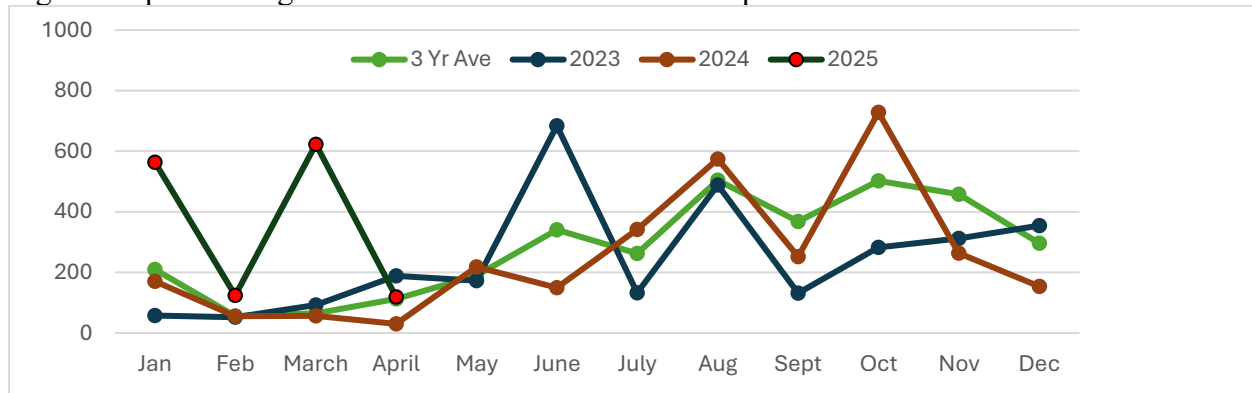


Fig B. Graph showing the number of samples received by the Section each month.

Determinations the Section completed by month:

This month, the Section completed 119 determinations with most of the determinations split between residue soils, and some tank mixes.

Fig C. Graph showing the number of determinations completed each month.



New equipment started arriving early April, temporarily held in the former Serology Section space.



New systems on benchtop during installation. Two where previously there was one. We expect this set up will greatly improve sample Turn-Around-Time for residue cases.

OKLAHOMA BUREAU OF STANDARDS: (William Krivanek, Metrologist II)

The following is a workload summary for the Oklahoma Bureau of Standards from March 1st through March 31st.

The Oklahoma Bureau of Standards generated revenue of \$50.00 during the month of March 2025. The Bureau also received its calibrated Mass Echelon II standards back from the Colorado Department of Agriculture. This will ensure that the Bureau can calibrate its own Mass Echelon III standards in-house in the future.



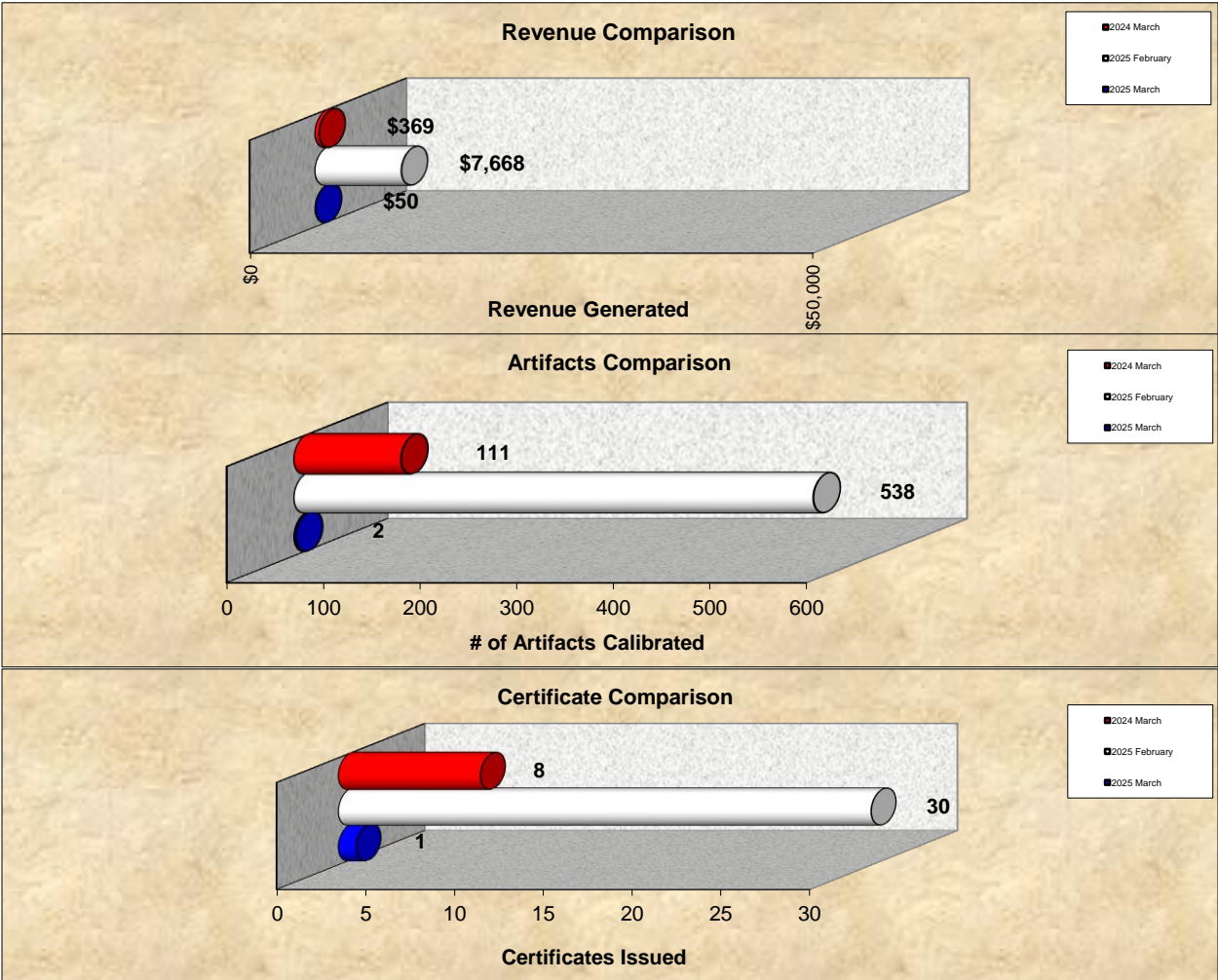
Pictured above: These are Mass Echelon II standards that the Bureau sent to the Colorado Department of Agriculture for calibration.



Pictured above: This is a set of standards (100 grams to 1 milligram) from the Mass Echelon II standards pictured above.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	0	\$0.00	0.00%	0	0.00%
In-State Customers	1	\$50.00	100.00%	2	100.00%
Totals	1	\$50.00	100.00%	2	100.00%

Echelon	Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
Mass I / II	\$0.00	0
Mass III	\$0.00	0
Volume	\$0.00	0

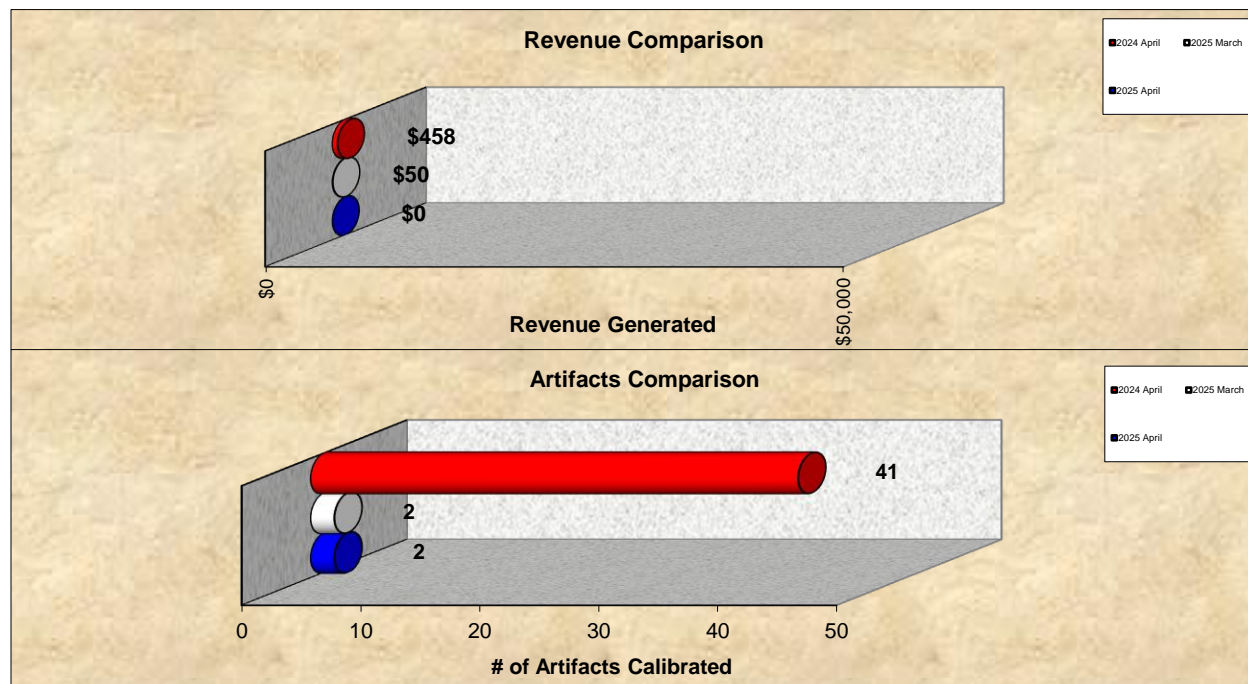


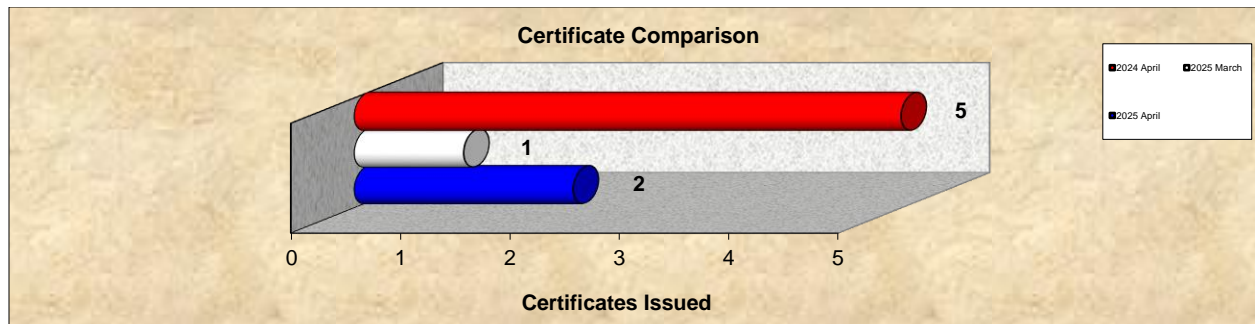
The following is a workload summary for the Oklahoma Bureau of Standards from April 1st through April 30th.

The Oklahoma Bureau of Standards did not generate any revenue for the month of April. However, it was a very productive and progressive month as Bureau staff completed a proficiency test for the National Institute of Standards and Technology (NIST) and submitted required pre-work for the Advanced Mass Seminar that is being held at NIST in July. The Bureau also purchased a Thermometer for the Mass II room. Once this equipment arrives, the Bureau will be able to calibrate its own Mass III standards in-house, allowing the Bureau to re-obtain, “Recognition and Accreditation” for Mass III calibrations.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	1	\$0.00	0.00%	2	100.00%
In-State Customers	0	\$0.00	0.00%	0	0.00%
Totals	1	\$0.00	100.00%	2	100.00%

Echelon	Total Fees not Charged	# Working Days Lead Time to Next Available Date for Calibration
Mass I / II	\$0.00	0
Mass III	\$100.00	0
Volume	\$0.00	0





Respectfully Submitted,

Brian McDowell
Laboratory Director
Laboratory Services Division

BOARD REPORT
AGRICULTURAL LABORATORY SERVICES
MARCH 2025 ACTIVITIES

FEED SAMPLES	19
FEED DETERMINATIONS	591
POSSIBLE VIOLATIONS	37
 FERTILIZER SAMPLES	 149
FERTILIZER DETERMINATIONS	447
POSSIBLE VIOLATIONS	45
 LIME SAMPLES	 17
LIME DETERMINATIONS	107
POSSIBLE VIOLATIONS	6
 PESTICIDE SAMPLES	 139
PESTICIDE DETERMINATIONS	623
POSSIBLE VIOLATIONS	0
 MEAT SAMPLES	 0
MEAT DETERMINATIONS	0
VIOLATIONS	0
 INORGANIC LAB SAMPLES	 392
DETERMINATIONS	3347
 SEED SAMPLES	 129
SEED DETERMINATIONS	133
POSSIBLE VIOLATIONS	1
 BUREAU OF STANDARDS CERTIFICATES	 1
NUMBER OF STANDARDS CALIBRATED	2
FEE CHARGES	\$50.00
 DAIRY SAMPLES	 294
DAIRY DETERMINATIONS	657
POSSIBLE VIOLATIONS	10
 TOTAL SAMPLES	 1140
TOTAL DETERMINATIONS	5907
TOTAL POSSIBLE VIOLATIONS	99

BOARD REPORT
AGRICULTURAL LABORATORY SERVICES
APRIL 2025 ACTIVITIES

FEED SAMPLES	50
FEED DETERMINATIONS	102
POSSIBLE VIOLATIONS	8
 FERTILIZER SAMPLES	 121
FERTILIZER DETERMINATIONS	302
POSSIBLE VIOLATIONS	44
 LIME SAMPLES	 13
LIME DETERMINATIONS	74
POSSIBLE VIOLATIONS	2
 PESTICIDE SAMPLES	 76
PESTICIDE DETERMINATIONS	119
POSSIBLE VIOLATIONS	0
 MEAT SAMPLES	 0
MEAT DETERMINATIONS	0
VIOLATIONS	0
 INORGANIC LAB SAMPLES	 110
DETERMINATIONS	827
 SEED SAMPLES	 140
SEED DETERMINATIONS	153
POSSIBLE VIOLATIONS	0
 BUREAU OF STANDARDS CERTIFICATES	 2
NUMBER OF STANDARDS CALIBRATED	2
FEE CHARGES	\$0.00
 DAIRY SAMPLES	 290
DAIRY DETERMINATIONS	660
POSSIBLE VIOLATIONS	8
 TOTAL SAMPLES	 802
TOTAL DETERMINATIONS	2239
TOTAL POSSIBLE VIOLATIONS	62



OKLAHOMA FORESTRY SERVICES BOARD REPORT

Serving Oklahomans by conserving, enhancing, and protecting our forest and natural resources for present and future generations.

Forestry Services' board report is formatted to reflect the priorities of the National Cohesive Wildland Fire Management Strategy, which includes Resilient Landscapes, Fire Adapted communities, and Wildfire Response.

FIRE MANAGEMENT

Fire Staff Board Report – 05/16/2025

Wildland Fire Management Executive Summary

Current rainfall maps starkly contrast last month's with much higher amounts in April and early May. This prompted vigorous green-up across most of Oklahoma dramatically decreasing wildfire occurrence and severity. Fire activity has dipped below normal; OFS responded to only two wildfires in early May, with fire departments statewide reporting similar reduced activity.

OFS wildland fire activity for April:

- 45 Wildfires burning 2,696.9 Acres
- 5-Year Average: 75.8 Wildfires Burning 4,879.48 Acres

OFS Year-to-Date Wildfire Response: 854 Wildfires burning 226,093 Acres

The seasonal downturn allowed equipment repair and rehabilitation and helped OFS staff reduce compensatory time balances. OFS also advanced hazard fuels reduction projects, completing USFS grant obligations on the Turkey Mountain Project in Tulsa County and nearing completion of the Tinker Project in Oklahoma County. The Tinker Project enhances wildfire resilience and businesses in the area, it also has national security significance, being near the future home of the B-21 Raider stealth bomber maintenance facilities.

Pile Burning at the Tinker Project to remove juniper and brush reducing fire behavior potential.



OFS has thirty-seven wildland firefighters attending May training to advance skills and increase agency qualifications. While many focus on mid-level training that is targeted at wildland firefighting, leadership, and fire behavior, etc., we have a few tackling challenging coursework within the National Wildfire Coordinating Group courses. Notably, OFS provides one instructor and two candidates for S-420 Command & General Staff, enhancing resources meeting the national standards for complex incident management. Additionally, OFS has one person attending S-378 Aerial Supervision, becoming a qualified Air Tactical Group Supervisor to coordinate firefighting aviation.

OFS is actively engaged in continuous training to enhance the agency's capacity wildfire management and our agency Incident Management Team. While some have met the rigorous training and experience standards for Complex Incident Management standards, we're enhancing internal capabilities. Over the past year, we've worked diligently to expand

our roster, filling every Command and General Staff position and essential support roles this spring. Through interagency compacts and national resource coordination, we've filled other critical positions, including bringing in a local Incident Meteorologist (IMET) with the National Weather Service in Norman, OK. The IMET's collaboration with our Geographic Information Systems Specialist (GISS) greatly enhanced our ability to issue timely fire warnings, identify key areas of concern, and kept responders informed on fire behavior and threats. We've also integrated e-ISuite and IROC (Interagency Resource Ordering Capability) to streamline resource ordering, tracking, and cost management, aligning with national standards and maximizing taxpayer funding.

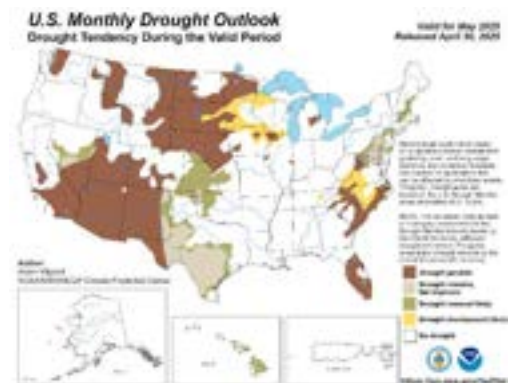
Fire Environment Outlook

Recent rainfall has led to vigorous green-up across Oklahoma, reducing drought concerns, though northwestern and Panhandle counties still need recovery. Currently, 84.5% of the state has no drought classification, compared to only 34.3% just three months ago.



The U.S. Monthly Drought Outlook shows some improvement in the northwestern and Panhandle counties through May, but the D2-Severe drought in Beaver, Harper, and Roger Mills Counties south into Roger Mills County is likely to persist with only slight improvement. This is concerning given the extended outlooks running through the summer. The current seasonal temperature and precipitation outlooks for the summer months (June to July), raise some concern if they are verified. For this period all of Oklahoma is expected to have above-normal temperatures (60-70% probability) and below-normal precipitation (33-40% probability).

The Significant Wildland Fire Potential Outlook maps, using cumulative forecasts and wildland fuels data, indicate increasing wildfire risk starting in western Oklahoma and potentially spreading statewide by mid-summer. These are generalized expectations with interagency input, not specific forecasts; this is a more generalized expectation of potential assembled with interagency input (including OFS Predictive Services) perspective of areas of expertise.



FOREST HEALTH

Emerald ash borer (EAB) traps have been put up across the state throughout early spring. This invasive beetle has been killing ash trees across the country since its discovery in Detroit in 2002. EAB has established in five southern Oklahoma counties and has likely spread but remained undetected. These purple traps will be checked in June and once more in August to determine the beetle's spread. This time of year, is EAB's peak activity, when the highest number of adults have emerged and are flying from tree to tree laying eggs on the bark.



On April 22nd and May 6th Oklahoma Forestry Services, in partnership with Consumer Protective Services and the federal agency Animal and Plant Health Inspection Service (APHIS) released parasitic wasps at Lake Murray State Park and the OFS Broken Bow office. Small bottles called Oobinator filled with eggs are placed on ash trees for the *Oobius* wasps to emerge from. These wasps are parasitoids for the invasive emerald ash borer and, when successfully established, have shown to reduce EAB populations to levels less detrimental to the trees. This was the first time these wasps were released in Oklahoma, so their chance of success is unknown. Releases across the country have occurred frequently over the last 15 years.



On April 17 Forest Health Coordinator Dieter Rudolph attended the Cherokee Nation Environmental Workshop in Tahlequah. This workshop brought in school aged children from the Tahlequah area and introduced them to careers in the field of natural resources as well as the sustainable use of Oklahoma's natural resources.

Throughout the year OFS has worked with Oklahoma Department of Libraries to develop learning modules in the form of backpacks. These backpacks will be provided to libraries across the state and aim to encourage families to get outside and learn about Oklahoma's natural resources and their sustainable management. The first backpack has been developed focusing on invasive animals and a pilot program began in April. A couple libraries across the state have these backpacks and are promoting them. Families and libraries are encouraged to provide feedback on these resources so that adjustments can be made to before releasing them to all libraries wishing to participate. The invasive animals theme is just the first of many for these backpacks.



On May 13th Dieter and GIS Specialist Chris Mask flew a drone equipped with a multispectral camera over the forest managed by OFS at the Broken Bow office. This specialized camera essentially measures the "greenness" of the leaves and needles which can show early indications of areas of stressed trees. By surveying the same area year to year, OFS can better understand the changes to the forest over time which leads to more informed management recommendations.



FOREST LEGACY PROGRAM

On April 4th Madison Gore attended the Oklahoma SAF Division's Annual Spring Field Meeting, distributing Musket Mountain fact sheets to approximately 45 attendees.

On April 10th Madison Gore conducted an Earth Day forest walk with 22 students from the Presidents Leadership Class at Seminole State College. During the walk, she provided insights into the Cross Timbers ecosystem, explained Oklahoma Forestry Services' mission, and discussed forestry practices throughout Oklahoma.



On April 16th Madison Gore delivered a tree identification course to 10 Seminole High School seniors in their AP Biology class.

On May 7th Madison Gore and Dieter Rudolph gave presentations on the Forest Legacy Program, Musket Mountain project, and cost-share opportunities available to landowners to 66 participants at the Oklahoma Forestry Association's Landowner Workshop.

Great news! The USDA Forest Service announced that the Forest Legacy acquisition grant for the Musket Mountain project will receive full funding of \$15.9 million. Madison Gore will collaborate with the finance team to submit the project narrative before May 30th. Here's the announcement link: [Forest Legacy 2025 Funded Projects | US Forest Service](#)

FOREST INVENTORY AND ANALYSIS

The Forest Inventory and Analysis (FIA) crew has been busy collecting forest health data and wildfire fuel load information across the state, commonly known as "P2Plus". On May 1st, Oklahoma FIA foresters participated in a virtual training alongside colleagues from the Florida Forest Service, South Carolina Forestry Commission, Georgia Forestry Commission, Texas Forest Service, and other agencies. Following this training, FIA foresters immediately began gathering a wide range of additional data to complement the parameters they already measure during their regular surveys. The team expects to complete all P2Plus plots by early June.

FOREST HERITAGE CENTER

Forest Heritage Center – April & May Update

- Ag Day at the Capitol – Represented the FHC and forestry education efforts at the state level.
- School Tours & Education Planning – Continued strong engagement with school groups and planning future educational initiatives.
- Tree Bear Conservation Station – Officially launched! This new kids' forestry education corner is now live in the museum and continues to grow with new additions.
- Community & Agency Partnerships – Worked with local communities and statewide agencies to seek funding and support for upcoming events and programs.
- OFA Landowners Workshop – Successfully hosted, providing valuable resources and education to landowners.
- Grace Assembly School Day – Participated in this event with over 100 students in attendance.
- 4-H Educators Visit – Welcomed Oklahoma 4-H educators for a tour and introduction to our educational offerings.
- Grant Awards – Received multiple grants to support programming and upcoming events.
- Choctaw Cultural Center Collaboration – Finalizing our joint Oklahoma Natural Resources Exhibit, set to launch in Durant.
- Oklahoma Museums Day – Preparing to attend and represent the Forest Heritage Center at this key statewide networking event.

FORESTRY EDUCATION

On April 3rd Education Coordinator Tony Pascall traveled to Guymon for the Panhandle NR Day, where he taught forest habitats to over 200 4th grade students from the region about forest habitats and their importance.

On April 8th Tony led sessions at the Weatherford Outdoor Classroom event, engaging 250 4th graders through hands-on environmental education stations. Students learned valuable lessons about sustainable forestry practices and effective forest management techniques.

April 9th brought the Oklahoma Envirothon competition in Stillwater, where Tony administered the forestry test and helped facilitate the statewide natural resource competition. The event challenged 50 high school students representing teams from across Oklahoma to demonstrate their environmental knowledge.

On April 12th Tony co-led a Project Learning Tree & Project WILD educator workshop in Cache. The training equipped 15 educators with strategies to incorporate forestry and wildlife education into their classroom teaching.

On April 14th Tony taught an engaging garden-themed lesson on pollination for 25 first graders at Wilson Elementary School in OKC.

Later that same day, he led a Tree-ID hike for 20 high school students participating in Earth Academy through OKC Beautiful, helping them identify local tree species and understand their ecological roles.



On April 15th Tony and Forester Madison Gore visited Burns Flat Elementary in Foss, teaching 130 students about forest ecosystems and their importance to Oklahoma's environment.

April 22nd was Earth Day! Tony represented Oklahoma Forestry Services at UCO's Earth Day Fair in Edmond, connecting with over 300 university students and community members about forestry conservation efforts.

On April 23rd Tony teamed up with water quality forester Aaron Black to teach at H2Oklahoma in OKC. Around 150 students rotated through hands-on water and conservation stations, learning about the crucial relationship between forests and water quality.



On April 29th Tony traveled to Arnett for a second H2Oklahoma event, where he reached 100 4th graders with a message about how drought impacts forest ecosystems.

On April 30th Tony taught 50 elementary students during the Bryan County Outdoor Classroom event in Durant. He highlighted tree growth cycles, forest health indicators, and sustainable forestry practices.

On May 2nd Tony delivered a Project Learning Tree (PLT) preview at the Oklahoma Science Consortium meeting in Edmond. Fifteen school district leaders experienced firsthand how PLT supports standards-aligned environmental education.

On May 6th Tony presented at the Oklahoma Green Schools Summit in OKC, connecting with 120 teachers and students. The discussion centered around leveraging forestry education as a practical tool for sustainability initiatives.



May 7th featured another Outdoor Classroom event—this time in Kingfisher County—where Tony taught 175 students about forest ecosystems and conservation strategies.

On May 9th Tony offered another PLT teaser at the STEM Consortium meeting in Stillwater, engaging 25 attendees with hands-on forestry activities.

On May 15th Tony led a "Trees & Me" early childhood workshop at First Lutheran School in Ponca City. He trained 7 teachers in effective techniques for engaging young learners through stories, games, and outdoor observation activities.

WILDFIRE HAZARDOUS MITIGATION:

Wildfire Mitigation Crews completed work at Turkey Mountain Urban Wilderness Area and are awaiting on final invoices to close the grant. Pile burning was completed this month at the project at Tinker Airforce Base. Crews will return to the site next month to conduct final mastication work before submitting the final invoices and closing out the grant by mid-summer.

OFS expects State Fire Capacity (SFC) awards to be announced soon for this year's applicants. This year's application was submitted and focused on the VFW Community south of Wilburton. This is a community where Veterans can build and reside without ad valorem taxes applied. The property is in an area subject to critical wildfire behavior. This month we took possession of our newest skid steer. We are thankful for the purchase and appreciate the support for our wildfire mitigation activities; it is vital to efficient mitigation work.

URBAN AND COMMUNITY FORESTRY COMMUNITY OUTREACH AND COMMUNICATIONS



April 7th Urban Forestry Coordinator Riley Coy delivered the Washington DC Survivor Tree sapling to the Oklahoma City Memorial for transportation to Washington DC.

April 8th Urban & Community Partnership Coordinator Elizabeth Bland-Corbishley presented at the Claremore Journey of Hope event at Claremore High School alongside the Oklahoma City Memorial. The event reached 800 students.



April 9th Elizabeth supervised tree planting at NSU Muskogee, with funding provided by an Oklahoma Forestry Services grant to beautify the campus. That same day, Riley assisted a student at the National Science Contest in Bethany with his spark arrestor design for house soffits, aimed at reducing fire risks from flying embers.



April 11th Elizabeth and Forest Health Specialist Evan Long taught 650 students during Chandler Park's Earth Day Event.

April 17th-18th Riley and Elizabeth, with volunteer support, collected Survivor Tree seedlings from Sunshine Nursery in Clinton and prepared them for distribution to families and individuals affected by the 1995 bombing of the Oklahoma City Murrah building.

April 19th Riley and Elizabeth attended the Oklahoma City Memorial's remembrance ceremony, distributing 234 Survivor Tree seedlings to those impacted by the bombing.



April 21st Riley presented at Journey of Hope events alongside Oklahoma City Memorial representatives at Weatherford High School and SW Oklahoma State University, reaching a combined audience of 683 people.

April 22nd was Ag Day at the Capitol. Riley Coy, Shalee Buzan, Drew Daily, Randy Holeman, and Regan Ward distributed pine seedlings and shared the OFS mission statement and success stories with Oklahoma State Capitol personnel.





April 25th Riley, Elizabeth, and Forest Legacy Program Coordinator Madison Gore attended the Survivor Tree re-dedication at Oklahoma State University. The event featured notable speakers including Secretary of Agriculture Blayne Arthur and former Urban Forestry Coordinator Mark Bays. After the ceremony, Riley and Elizabeth joined the OSU Forestry Student Chapter of the Society of American Foresters to plant 3 trees on campus.



April 30th Elizabeth attended Oklahoma State University Forestry students' Capstone presentations, where students showcased their cumulative learning. Elizabeth and Riley have actively supported a group of these students by identifying an appropriate site and landowner for their project work and providing ongoing assistance as needed.

May 2nd Elizabeth planted a Survivor Tree sapling at Guthrie High School as part of the Journey of Hope events, with 25 students participating. That same day, former Urban Forestry Coordinator Mark Bays and Forester Jim Brown presented at Newkirk High School's Journey of Hope event in partnership with the Oklahoma City Memorial, reaching 230 students.



May 14th Riley gave an interview about the Survivor Tree. The video is available at:

<https://youtu.be/f8gEa5kE6bA?si=4AmplLaaCw4jAvdy>

May 15th Riley and Elizabeth met with Enid's Park Department and their contractor at Don Haskins Park to review their tree planting project. This initiative, funded by a grant from the Oklahoma Forestry Service, will add 31 trees to a small park nestled between Enid's main hospital and surrounding residential areas.



CWDG - Turner Falls

The strategic use of grant-funded equipment, fuels management, and established firebreaks built by Oklahoma Forestry's Mitigation team, combined with expert and academic collaboration, contributed to the success of recent prescribed burns across multiple properties. These initiatives enhanced wildfire prevention, improved fire containment efficiency, and strengthened inter-agency partnerships, demonstrating highly effective large-scale fire mitigation efforts at a landscape level.

Key Results

- Six prescribed burns completed (1,400 acres) with zero containment breaches, supported by CWDG-funded firebreaks and fuels management strategies.
- Joint multi-property burn (~10,000 acres) across Coffey Cattle Ranch, Crossbar Park, and Turner Falls Park, utilizing pre-established fuel reduction measures to ensure containment success.
- 25 personnel participated, including wildfire experts, local fire departments, park staff, and Oklahoma State University (OSU) participants.
- OSU's contribution: Fire expert John Weir and 10 students played an integral role in burn strategy, execution, and evaluation.
- Grant-funded resources utilized: spray unit, drip torches, backpack blowers, hand tools, and firebreak infrastructure.

Strategic Impact

- Strengthened wildfire mitigation methods through expert collaboration and preemptive fire management strategies.
- Improved inter-agency coordination, reinforcing sustainable burn execution protocols.
- Expanded land conservation efforts, reducing overall wildfire risks across key properties.

We are currently grading round 3 applications and making round 2 funding available.

FOREST REGENERATION CENTER

The Regeneration Team has initiated planting of next year's crop as part of ongoing efforts to support hardwood regeneration. This activity contributes to the long-term restoration of native populations and aligns with broader goals for ecosystem resilience, genetic diversity preservation, and future seed source development. As pictured in the photo, the regeneration team is direct seeding a viable, locally adapted pecan seed.





The regeneration staff performed several irrigation repairs in the shade house for the newly planted containerized hardwood seedlings that are especially vulnerable during early establishment and require precise, reliable watering to ensure proper root development and survival.

The Forest Tree Improvement Center recently conducted an aerial insecticide spray application over its pine seed production orchards to protect developing cones from insect pests that threaten seed yield and quality. Aerial applications are the most efficient and effective method for delivering uniform insecticide coverage across the entire orchard canopy, including the upper crown where cones are located.



NORTHEAST AREA

Forestry Protection Highlights

- From April 3rd through May 19th, the Northeast Area had 21 fires for 1,282 acres in the protection area.
- Ivan Bingham attended the FR-105 class in Arkansas, and Doug Duncan attended as an instructor.
- Craig Longshore, Isaac Merchant, Jake Johnson, and Tony Hadley conducted an S-130/190 fire training at the OSU training academy in Bartlesville on May 2-4.
- Ivan Bingham and Craig Longshore assisted with pile burning at Tinker Air Force Base on May 13th and 14th.

Forest Management/Programs Highlights:

- Craig Longshore, David Morris, Chad Bateman, and Harris Groberg set up and conducted the NE Area FFA Forestry competition at Flint Ridge.
- Craig Longshore, Chad Bateman, Harris Groberg, and Roger Wilhite set up and conducted a local forestry competition at Cave Springs.
- Craig Longshore and Kaley Helton presented an Oklahoma Forestry Services presentation teaching attendees about various careers within OFS, wildfire management, forest health, urban forestry, conservation efforts, and the many services OFS offers to communities across Oklahoma at Muskogee Public Library.
- Harris Groberg and Kaley Helton partnered with Muskogee Public Library and offered a "Youth Tree Identification Program" that invited youth to walk Honor Heights Park while Harris taught youth how to identify trees of Oklahoma.
- Harris completed an FSP for a property in Sequoyah County for 210 acres.

Safety/Training Highlights:

- Several NE Area Rangers have attended and are scheduled to attend training held at Arkansas River Valley Fire Academy.

Administrative

- Kaley Helton participated in two webinars that count toward her Certified Procurement Officer training: "Fleet Focus" and "IT Asset Management."

Safety/Training Highlights:

- Smokey visited Jay Elementary with Evelyn Chewey, Travis Garrison, and Ivan Bingham.
- Smokey also visited Shiloh Christian School with Craig Longshore, and Skiatook with Ivan Bingham and Travis Garrison.

Ongoing Issues & Upcoming Events

- P-Card Refresher Training 5/21/25
- FY26 Budget Meeting 5/22/25
- Evelyn Chewey Retirement 5/30/25
- Adair County S-130/190 8/8-10/2025

EAST CENTRAL

Forest Protection Highlights:

- EC has suppressed 7 fires within the EC protection area on a total of 223.3 acres for an average fire size of 31.9 acres.
- Three (3) primary structures were saved at a total value of \$605,000.00.
- Four (4) secondary structures were saved at a total value of \$58,000.00.
- No structures were lost.

Forest Management Highlights:

- Foresters Brandon Faulkenberry and Caleb Fields made a trip to Spiro Mounds to inspect the health of a large water oak in front of the Visitor's Center.
- Forester Eddie Woods inspected dying oak trees for a landowner near Lamar in Hughes County and provided recommendations.
- Foresters Brandon Faulkenberry and Eddie Woods attended the OFA landowner workshop in Antlers.
- Forester Caleb Fields attended the OSU Capstone presentations.
- Two EC rangers have responded out of state on federal fire assignments.

Hazardous Fuels Mitigation:

- Wilburton rangers completed two (2) Rx burns totaling 435 acres.
- Eddie Woods completed two Rx burn plans covering 410 acres.



Information / Education Highlights:

- EC foresters and rangers set up and ran the LeFlore FFA forestry judging contest held at the Kerr Center and set up and ran the State FFA high school forestry judging contest.
- Foresters helped with setup and running the SE District forestry judging contest at Beaver's Bend.
- Foresters and rangers assisted with the Haskell and LeFlore county kids fishing derbies designed to introduce youth to the outdoors and associated activities.
- Forester Eddie Woods also helped judge the Science Fair at Quinton Public Schools.
- Foresters Brandon Faulkenberry and Eddie Woods set up and ran a booth at the Oklahoma Native Plants Festival in McAlester and handed out pine seedlings and forest management literature to over 100 attendees.

Equipment update:

- East Central auctioned off 4 old T6 engines through the state online auction.
- As of May 19, all vehicles have been picked up by the buyers.
- East Central also picked up the newest addition to the fleet which is a 2026 Peterbilt semi that will be used for hauling a firefighting bulldozer.



Safety / Training Highlights:

- East Central rangers participated in First Aid/CPR/AED training along with Defensive Driver training conducted by Rick O'Daniel.
- The Arkansas River Valley Wildland Fire Academy kicked off May 12, with multiple OFS personnel attending.
- Rangers Arron Sumpter and Harley Johnson provided instruction for the S-236 Heavy Equipment Boss course.
- Our newest employee, Blake Hadley, has been training to acquire his Class A commercial driver's license.

Special Projects:

- With the end of the fiscal year drawing near, focus will continue to be any equipment repairs needed along with buildings and grounds maintenance purchases.

Ongoing Issues:

- With the Talihina Forester 1 vacancy remaining in East Central (due to selected applicants declining the position), the goal will be to post and fill that position following the start of FY2026.

SOUTHEAST AREA

Forest Protection Highlights:

- In Protection Fires: April – 13 fires burning 1,045.6 acres, May to date – 1 fire burning 0.1 acres.
- Structures lost: 0
- Structures saved: 0
- Steve Painter, Pat Wayman, Terren Gee, Mark Webb, Bradley Walker, and Bryden Walker deployed to Texas for out-of-state wildfire assignments.

Forest Management/Programs Highlights:

- Brock Hill conducted 3 landowner consultations.
- Will Phifer engaged with 8 landowner contacts.
- Will Phifer completed one stewardship plan covering 420 acres.
- Tyler Hyatt met with 6 landowners to plan and conduct site visits for timber management and prescribed burns.
- Jacob Lewis connected with 9 landowners to discuss timber management, forest health, and prescribed burns.
- Will Phifer released parasitoids at the Broken Bow office to control Emerald Ash Borer infestations.
- Completed Southern Pine Beetle trapping with three traps across McCurtain County: one in the southern region and two in the central/north central areas.
- Several SE Area rangers supported the County and District Forestry Contests at Tiak and Beavers Bend State Park.
- Jacob Lewis and Justin Grimmatt participated in the Durant Earth Day Festival on April 26th, distributing nearly 100 loblolly pine seedlings and engaging with approximately 200 visitors of all ages.

Safety/Training Highlights:

- Pat Wayman conducted two safety meetings: one covering Wildland Urban Interface Watchout Situations and appropriate fire line responses, and another addressing unsized fires – reviewing dangers and risk-reduction actions for firefighter safety.
- Brock Marble and Justin Grimmatt attended the Arkansas Dozer Academy in Little Rock, AR.
- Jacob Lewis and Brock Marble enhanced their wildland fire suppression skills at the Arkansas River Valley Wildland Fire Academy.
- Justin Grimmatt completed bloodborne pathogens training.
- Tama Lester successfully completed the L-975 Finance/Administration Unit Leader Class through the Northern Rockies Training Center in virtual format.
- Presley Byington, Sonny Johnson, and Jacob Lewis represented the agency at the Little River Conservation Outdoor Day with Smokey Bear.
- Jacob Lewis attended the Oklahoma Forestry Association meeting in Antlers.
- Bradley Walker and Jimmy Morris, along with Smokey, visited the Lyft HeadStart in Broken Bow to read a book and educate children about Smokey Bear.
- Arkansas River Valley Wildland Fire Academy in May – 11 attendees from the SE Area will participate

Employee Recognition/Other:

- SE Area hosted HQ APOs and administrators for their annual budget training/meeting.
- Tama Lester, FSCC-T, hosted Tammy Carter and Ashley Johnson in the SE Area for the OK IMT Finance Section After Action Review and task book evaluations.



Durant Earth Day Display



New transport truck for the SE Area



CONSUMER PROTECTION SERVICES DIVISION

JUNE 4, 2025, BOARD MEETING REPORT FOR MARCH/APRIL/MAY 2025

PESTICIDE SECTION

Pesticide Registration Activity

Pesticide registrations from April 1st to May 13th in 2025 are presented in the following chart. A total of 1549 products were registered, of the products registered there were 1384 renewals and 165 new. There were 143 products cancelled.



Pesticide Samples

Pesticide samples taken March-April 2025 is presented in the following chart. A total of 110 Residue, 5 Tank Mix, and 2 Concentration samples were taken.

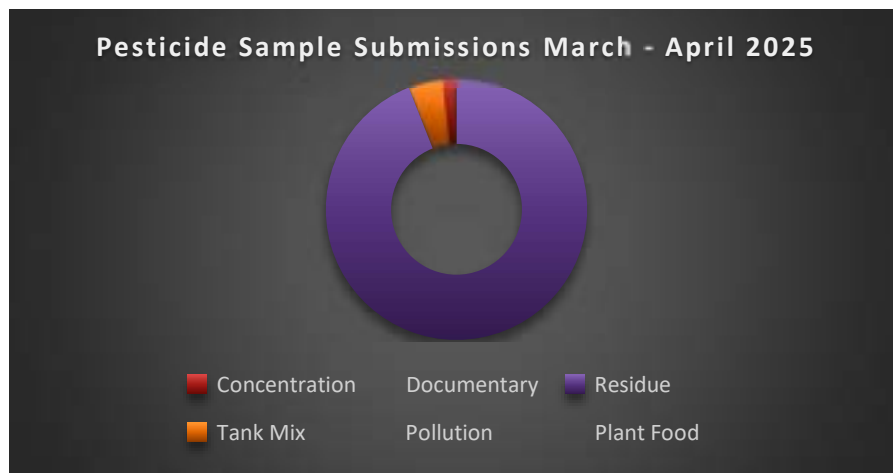


Table 1. Inspection Count for March - April 2025*

Number of Inspections

Inspection Type	March	April	Two Month Total
CPS Investigation Form	9	29	38
Marketplace	46	38	84
Pesticide Applicator Facility	19	27	46
Pesticide Service Inspection	0	0	0
Restricted Use Pesticide Dealer	6	14	20
Container Containment Inspection	0	0	0
Producer Establishment	0	0	0
Use	57	56	113
Termite	0	0	0
Wood	19	0	19
Pre-treat	0	9	9
Drift Investigation	0	0	0
Pesticide Label	127	133	260
Worker Protection	0	0	0
Total	283	306	589

* Inspections not yet submitted at the time of this report will be reflected in the next board report

Along with the above inspections, CPS Field Agents also took 112 non-agriculture use samples, 2 marketplace samples, and 3 agricultural use samples for a total of 117 samples.

Pesticide Testing & Updates

Pesticide Producing Establishments

Successfully sent 63 renewals through the new system – UI Bakery. As of 5/15/2025, 32 renewal fees have been paid and licenses issued.

OKVMA Board Meeting

The Oklahoma Vegetative Management Association had their first board meeting this calendar year on April 15, 2025. We discussed the activities for the OKVMA Fall Conference and what speakers to have for each time slot.

Pesticide Complaints

PESTICIDE COMPLAINTS	April 5, 2025 – May 15, 2025			
	RECEIVED	CLOSED	WARNINGS ISSUED	NO ACTION
CONSUMER GENERATED:	21	5	1	5
MUSK THISTLE:	13	0	0	0
PMR CASES:	20	10	21	10
CASES REFERRED TO OGC:	22			

ENVIRONMENTAL RESOURCE AND HORTICULTURE SECTION

Plant Protection Program

Phytosanitary Certificates

Federal phytosanitary certificates Issued from March 1, 2025 – April 30, 2025

Commercial value of shipment \$1,250 or more:

33 Federal phytosanitary certificates issued @ \$106.00 each

Commercial value of shipment is less than \$1,250:

6 Federal phytosanitary Certificates issued @ \$61.00 each

Federal Phytosanitary Certificates (March 1, 2025 - April 30, 2025)			
Country	Product	Quantity	Phytos Issued
Belgium	Barrelclover Seed	0.02 Kg	1
Canada	Nursery Plants	4,586 plants	6
Denmark	Black Walnut Logs	36 Logs	1
France	Wheat Seed	30 G	1
Germany	Black Walnut Logs	32 Logs	1
Indonesia	Miscanthus Seed	60 Metric Tons	3
	Black Walnut Logs	37 Logs	1
Japan	Agave Plants	8 Plants	1
	Sesame Seeds	703,247 Kgs	9
Mexico	Mushrooms	52,000 Lbs	2
Republic of Korea	Sesame Seed	200,000 Kgs	1
Spain	Barrelclover Seed	.004 Kg	1
Thailand	Miscanthus Seed	80 Metric Tons	4
United Kingdom	Barrelclover Seed	0.01 Kg	1
Vietnam	Black Walnut Logs	529 Logs	6
		Total	39

Companies applying for federal phytosanitary certificates:

Ally Global Logistics	3
Baillie Lumber	4
Bluebonnet Feeds	1
Greenleaf Nursery	5
International Ingredient	7
J-M Farms	2
John Conner Global	2
Kings Mums	1
OSU Bioscience	3
OSU Plant & Soil	1
Sesaco	9
Tobin Newcomb	1

State

State phytosanitary certificates Issued from March 1, 2025 – April 30, 2025.

259 phytosanitary certificates for 27,095 plants.



Phytophthora ramorum Survey

P. ramorum

We are continuing to survey for *Phytophthora ramorum* (Sudden Oak Death) in Oklahoma. This is a federally funded survey that begins in January. As Spring plant shipments are increasing, CPS Field Agents are inspecting host species (Azalea, Rhododendron, Camellia, Kahlmia, and Viburnum) as they find them in nurseries and garden centers.



As of May 16, we have completed 131 inspections and expect that to increase over the Summer and Fall.



Box Tree Moth Survey

Box Tree Moth (*Cydalima perspectalis*) is an invasive pest that can cause damage to and kill Boxwood plants. This federally regulated pest was found in New York in 2021 and continues to spread throughout the Northeastern United States. It has been since been found in Massachusetts, Michigan, Ohio, Delaware, and Pennsylvania. It has not yet been found in Oklahoma.



ODAFF is participating in a federally funded survey to visually inspect and trap Box Tree Moth. Over the next few weeks, 60 traps will be placed across the state at nurseries and garden centers and will be checked every 2 weeks until October.

As of May 16, CPS inspectors completed 153 visual surveys and placed 4 traps.



Hemp

There are currently 66 hemp growers, 30 hemp processors/handlers, 201, 754 licensed sq ft, and 2670 licensed acres.

ODAFF has been investigating THCa flower complaints around the state. There have been multiple reports of retailers and wholesalers selling flower with high total THC and claiming the product is hemp.

AGRICULTURE RESOURCE SECTION

Weights & Measures Program

During this period the large capacity scale technicians tested 143 Vehicle scales and 5 Ranch scales, 16 Vehicle scales were rejected.

CPS Field Agents checked a total of 1315 small scales and 13 platform scales, 11 of the scales were rejected. There were 18 random pack inspections, and 33 standard pack inspections conducted that resulted in 4 companies receiving letters of warning. Additionally, 67 price verification inspections were conducted at various retailers that resulted in 2 companies receiving letters of warning.

Five-scale companies received a letter of warning for not properly servicing scales. One company received a letter of warning for label violations on a seed product. One scrap metal dealer received a letter of warning for records violations.

Fertilizer Program

Program Performance

Below you will find the performance numbers for fertilizer, agricultural lime, and soil amendment programs for the time-period of April 1st through May 15th, 2025.

Sample Type	Number	Deficiency Penalty/SS
Fertilizer	218	17
Lime	14	-

Investigation Type	Number
Letters of Warning or Deficiency	12
Dry Bulk Fertilizer Storage Facility	8
Liquid Bulk Fertilizer Storage Facility	8
NH ₃ Nurse Tank Inspections	17(489 total tanks)
NH ₃ Storage Tank Inspections	17 (36 total tanks)

Feed Program

Program Performance

During this reporting period there were a total of 18 official feed samples analyzed, with 102 feed determinations made from these samples. These determinations resulted in the issuance of 5 violations for feeds or feed ingredients that did not meet established tolerances based on their guaranteed analysis. Many of these violations were issued for products deficient in Copper. Other violations included Crude Protein.

Three stop sale orders were issued for feed products with severe deviations from their guaranteed analysis. Two stop sale orders were issued for products deficient in Vitamin A. One stop sale was issued for a product deficient in Salt.

The following tables show a two-month comparison of label violations and stop sale orders issued by the Department for feed products that did not meet their guaranteed analysis.

Table 1. Feed Notice of Label Violation Summary March 2025 – April 2025

Nutritional Guarantee	Number of Label Violations		
	April ¹	March ²	Two Month Total
Crude Protein	2	2	4
Non-protein Nitrogen	0	0	0
Crude Fat	0	1	1
Crude Fiber	0	0	0
Calcium	0	1	1
Phosphorus	0	2	2
Salt	0	1	1
Magnesium	0	0	0
Potassium	0	0	0
Copper	3	1	4
Manganese	0	0	0
Iron	0	0	0
Zinc	0	1	1
Vitamin A	0	0	0
Methionine	0	0	0
Total	5	9	14

¹ 18 feed samples analyzed with 102 determinations; ² 95 feed samples analyzed with 553 determinations

Table 2. Feed Stop Sale Summary March 2025 – April 2025

Nutritional Guarantee	Number of Stop Sales		
	April ¹	March ²	Two Month Total
Crude Protein	0	0	0
Non-protein Nitrogen	0	0	0
Crude Fat	0	1	1
Crude Fiber	0	1	1
Calcium	0	1	1
Phosphorus	0	0	0
Salt	1	1	2
Manganese	0	0	0
Potassium	0	0	0
Copper	0	1	1
Zinc	0	0	0
Vitamin A	2	2	4
Medicated Feed	0	3	3
Total	3	10	13

¹ 18 feed samples analyzed with 102 determinations; ² 95 feed samples analyzed with 553 determinations

I will be glad to answer any questions from the Board members.

A handwritten signature in blue ink, reading "Kenny M. Naylor".

Kenny M. Naylor



Oklahoma Department of Agriculture, Food and Forestry
Animal Industry Services Board Report
June 4, 2025
Activities April 5, 2025 – May 16, 2025

Animal Disease Traceability:

During this time, we distributed 7,100 orange calfhood vaccination EID tags to veterinarians, and 66,600 official EID tags to veterinarians, livestock markets, and producers.

16 new accounts were opened for the no-cost electronic CVI we offer to Oklahoma veterinarians. Since we stopped distributing paper CVIs at the end of December, we are seeing a decrease in the number of paper CVIs being returned, and an increase in the number of electronic CVIs. For the most part, the transition has gone smoothly and there have been very few major complaints.

Marissa and Austyn attended the USAHerds User Group conference May 13-15. They had the opportunity to network with other users, and learn how other states use the database for programs. They were also able to work with some Acclaim personnel to get a process repaired that has not worked for several months.

AIS continues to work with Acclaims services through the transition planning for moving the information from USA Herds to the new Ag Enterprise platform.

We continue to assist Investigative Services with cattle theft investigations by reviewing official identification records in USAHerds to determine if movement has occurred.

Aquaculture:

Marissa finalized one new license and has three new inquiries.

Biologics:

During this time we had 11 new products registered.

We continue to receive requests for the imported avian Metapneumovirus vaccine for use in poultry flocks in the state. We have currently approved five imported aMPV vaccines for three biological companies and have approved one experimental autogenous aMPV vaccine.

On April 21st, a confirmed case of Egg Drop Syndrome was reported to Dr Parrott for a flock in Oklahoma. With the confirmation of EDS in Oklahoma, we will be able to review any EDS vaccine requests. On May 14th, a request from a biological company to utilize an imported inactivated EDS vaccine was received. An MOU with the poultry company was developed and the vaccine request was approved.

Expired biologics were found at a store. The products were removed with verbal education provided to the store manager.

Cattle Programs:

The outbreak of Highly Pathogenic Avian Influenza in dairy cattle is continuing. It has now affected 1,067 herds in 18 states. California has had 766 infected herds, and Idaho has had 101 identified.

We are participating in USDA's National Milk Testing Strategy. As part of that program, we will test every licensed dairy in Oklahoma monthly. Testing for the first four months of 2025 has all been negative. Once all states have achieved negative status for several months, the US will be declared free of HPAI in the dairy herd.

Brucellosis:

The only remaining reservoir of *B abortus* in the U.S. is in elk and bison in the Greater Yellowstone Park area.

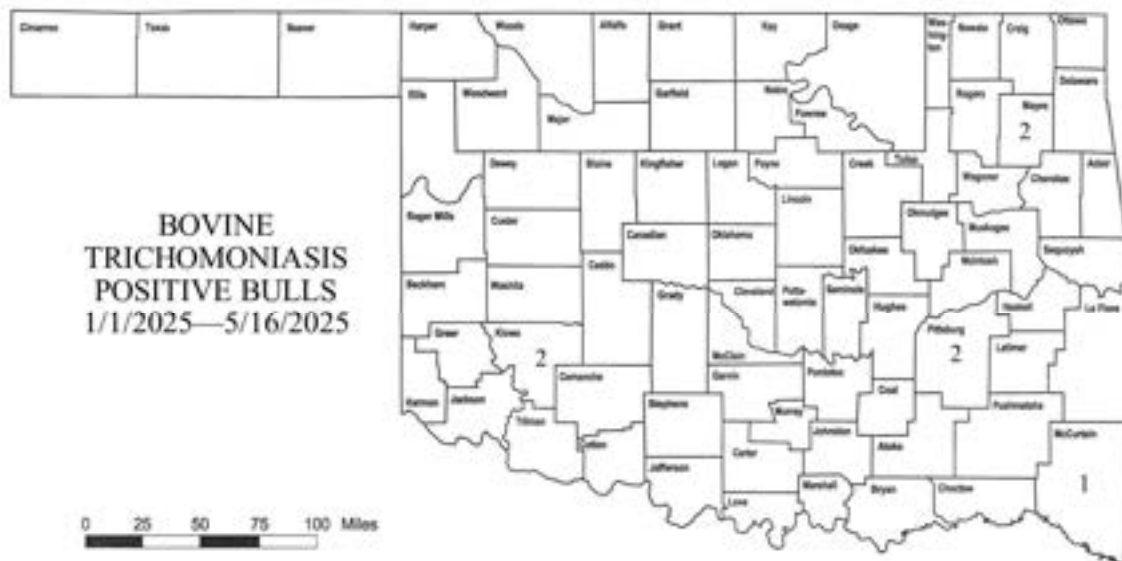
While there is very little need to test for *B abortus* any longer, this means we have very little or no surveillance for *Brucella suis* (Swine Brucellosis) in cattle, which currently infects approximately 20% of the feral swine that our Wildlife Services personnel test. *B suis* can, and does, infect cattle occasionally.

Marissa recertified one Brucellosis free herd.

Trichomoniasis:

During this period there were 2,751 Oklahoma bulls tested for Trichomoniasis, and three were confirmed to be positive.

Marissa recertified one Trichomoniasis Free herd.



9,256 bulls tested / 7 positive = 0.076% positive

Our current statistics compare to 2.1% positive bulls in 2011, 1.4% in 2012, 1.3% in 2013, 1.4% in 2014, 1.1% in 2015, 1.1% in 2016, 0.5% in 2017, 0.32% in 2018, 0.42% in 2019, 0.35% in 2020, 0.28% in 2021, 0.3% in 2022, 0.22% in 2023, and 0.13% in 2024.

Tuberculosis:

There was no significant activity in the TB program.

Johne's Disease:

For the past 11 years we have received 1134 positive reports for Johne's infected animals on 832 new premises in Oklahoma. For year to date reports for the last 11 years the average is 26 new premises. The current year to date is 17 new premises. For this period we have 6 new premises. Hopefully our producers are realizing that this is a disease that is difficult to control and eliminate once acquired.

We continue to help producers and veterinarians with testing strategy and management decisions.

Emergency Management:

With the continued incursion of New World Screwworm in Mexico, we have been working with OSU Extension, OADDL, Oklahoma Cattlemen's Association, OK Beef Council, OK Pork Council, and NASAHO to develop a response plan should NWS be detected in Oklahoma. Our planning is focused on 3 priorities, movement control, surveillance, and treatment to eradicate the pest. We are working with neighboring states to standardize response efforts to optimize continuity of business for our livestock industry but also limit the spread and scope of NWS.

During this timeframe, we were notified that NADPRP proposals submitted for FY25 were selected for funding. The first project submitted by Austyn Fuss, "Strengthening Food Security: An Educational Excursion on Enhancing Biosecurity" will allow us to focus on outreach and education of Secure Food Supply planning that is currently a gap in our planning process. The second project submitted by Dana Call, "Enhanced Biosecurity and Emergency Preparedness Training for Livestock and Bison Herds on Tribal Lands: Preparedness and Response of Oklahoma's Unique Multi-Agency, Multi-Jurisdictional and Tribal Sovereignty Framework to a High-Consequence Transboundary Animal Disease Outbreak", will allow us to develop a response plan and tabletop exercise to work with Tribal partners on implementing control measures for Foot and Mouth Disease.

On April 25, Dr. Gorczyca-Southerland and I met with a visiting scientist from Queensland University in Australia to discuss utilizing GPS and accelerometer enabled ear tags to assist with disease tracking of cattle on range land. Dr. Mark Trotter is using this technology to determine its feasibility as an early monitoring system for foreign animal disease detection. He is working with OSU Animal Science to expand his research.

On May 13th, Dr. Gorczyca-Southerland and Dr. Parrott provided a presentation to the Canadian County Local Emergency Planning Committee over HPAI and the phases of a response.

Equine Programs:

The Piroplasmosis positive horse identified in Haskell County continues to undergo post treatment testing and remains under quarantine to mitigate the risk of further transmission.

All quarantines associated with the March 6, 2025, Equine Infectious Anemia (EIA) case in Carter County have been released. No additional positive cases have been identified.

The Garvin County premises connected to the April 4, 2025, EIA-positive case remains under quarantine. The affected horse was euthanized on April 10, 2025. All exposed horses continue to be tested in accordance with EIA protocols, with no additional positive cases detected at this time.

On April 29, 2025, a third EIA-positive horse was confirmed in Garvin County. This horse was euthanized on May 1, 2025. The premises and all exposed horses are currently under quarantine, and testing is ongoing. No additional positive cases have been identified among the exposed horses.

On May 6, 2025, a neurologic case of Equine Herpesvirus Type 1 (EHV-1), also referred to as Equine Herpes Myeloencephalopathy (EHM), was confirmed in Rogers County. The horse exhibited neurological signs but had no recent travel history aside from a visit to a veterinary clinic, where it was immediately isolated. The originating premises is under quarantine, and the ten other horses on-site are being closely monitored for signs of EHV-1. The quarantine will remain in effect until all state protocols are met.

Farmed Cervidae Programs:

Farmed cervidae license renewals and facility inspections are ongoing. To date, there are five farmed cervidae facilities under quarantine. All five facilities have received whitetail deer from Texas herds. They were granted an exception to import, required to isolate and quarantine the imported deer until they can prove that all deer are retested and negative for tuberculosis.

On April 10, Dana Call attended a virtual webinar for CWD spillover preparedness and response. The webinar focused on disease spread to other mammals, including humans, reviewing the ways in which it naturally persists in the environment and the potential for spread.

On April 16, Dana Call attended the CWD monthly Cervid Health call. Dr. Tracy Nichols provided a review of CWD herd certification program standards required by the USDA cooperative agreement to manage this program.

The 2024 CWD cooperative agreement vendor, North American Deer Registry, continues to receive tissue samples for genetic testing and GEBV scoring. To date, 653 of the 1,200 samples expected to be tested by September 2025 have been completed.

Feral Swine:

Feral swine license renewals and facility inspections are ongoing.

On May 13, Dana Call attended a virtual training through Kelly Registration Services. The training demonstrated their new electronic help desk, for faster response times and continuous monitoring of progress made to correct a reported issue.

There was one feral swine complaint submitted, and it was quickly resolved by educating the individual and guiding them to obtain a feral swine handling facility license. They submitted an application, received an inspection and are currently licensed.

Foreign Animal Disease:

During this time we had no FAD investigations.

On May 12 I participated in a virtual meeting with USDA to discuss the closing of the U.S. / Mexico border to cattle, horses, and bison due to New World Screwworm moving closer to the border. We discussed what is being done in Mexico and what the plans are moving forward.

Livestock Market Audits:

G & C Goats is the newest licensed livestock market in our state. Gilmon Gilbreath and Corey Catlett have upgraded their poultry auction with the equipment and facilities to handle small animals. The partners held their first sale on May 3 and are now operating the second and fourth Saturdays outside of Blanchard, Oklahoma.

In addition to this new market activity, this division sent packets to a few other individuals interested in the sheep and goat marketing business. This period also allowed for several custodial account reviews.

Livestock Auction Market Activities

Auction market licenses issued	1
Auction market licenses pending	0
Market custodial audits completed	6
Auction market complaints investigated	0
Fines collected	0
Livestock Markets with Legal Action	0
Special Audits (Market Development)	0

Outreach:

On April 8 I was interviewed by Maddie Squires of Hobart FFA about HPAI for a speech.

On April 9 I participated in a meeting of the National Assembly of State Animal Health Officials at the NIAA Conference in Kansas City. I participated virtually.

On April 9, 2025, Dana Call attended the Inter-Tribal Emergency Management Coalition meeting in McCloud Oklahoma. AIS continues to foster a collaborative relationship with this group to develop contacts, provide resources and education regarding livestock disease and protection to the tribes across the state.

On April 15, Deputy Commissioner Rowlett and I met with ODWC personnel and a deer breeder in Representative Rusty Cornwell's office to help the breeder understand the rules he should be following.

On April 15 I was interviewed by Layla Kidd from Broken Arrow FFA for her Capstone project.

On April 17 Dr. Stone presented updates to the NEOVMA meeting. He covered the threat of New World Screwworm, discussed the HPAI outbreak, discussed the recent EIA cases in Oklahoma, and discussed the recent cases of Pseudorabies in show pigs in Oklahoma due to feral swine exposure.

On April 24 I gave a presentation about cattle health and traceability to the Grady County Cattlemen's Association annual banquet.

On April 28 Dr. Stone was interviewed by several STEM students about agriculture, careers in agriculture and the challenges facing agriculture.

On April 30 we hosted the monthly VMO meeting for AIS and APHIS veterinarians.

On April 30 I led a meeting with representatives of OSU, OCA, LMA, OBC, OK Pork, USDA, and others to discuss the New World Screwworm issue.

On May 5 I traveled to Stillwater to participate in the OADDL Board of Advisors meeting.

On May 7 I participated in a virtual meeting with USDA and OSU CVM graduating seniors to present orientation to become accredited to do regulatory work.

On May 7 I gave a presentation about Trichomoniasis to graduating veterinary students who are planning to practice in Oklahoma.

On May 2 I attended a meeting at the Harold Hamm building to discuss work that Farm Journal Foundation is doing to discover the reasons for the shortage of rural food animal veterinarians and discuss things that are being done to alleviate the shortage.

On May 13 I attended a virtual meeting to discuss potential changes to the Veterinary Practice Act.

On May 14 Secretary Arthur, Deputy Commissioner Rowlett, and I met with a Joint Session of the House and Senate Ag Committees to discuss the New World Screwworm issue.

On May 14 I was interviewed by Drury Vaughan from KXII Channel 12 in Ardmore about the need to vaccinate horses against West Nile Virus, Sleeping Sickness, Tetanus, and Rabies.

On May 15 I was interviewed by Katelyn Ogle of KFOR about the New World Screwworm issue.

On May 16 I was interviewed by Seth Millstein from Sentient Media about the New World Screwworm issue.

On May 16 I was interviewed by John Enns of KFRM Rado about the NWS issue.

Poultry Programs

There have been 28 sick or dead birds submitted for our sick bird/dead bird program since last report and a total of 86 since January 1st, 2025.

We have had no new HPAI (High Pathogenicity Avian Influenza) positive detections in Oklahoma since the last report. Our two HPAI positive WOAHS Non-poultry flocks from Grady County and Woodward County remain under quarantine.

We continue to respond to sick bird calls with testing of suspect birds. Furthermore, we are actively engaged in HPAI surveillance, which includes testing of avian populations at live bird markets, auctions, and feed stores.

The 2022 outbreak of Highly Pathogenic Avian Influenza remains ongoing, impacting multiple poultry flocks across the U.S. This continues to be the largest foreign animal disease incursion in U.S. history, with over 136 million birds affected. The virus has impacted domestic flocks in all 50 states and one U.S. territory, with 1,700 confirmed premises and 447 active Control Areas and Surveillance Zones still in effect.

We have observed a slight downward trend in HPAI cases across the United States. With the spring migration mostly over we anticipate a bit of a lull until the fall migration begins. Therefore, we continue to emphasize the importance of biosecurity for both commercial and backyard flocks through outreach efforts, including emails, social media, and county extension officers.

Dr. Parrott delivered a presentation on Biosecurity and Highly Pathogenic Avian Influenza (HPAI) to commercial poultry producers at the OSU Poultry Waste Management meetings held on April 15th in Sallisaw OK and May 13th in Jay OK.

Public Health

On March 13 Drs. Parrott, Gorczyca-Southerland, and I met with Oklahoma State Department of Health personnel to discuss the backyard HPAI cases and the potential impact to human health.

Rabies in Livestock:

We had no cases during this time.

Sheep and Goat Programs:

One goat herd completed the renewal of their Brucellosis Certified and TB Accredited herd status.

Swine Programs:

Of the three show pig herds that were affected by Pseudorabies in January, two have been depopulated. One of those has completed cleaning and disinfection and been allowed to repopulate to maintain their operations. The second herd owner has elected to not repopulate at this time.

The third herd has been released from quarantine and is scheduled to have hopefully a final whole herd test performed in late June or early July.

On April 11, Dr. Gorczyca-Southerland and I met with Dr. Sara McReynolds and Dr. Justin Smith with the Kansas Department of Agriculture to discuss an opportunity to develop a pilot project for exhibition swine to utilize AgView for movement recording in lieu of CVIs for interstate movement to a jackpot series between KS and OK. While we are in favor of this pilot project as it would increase the use of AgView and ultimately US SHIP enrollments, OK requires negative pseudorabies and swine brucellosis on importing swine even for exhibition purposes. Further discussion is planned on determining how to utilize AgView to verify testing status for project participants. On April 16th, Dr. Gorczyca and Dr. Sara McReynolds continue the discussion with Dr. Patrick Webb with AgView.

On April 16th, Dr. Gorczyca attended the monthly US SHIP OSA call.

AIS continues to work with the commercial swine producers as they enroll in the US SHIP program.

Ag View and RabApp continue to improve and expand their web based systems to manage commercial swine, herd movements, biosecurity and swine production health plans. Dana Call has been assigned as the primary contact for approving swine production health plans through Ag View.

Effective May 9, 2025, an update to the certified swine sample collector training program renewal criteria was changed from annual renewal to every three years. Commercial swine staff who received this training will be instrumental in collecting samples from swine herds during a foreign animal disease response.

Miscellaneous:

On April 22, Drs. Gorczyca-Southerland, Parrott, and I took our Administrative Staff to lunch at Spark in Scissortail Park to celebrate Administrative Professionals Day. After lunch we spent a few minutes exploring the park.



On May 6 and 8 Austin Fuss, Dana Call, Marissa McLaughlin, and Dr. Stone attended “Train the Trainer” Secure Beef Supply training. The training was supported by the NCBA, SBS and BQA. We will now use this for educational outreach for producers.

On May 14, Redlands Interns completed their producer’s Secure Food Supply Plan with me. Students completed a Secure Pork Supply Plan for a show pig producer and a cow-calf Secure Beef Supply Plan. Austyn Fuss has contacted other colleges to establish MOUs and provide college students the opportunity to collaborate with AIS in the development of Secure Food Supply Plans for Oklahoma producers. Her goal is to offer an internship opportunity through 4 ag colleges fall 2025

We are slowly gaining some understanding of how the current federal government’s plan to reduce the number of employees will affect us. One of the field veterinarians accepted the Deferred Resignation Program, as did the District Director. Some of the other staff are required to assist the Import/Export branch a couple of days a week. But for the most part, so far, we feel fortunate to not lose more than we did.

Respectfully,



Rod Hall, DVM

**Oklahoma Department of Agriculture, Food, and Forestry
Wildlife Services Division
Board Report for April 2025 Activities**

Introduction

Wildlife Services (WS) responds to damage complaints caused by wildlife to resources or property throughout Oklahoma. WS Specialists conduct operational damage management programs for many of the complaints they receive to resolve these wildlife damage problems. During this period, these projects were conducted on 560 properties with an estimated 1,084,057 acres of land under agreement. Additionally, WS helped 348 people and entities with technical assistance which involved providing information to cooperators so they can resolve problems themselves. Cooperators reported and WS Specialists verified wildlife damage of \$199,388,205 during this period. Beaver damages accounted for losses totaling \$177,104. Predation, primarily coyotes and black vultures were responsible for a number of damage requests, largely to livestock, with losses totaling \$89,630. Feral swine damages accounted for losses totaling \$199,121,471, which included 1000 acres of wetland.

Providing Wildlife Services

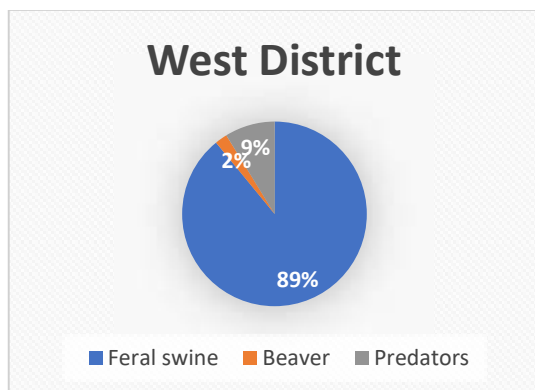


Figure 1: Species Removed in West District by percentage during April 2025

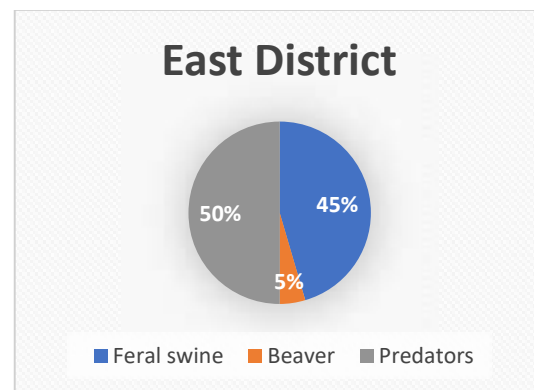


Figure 2: Species Removed in the East District by percentage during April 2025

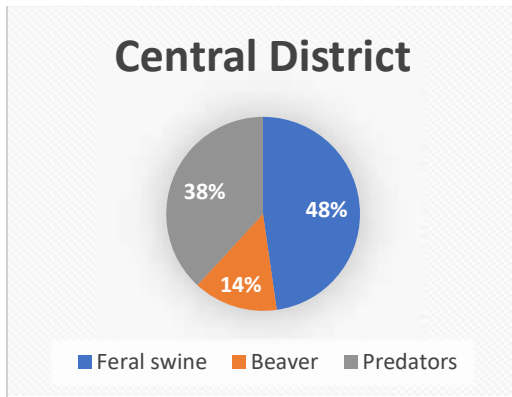


Figure 3: Species Removed in the Central District by percentage during April 2025

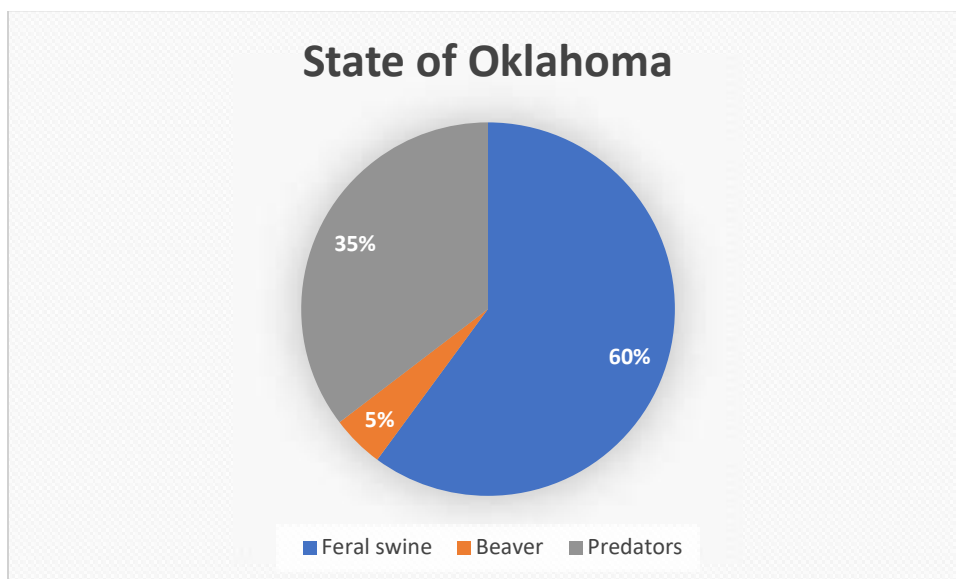


Figure 4: Species Removed in the State by percentage during April 2025

Predator Damage Management

Roger Mills County landowner requested assistance with coyotes predating on his calves. The producer reported that coyotes had killed three calves valued \$3,100. The Wildlife Specialist assigned to Roger Mills County examined one of the carcasses and verified coyotes were responsible for the loss. Damage management efforts were successful in removing twelve coyotes from the property and control efforts continue currently to help further reduce the threat to the cooperator's calves.

Beckham County livestock producer requested assistance with coyotes predating on his calves. The producer reported that coyotes had killed two calves valued at \$1,763. The Wildlife Specialist assigned to Beckham County examined and verified coyotes were responsible for the losses. Damage management efforts were successful in removing four coyotes from the property. No further losses have occurred, and work is ongoing currently to prevent additional losses.

Custer County livestock producer requested assistance with coyotes predating on his calves. The producer reported that coyotes killed one calf valued at \$900. The Wildlife Specialist assigned to Custer County responded to the request and examined the carcass, confirming coyotes were responsible for the loss of the calf. Control efforts have removed five coyotes and are continuing currently to further reduce predation losses from coyotes.

Nowata County rancher called WS for assistance with coyotes, reporting losing four calves to predation. The losses were confirmed and estimated at \$4,000. A large amount of coyote sign was prevalent in and around the calving pastures. Due to the size of the cattle operation, the aerial program was utilized, and eighty-six coyotes were removed. The rancher was advised on the use of barrier fences that could prevent future predation.

Logan County landowner called WS reporting coyotes were killing his sheep. The WS Specialist met with him and verified the loss of sheep at \$1000. Devices were set on the property, and two coyotes were removed and work is ongoing currently.

Carter County rancher contacted WS reporting coyotes chewing tails off calves. The WS Specialist determined coyotes were causing the damage. Devices were deployed and thirteen coyotes were removed, and no further damage occurred.

Grant County rancher contacted WS with reports of coyotes that had killed two calves valued at \$2000. The rancher attempted control with thermal and guard donkeys with no success. Devices were set and thirteen coyotes were removed with work continuing.

Atoka County water authority called WS for assistance with black vultures damaging the equipment in their facility. The damage to the electrical/communications equipment was verified and estimated at \$1,000. Under special contract, a vulture trap was used to capture the black vultures. One hundred twenty-seven black vultures were removed with this project still being monitored.

Delaware County / City of Tulsa contacted WS for assistance with black vultures, reporting vultures were damaging their monitoring equipment in and around the dam of a nearby lake. The damage was verified and under a special contract, a vulture trap was baited on the property. One hundred fifty black vultures have been removed with this project still being monitored.



Figure 5: Corral trap with captured black vultures in Atoka County.

Feral Swine Damage Management

Greer County landowner contacted WS needing assistance with feral swine rooting in his pastures. The landowner estimated feral swine rooted up thirty acres valued at \$2,000 in damages. The Wildlife Specialist assigned to Greer County responded to the request and verified the damage. A live trap was utilized to remove thirty-six feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Kiowa County landowner contacted WS needing assistance with feral swine damaging his wheat fields. The landowner estimated that feral swine damage the fields to be \$3,500. The Wildlife Specialist assigned to Kiowa County responded to the request and verified the damage. A live trap was utilized to remove fifty-one feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Dewey County farmer requested assistance with feral swine causing damage in his wheat fields and pastures. The farmer reported that feral swine were responsible for damage to forty acres of wheat valued at \$5,500. The Wildlife Specialist assigned to Dewey County responded to the request and his field inspection verified the damage to the pastures. The Specialist utilized a live trap to remove one hundred and thirty-four feral swine from two locations on his property. The area

continues to be monitored for activity to determine if additional management efforts are needed to further reduce damage.

Blaine County landowner contacted WS needing assistance with feral swine damaging his wheat fields. The landowner estimated that feral swine damage to the wheat fields was \$3,900. The Wildlife Specialist assigned to Blaine County responded to the request and verified the damage. A live trap was utilized to remove forty-four feral swine from the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

McCurtain County producer called WS for assistance with feral swine consuming his corn as soon as he planted it. The crop damage was verified and estimated at \$3,500. After pre-baiting, a remote camera trap was placed, and forty-eight feral swine were removed. This project is still being monitored.

Pittsburg County cattle producer called for assistance with feral swine causing rooting damage to his pastures. The damage was verified and estimated at \$5,000. After pre-baiting with corn, a remote camera trap was placed, and thirty-four feral swine were removed. This project is still being monitored.

Delaware County producer called WS for assistance with feral swine, reporting rooting damage to his cattle pastures. The damage was verified and estimated at \$2,500. After pre-baiting, a remote camera trap was placed, and eleven feral swine were removed. This project is still being monitored, and the owner was advised of environmental changes that could deter future feral swine damage.

Osage County rancher called WS for assistance with feral swine reporting rooting damage to his cattle pastures. The damage was verified and estimated at \$3,500. After pre-baiting, a remote camera trap was placed, and forty-six feral swine were removed. This project is still being monitored with feral swine activity still present on the property.

Haskell County rancher called WS for assistance with feral swine reporting rooting damage to his cattle pastures. The damage was verified and estimated at \$3,000. After pre-baiting, a remote camera trap was placed, and twenty-six feral swine were removed. This project is still being monitored. The owner was advised of environmental changes that could deter future feral swine concerns.

Caddo County farmer contacted WS about feral swine rooting up a wheat and hayfield with estimated damages to the wheat field was \$5000. WS responded and verified the rooting was caused by feral swine. A corral trap was placed on the property and one hundred-twenty-five feral swine were removed with work is currently ongoing.

Jefferson County landowner called WS reporting feral swine rooting up his pasture and eating pecans. A Wildlife Specialist met with the landowner and verified the damage of burrowing and digging at \$1000 in the pasture and \$2500 in pecan loss. A live trap was set up and fifty-nine feral swine were removed with work ongoing currently.

Aerial Operations

On April 1st, aerial operations were conducted in ***Tillman County*** on roughly 8,000 acres in response to a request with feral swine damaging wheat fields and corn fields. The helicopter was utilized for six hours with the removal of three hundred and thirty-four feral swine. Additional flight operations are planned in this area to further reduce populations and associated damage to corn fields from feral swine.

Aerial operations were conducted on April 2nd, in ***Kiowa County*** in response to several farmers requesting assistance from feral swine causing damage to wheat fields, milo fields, and pastures. Damage in the area flown was estimated at \$25,000. To reduce the damage in this area, the helicopter was utilized for six flying hours to remove two hundred and seventeen feral swine. This area will be closely monitored to determine if additional aerial operations are needed.

On April 11th, aerial operations were conducted in ***Custer County*** on roughly 7,000 acres in response to requests with feral swine damaging pastures and wheat fields. The helicopter was utilized for six hours with the removal of two hundred and sixty-one feral swine. Additional flight operations are planned in this area to further reduce populations and damage associated with feral swine.

Beaver Damage Management

Blaine County Road Commissioner contacted WS for assistance with beavers that were damming up a road culvert and causing damage to the road structure. The Commissioner estimated the damage to the road to be valued at \$1,000. The Specialist for Blaine County responded and verified the damage. Control measures employed by the Specialist were successful in removing the beavers from the creek to help reduce any additional damage to road structure.

Woods County landowner contacted WS for assistance with beavers that were burrowing into his pond dam on his property with estimated damage to be valued at \$500. The Specialist for Woods County responded and verified the damage. Control measures employed by the Specialist were successful in removing the beavers from the pond to help reduce any additional damage to the pond dam structure.

Woodward County landowner contacted WS for assistance with beavers that were burrowing into his pond dam on his property with estimated damage to be valued at \$1,500. The Specialist for Woodward County responded and verified the damage. Control measures employed by the Specialist were successful in removing five beavers from the pond to help reduce any additional damage to the pond dam structure.

Dewey County landowner contacted WS for assistance with beavers that were damming up the creek on his property and flooding his hay pasture. The landowner estimated the damage to the pasture to be valued at \$2,000. The Specialist for Dewey County responded and verified the damage. Control measures employed by the Specialist were successful in removing four beavers from the creek to help reduce any additional damage to the hay pasture.

Sequoyah County property owner called WS for assistance with beavers, reporting a flooding issue from a recently constructed beaver dam. The beaver activity was verified, and the damage was estimated at \$500. Conibear traps were placed, and one beaver was removed. The owner was advised of environmental changes that could deter future beaver damage, and this project has concluded.

Choctaw County Commissioner called WS for assistance with beavers, reporting county road damage from flooding that was caused by a recently constructed beaver dam. The damage was confirmed and estimated at \$1,500. The beaver dam was removed by hand, and conibear traps were placed with three beavers removed. This project has concluded.

Wagoner County property owner called WS for assistance with beavers, after finding damage to the trees and to the pond dam on his property. The damage was verified and estimated at \$2,000. A night shoot was conducted, and five beavers were removed to conclude this project. No further damage has been reported.

Kingfisher County Commissioner called WS with reports of beavers damming up a culvert and flooding a county road. A WS Specialist met with them and verified the damage was caused by beavers. Devices were set on the property and seven beavers were removed. Work is ongoing currently and the estimated loss was \$1000 for cleaning out the culvert.

Payne County landowner contacted WS with concerns regarding beaver damage to their pond. A WS Specialist responded to the report and verified the damage estimated to be \$2,000. Six beavers were removed from the property with work continuing.

Wildlife Disease Sampling

Oklahoma Wildlife Disease Biologist collected Fifty-eight feral swine samples from seven different counties in Oklahoma during April. These samples are part of the National Feral Swine Program disease surveillance for Classical Swine Fever, African Swine Fever, Pseudorabies and Swine Brucellosis.

Table 1: Beaver, Predator, and Feral Swine removal in Oklahoma by WS April 2025

County	Beaver	Predators	Feral swine	District
Adair		1		E
Alfalfa	2			C
Atoka	4		127	E
Beaver				W
Beckham			114	W
Blaine	2		63	W
Bryan	5	504	46	E
Caddo				C
Canadian	4			C
Carter	1		75	C

Cherokee				E
Choctaw	10		39	E
Cimarron				W
Cleveland				C
Coal	2		24	C
Comanche	5	2	45	W
Cotton				W
Craig		59	134	E
Creek			28	E
Custer		31	277	W
Delaware		150	57	E
Dewey	1		71	W
Ellis		1		W
Garfield	1	2		C
Garvin	6			C
Grady			16	C
Grant	1	13		C
Greer		4	124	W
Harmon			71	W
Harper				W
Haskell	5		26	E
Hughes			51	E
Jackson		34	19	W
Jefferson		62		C
Johnston				C
Kay				C
Kingfisher	12	4		C
Kiowa				W
Latimer	9			E
Leflore	9	187	17	E
Lincoln				C
Logan	6	6		C
Love	4	34	9	C
Major		3	45	W
Marshall				C
Mayes				E
McClain			9	C
McCurtain	2		20	E
McIntosh	3	144	12	E
Murray		4	3	C

Muskogee				E
Noble				C
Nowata		86	176	E
Okfuskee	2			E
Oklahoma	5	2	11	C
Okmulgee	7		39	E
Osage			79	E
Ottawa				E
Pawnee				C
Payne				C
Pittsburg	29		63	E
Pontotoc	3		12	C
Pottawatomie				C
Pushmataha	9	1	27	E
Roger Mills		3	17	W
Rogers				E
Seminole	8		86	E
Sequoyah				E
Stephens		6	59	W
Texas				W
Tillman	6	7	238	W
Tulsa			2	E
Wagoner				E
Washington				E
Washita		16		W
Woods	7			W
Woodward	7	5		W
TOTAL	177	1371	2331	

*E –East, W – West, C - Central Districts

Respectfully submitted,

Justin Cooper
Division Director
Wildlife Services Division

**May 2025 Activity Report
for
June 2025 Board Meeting

Agricultural Statistics Division**

General

Heavy rain continued across the state the **first week of May** with many areas experiencing flooding in low-lying croplands. Rainfall totals in Oklahoma averaged 2.83 inches. According to the April 29th US Drought Monitor Report, drought conditions were rated 33 percent abnormally dry to exceptional drought, down 26 points from the previous year. Additionally, 14 percent of the state was in the moderate drought to exceptional drought categories, down 14 points from the previous year. Statewide, temperatures averaged in the 60's. Topsoil and subsoil moisture conditions were rated adequate to surplus.

Rainfall totals in Oklahoma the **second week of May** averaged 1.37 inches. According to the May 6th US Drought Monitor Report, drought conditions were rated 25 percent abnormally dry to exceptional drought, down 23 points from the previous year. Additionally, 14 percent of the state was in moderate drought to exceptional drought categories, down 6 points from the previous year. Statewide, temperatures averaged in the upper 50's to lower 60's. Topsoil and subsoil moisture conditions were rated adequate to surplus.

Rainfall totals in Oklahoma the **third week of May** averaged 0.40 inches. According to the May 13th US Drought Monitor Report, drought conditions were rated 16 percent abnormally dry to exceptional drought, down 17 points from the previous year. Additionally, 12 percent of the state was in the moderate drought to exceptional drought categories, unchanged from the previous year. Statewide, temperatures averaged in the upper 60's to lower 70's. Topsoil and subsoil moisture conditions were rated adequate to short.

Small Grains: Winter wheat headed reached 90 percent, up 12 points from the previous week but down 2 points from normal. Canola blooming reached 95 percent, up 15 points from the previous week. Canola coloring reached 37 percent, up 15 points from the previous week but down 1 point from normal. Rye headed reached 80 percent, up 19 points from the previous week. Oats jointing reached 73 percent, up 9 points from the previous week but down 1 point from normal. Oats headed reached 35 percent, up 14 points from the previous week but down 7 points from normal.

Row Crops: Corn planted reached 69 percent, up 11 points from the previous week and up 3 points from normal. Corn emerged reached 42 percent, up 10 points from the previous week but down 4 points from normal. Sorghum planted reached 30 percent, up 6 points from the previous week and up 10 points from normal. Soybeans planted reached 37 percent, up 8 points from the previous week and up 9 points from normal. Soybeans emerged reached 11 percent, up 2 points from the previous week. Peanuts planted reached 36 percent, up 24 points from the previous week and up 14 points from normal. Cotton planted reached 28 percent, up 19 points from the previous week and up 9 points from normal.

Hay: The first cutting of alfalfa hay reached 29 percent, up 24 points from the previous week and up 16 points from normal. The first cutting of other hay reached 7 percent, down 4 points from normal.

Pasture and Livestock: Pasture and range condition was rated at 81 percent good to fair. Livestock condition was rated at 84 percent good to fair.

Surveys: Surveys administered by the Oklahoma call center are listed in the table below:

Survey	Enumerated by:	Survey Dates
NACS Phase 2	DCC	3/17 - 6/5
Cash Rents	DCC	3/16 – 6/10
Ag Labor	DCC	4/16 – 5/8
May Ag Yield	DCC	4/29 – 5/7
Cattle on Feed	DCC	5/2 – 5/9
June Crops APS	DCC	5/30 – 6/15
Cherry AP	DCC	5/30 – 6/9
ARMS 1	DCC	6/8 – 7/12

Statistics: On May 12, 2025, the **Crop Production Report** was released. Highlights include:

Wheat production for Oklahoma is forecast at 107.25 million bushels in 2025, down from 108.3 million bushels in 2024. This represents a decrease of approximately 0.97%. Yield is forecast at 39.0 bushels per acre in 2025, up from 38.0 bushels per acre in 2024. This represents an increase of approximately 2.63%. Acres expected to be harvested for grain are 2.75 million acres in 2025, down from 2.85 million acres in 2024. This represents a decrease of approximately 3.51%

Information Requests: Phone calls, personal visits to our office, and requests via e-mail for information since last report totaled 26.

Releases for May:

Crop Production
Farm Labor
Cattle on Feed
Agricultural Prices

Relating Dates:

May 1, 2025
January, April 2025
May 1, 2025
May 15, 2025

Release Dates

May 12, 2025
May 21, 2025
May 23, 2025
May 30, 2025

Releases for June:

Crop Production
Cattle on Feed
Hogs and Pigs
Agricultural Prices
Acreage
Grain Stocks

Relating Dates:

June 1, 2025
June 1, 2025
June 1, 2025
June 15, 2025
June 1, 2025
June 1, 2025

Release Dates

June 12, 2025
June 20, 2025
June 26, 2025
June 27, 2025
June 30, 2025
June 30, 2025

Meetings and Events:

Veterinary Shortage Meeting
Lincoln County CCD
OLAC Advisory
OLAC Assessment committee meeting

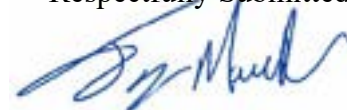
Date:

May 2, 2025
May 6, 2025
May 13, 2025
May 29, 2025

Location:

OKC, OK
Chandler, OK
Virtual
Virtual

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Troy Marshall", is written over a light blue circular stamp.

Troy Marshall

MARKET DEVELOPMENT SERVICES

June 4, 2025

Report to the State Board of Agriculture

AG IN THE CLASSROOM

AG IN THE CLASSROOM IMPACT

- Total Number of Teachers/Administrators Impacted: 57
- Total Number of Pre-service Teachers Impacted: 85
- Total Number of Extension Educators Impacted: 0
- Total Number of Students Directly Impacted by Coordinators: 3,349
- Total Number of Resources Given: 3,496
- Total Number of Teachers/PreService Teachers Resources Given to: 138
- Total Number of PreK-12th Grade Students Resources Given to: 2,328

AG IN THE CLASSROOM WEBSITE, LESSON IMPACT, AND SOCIAL MEDIA

- The AITC monthly email is delivered to 17,352 accounts.
- The AITC Facebook page now has 10,169 followers.
- The AITC Twitter page now has 577 followers.
- Oklahoma AITC Instagram account now has 894 followers.
- Oklahoma AITC Pinterest account now has 156 followers.
- The AITC YouTube channel now has 10,218 views.

Ag in the Classroom- Professional Development Workshops

Number of Educators & Grade Level(s)	Location	Lessons/Activities Used	Resources Given	Professional Development Workshop/Booth
5 Preservice teachers	NSU Broken Arrow	Windmill - Farming for wind	Barn of resources	PD Workshop
13 teachers from Ada and surrounding areas - members of Delta Kappa gamma professional teachers association for women	Ada - Willard Middle School	Oklaberrynana Smoothie; AITC resources	Barn of AITC Resources	PD Workshop
60 Preservice Teachers	OSU Student Teachers	Flat Aggie & Annie, Card Games	Barn of All Resources	PD Workshop
6 Librarian Students	UCO Librarian Candidates	Flat Aggie & Annie, Grady's in the Silo	Barn of All Resources	PD Workshop
14 OSU Early Childhood Preservice	OSU	Made Honey Butter, Bees, Flat Activities, and Card Games	Barn with all early childhood resources	PD Workshop

Teachers				
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Ag in the Classroom- Student Events

Number of Participants & Grade Level(s)	Location	Lessons/Activities Used	Resources Given
75 Elementary students	Mid-Del STEM Night	Newspaper pots & planting seeds	Newspaper pot
210 3rd-5th grade students	Contest Presentation-Frederick	Talk about the importance of agriculture & present student with their framed art, medal, and gift card	N/A
30 High School FFA Students	Contest Presentation-Stillwater FFA	Talk about the importance of agriculture & present students with their framed art, medal, and gift card	
2000 PreK-5th Grade	Oklahoma Christian Academy Ag Day	Scatter Square Dance	N/A
4 Oklahoma students, 4 Oklahoma teachers and their families; 1 TOY and her family	Ag Day at the State Capitol	<p>Contest Award Presentations:</p> <p>PreK-2nd Overall Winner Thomas Clark - 1st Grade Burlington Elementary School Teacher: Anne Graham</p> <p>Elementary (3rd-5th) Overall Winner Teresa Heng - 5th Grade Lindsay Elementary School Teacher: Tania Wren</p> <p>Middle School Overall Winner Leah Cortes- 8th Grade High Plains Technology Center Teacher: Danna Goss</p> <p>High School (9th-12th) Overall Winner Tassi Fadely - 10th grade Stillwater High School Teacher: Bailey Kliewer</p> <p>Photography Overall Winner Marie Richards - 10th grade Stillwater High School Teacher - Bailey Kliewer</p> <p>Grand Champion - Overall AITC Winner Alexis McKee - 10th Grade Warner High School Teacher - Shelly Beck</p>	Students were recognized, given plaques, gift cards, medals, and their framed art. Teacher of the Year was recognized, gave a speech, and was given a plaque. This teacher will also receive an all-expense paid trip to the 2025 National AITC Conference.

		Teacher of the Year: Jacey Duncan Oklahoma Union Public Schools	
600 elementary students	Fall Farm to Student - Jefferson Elementary Schools - 8418 S 107th E Ave, Tulsa OK 74133	Betsy Cow - Dairy Lessons/Activities	N/A
150 4th and 5th Grade	Skyline Ag Day	Shake, Mix, Stir--talked about Dairy, Honey, State Fruit	N/A
80 Prek-5 grade	Tipton Ag Day	Ice cream in a bag	N/A
200 FFA members	State FFA Convention	Ag Careers	NAITCO Career Stickers

Ag in the Classroom- Resources Mailed or Delivered

Locations where Resources are Mailed or Delivered	
SFS Trinity Elementary - OKC	Muskogee Early Childhood Center
Leflore Public School	Sweet's Childcare Center - Tahlequah
Mark Twain Elementary - Duncan	Wickliffe Public School - Salina
Central Elementary - Haskell	MLK Elementary School - OKC
Kiefer Public Schools	Eufaula Elementary
Shiloh Christian Academy - Newcastle	Newkirk 4 H Club
Homeschool - OKC	Foyil Elementary School
Westwood Elementary - Stillwater	Frontier Elementary School
Del City Middle School	Glass family Homeschool - Bethany
Crescent Elementary School	Purcell Intermediate School
WEBEE Learning Academy	Hayes Elementary School
Liberty Public School - Mounds	Duncan Public Schools
Cross Timbers Elementary - Edmond	Tulsa Public schools

Ag in the Classroom- Other Events

Event	Highlights
<p>Oklahoma Ag in the Classroom Pork Council Grants (\$500) were awarded to 6 Oklahoma teachers</p>	<p>Jacey Duncan-Oklahoma Union Schools</p> <p><i>Soda & Soybeans! Grow It Now, Drive It Later!</i></p> <p>Soybeans in Soda? No way! Soybeans play a role in some soft drinks, including Coca-Cola products! Grow It Now, Drive It Later! Henry Ford, the founder of Ford Motor Company, made a profound impact on agriculture and soybean production after the Great Depression. Was he Full of Beans because he wanted to drive soybeans? Throughout the project, "Soda & Soybeans: Grow It Now, Drive It Later," students will identify the variety of soybeans uses in food, fiber, and fuel industries, discover potential careers in agriculture with a focus on the growing field of biofuel development, and create a Solar Soda Car! This unique project will explore the versatility of soybeans in a student favorite - pop!, while commemorating the efforts of Henry Ford and his impact on agriculture and soybean production. Today, more than 32,000 soybeans are used to make some of the 300 pounds of plastic that go into every Ford vehicle.</p> <p>Kim Hollars-Little Axe Schools</p> <p><i>From Farm to Table: The Journey of Pork</i></p> <p>This project aims to educate 540 students about the agricultural journey of pork, highlighting its significance in our food system and promoting agricultural literacy. The lesson plan revolves around understanding the role of pigs in agriculture, from breeding to processing, and ultimately to consumption. Agricultural Literacy Goals: The project is designed to promote agricultural literacy by providing a holistic view of pork production, its processes, and its significance within the agricultural framework. By utilizing hands-on activities, students will develop a deeper appreciation for where their food comes from, the efforts involved in its production, and the agricultural practices that support sustainability. Understanding Ag in the Classroom: This lesson exemplifies the importance of integrating agricultural education within the classroom setting. It encourages students to explore and understand their food sources, fostering a connection with agriculture that is critical in today's society. By teaching students about the journey of pork, we underscore the broader implications of agriculture on health, economy, and sustainability. Through careful planning and thoughtfulness in execution, this project aims to instill a lasting understanding of the role of pigs in agriculture and the essential practices that contribute to a sustainable food system. By engaging students in active learning experiences, we will cultivate a generation that values and appreciates agriculture's impact on their lives.</p> <p>Amber Bales-Stillwater Schools</p> <p><i>Fri-Yay...It's Ag Friday!</i></p> <p>Fri-Yay...It's Ag Friday is a special time for Will Rogers 4th graders. I teach Ag Literacy to all 4th graders in two sections. It is my sincere belief that all students need to know where their food, fiber, and fuel comes from. With this grant, I will be able to supplement my Ag Friday lessons and be able to provide new opportunities for hands-on and engaging activities. The four lessons I want to highlight are: 1. Whole Grains Month: Lesson How Wheat Grows. Teaching students about the state of Oklahoma Commodities, including wheat. Baking bread and muffins. 2. Harvest of the Month-Greens: Lesson Oklahoma Roots</p>

and Leafy Greens. Planting greens and utilizing Oklahoma My Plate and poster to describe the nutritional value of greens. Baking kale chips. 3. Harvest of the Month-Sweet Potatoes: Utilizing the Oklahoma My Plate and poster to teach students about sweet potatoes. Baking sweet potato bread and sweet potato chips. 4. Tear Sheet-Corn: How Popcorn Is Made and Soybeans: Full of Beans. Teaching students about Oklahoma Commodities and the importance of each in making pig feed. Supplementing: Lesson : All About Christmas Trees (Forestry): I need additional book and cups for STEM activity. Lesson: A Tough Nut to Crack (Pecans): I need a heavy nutcracker and crackers with picks for a more hands-on experience for students. Lesson: Pigs, Pork and Swine: I need additional copies of The Pig War by Emma Bland Smith. This is a great agricultural tie into Social Studies when studying the West Region.

Jeanie Spears-Gore Elementary School

OH, The Plants We Can Grow!

This project's purpose is to show our students that they can grow their own food. They will learn what plants must have to grow, how to plant seeds and take care of the plants, then be able to harvest the food that comes from the plants that they planted. Using the lesson Get Growing, the younger students will be able to understand the four things plants need to be able to grow. After completing this lesson, they (in partners) will be able to go out into our garden and be able to plant their plant in the soil and water it and then be able to watch it as it grows. Some will also plant seeds in our milk containers in the classroom and watch them grow and water also. The ones in the classroom will be missing one of the four things needed to grow. All students will watch all plants grow. Using the lesson, The Art of Growing Things, the older students will learn about where seeds came from long ago and where they can get them today. After completing this lesson some students will take their seeds out in the garden and be able to plant their seeds into our garden and be able to track the growth of their plants. Some will plant in the room with grow lights in the classroom before going out and planting in the garden. All students will be viewing all the plants, whether in their classroom or in the garden to monitor how plants are growing or not growing, whose plants are growing bigger or faster. They will also, when time, be able to harvest their produce from their crops. That might be later in the summer. They will learn at school that they will be able to go to the store and buy seeds or plants and be able to take them home and plant them and be able to grow it themselves.

Maria Kindel-Mid-Del Schools

Incubator Demonstration of Cycle of Life

Incubating chicken eggs in an Ag in the Classroom setting is a powerful demonstration of the life cycle, allowing students to directly observe the development of a chick from a fertilized egg to hatching. This will provide hands-on learning experience about the stages of life and the needs of a growing organism within the egg. The incubator and brooder will be set-up in the school library (my classroom). Students in grades Pre-K to 5th will be able to observe the developmental stages from fertilized egg, various developmental checks from candling, and experience the excitement of hatching day. We will care for them in the brooder for a week prior to rehoming to a farm after the experiment is complete. State science standards require students have an understanding of life cycles, and scientific inquiry of observing, note taking, predicting, and application of knowledge -this will provide concrete understanding of both. Similarly, the responsibility and care of animals is a wonderful way for students to increase their skillset of empathy, and responsible care of

living creatures. I will pair this activity with reading materials, videos, and worksheets that will help them learn grade level appropriate life-cycle content as well.

Rebecca Gordon-Norman Public Schools

Pig Tales: Exploring Agriculture through Literacy, Science, and Nutrition

Pig Tales: Exploring Agriculture Through Literacy, Science, and Nutrition integrates Oklahoma Ag in the Classroom lessons focused on pork production, farm to table learning, and nutrition into early childhood literacy, science, and hands-on STEM activities. Students will explore how pigs are raised, their contributions to agriculture, and the importance of healthy food choice in an engaging, age-appropriate way. A pig and pork kit would also be created to teach about the pork industry. The farm to table celebration would provide students with a taste of a pork product while also teaching them how to make a healthy snack. A top ten agriculture commodities in Oklahoma kit would also be created to show students the importance of the agriculture industry in Oklahoma. Oklahoma Ag in the Classroom lessons would be included in the kit. The farm in the glove kit would help students have a visual representation of the plant life cycle. Overall, the Pig Tales Grant focuses on teaching students about pigs and the pork industry while also highlighting the importance of various agriculture commodities in Oklahoma. Pre-K through second grade students will complete the unit with the knowledge of how agriculture in Oklahoma supports the individual health of Oklahomans while also supporting economic growth.



AGRITOURISM

Agritourism - Site Visits

Producer	Location	Category	Highlights
LarHill Farms	Purcell	U-pick	Delivered OK Grown Bags, strawberry season has started off as a success for him!
Norman Farm Market	Norman	Farmers Market	Price report completed

Thrive Flower Farm	Stillwater	Horticulture	Site visit and check-in, delivered agritourism member sign
Tahlequah Farmers Market	Tahlequah	Farmers Market	Price report completed
Cross Timbers Christmas Tree Farm	Harrah	Christmas Trees	Attended OCTA summer meeting
Whitewater Hollow Farms	Jay	U-Pick, Teachable Moments	Visited for strawberry season, took photos and videos for social media, delivered member sign
3J Farms OK	Blanchard	Country Stays, Farm-to-Table	Delivered OK Grown Bags and visited about recent storms and upcoming market season, delivered member sign

Agritourism - New Producers or Potential Producers

Producer	Location	Category	Highlights
Serenity Hollow	Heavener	Country Stay, Trail Riding	Site visit, added to the program
McDaniel Farms	Norman	Petting Farm – Dairy Farm	Site visit, farm was not ready for the agritourism program, followed up with action items they could work on
Vortex Alley Brewing	Shawnee	Brewery	Site visit, added to the program
Good Cause Brewing	Tulsa	Brewery	Site visit, added to the program

Social media

Facebook

- 23,116 likes
- 25,964 followers

Instagram

- 5,350 followers

Agritourism - Other Activities

- Phone consult/conversations with Choctaw Farmers Market, Arcadia Farm Hub, Bruce Temple, Natasha – Chandler Farmers Market, Steven – Chandler Farmers Market, Justin McConaghy – ODAFF Food Safety (3), Terry Fields – Gregory’s Mercantile, Chris Beach – YouthWorks Ranch, Randy Calley – James Calley Brewing, Steve – Hop the Griffin, Cindy Nocton – Lawton Farmers Market, Charles Drury – country stay, Karen Gartland – flour milling vendor, David Thomas – Vortex Alley Brewing, Megan Minihan, Lee Denton – McLoud Farmers Market, Hayden Sumpter – McDaniel’s Dairy Farm, Amber Whitworth – farm hub, Joey Rodriguez – Farmers Market Connection, Billy Larmin – LarHill Farms, Sam Ingle – Creekside Berry Farm, John Boyd – farm hub, Ashley Moss – Noble Farmers Market, Noel – McAlester Farmers Market, Gary Eubanks – Cross Timbers Christmas Tree Farm, Sara Alsup – Thrive Flower Farm, Tamie Lucas – Serenity Hollow, Jace Dunagan – Dunagan Farms, Jessica Kennon – Urban Zest, Kelly Tosko – Shop Dog Brewing
- Email consults: David Jones (new OCTA member), Huffman Family Farm, Amber Whitworth, Karl Yang, Slaughterville Farmers Market, Dana and John Boyd,
- Attended meeting with Lt. Gov to share wine trail and beer trail updates
- Oklahoma Farmers Market Week Planning
 - Attended meetings once a week with ONIE team
 - Reviewed and edited proclamation to be submitted to Governor’s office

- Reviewed and edited toolkit for OKFMW
- Sent email to market managers about OKFMW and shared toolkit
- Planned details for OKFMW kickoff party at ODAFF to celebrate farmers markets
- Designed invitation and sign up form for kickoff party
- Sent email to market managers about OKFMW kickoff party
- Picked up proclamation from Governor's office
- Helped lead workshop at OK FFA State Convention with 133 students. Students learned how an SAE Project could fit into the Made in OK program and what resources are available to them.
- Attended Oklahoma Christmas Tree Association summer meeting at Cross Timbers Christmas Tree Farm. Presented on OK agritourism program, grant opportunities, OKLAS, and more, networked with producers, and delivered multiple agritourism member signs.
- Share country stay list with AFR to create a story about agritourism in their newspaper
- Send strawberry season consumer newsletter (10,997 recipients, 4,451 total opens)
- Send email connecting Oklahoma Tulip farms to OSU Ag Communications Campaign class

ECONOMIC DEVELOPMENT

Activity	Action
Healthy Food Financing Program	The deadline to submit applications for the Healthy Food Financing Program was April 1 and there were 3 grant applications, and 1 loan application submitted. The selection committee met on May 13 th to review and take action on the applications. After reviewing the proposals and presentations from the applicants, the committee is recommending that two grant projects be funded.
Ag Enhancement and Diversification Program	The deadline to submit applications for Ag Enhancement and Diversification Program was April 1 with 11 grant applications (2 Product Development, 2 Value Added, 2 Ag Event, 2 Diversification and 3 Veteran/Young Farmer) were received. The committee met on April 29 th to consider applications for funding. The committee is recommending that six (6) projects be funded.
Resilient Food Systems Infrastructure grant (RFSI)	Twenty-one business have been selected to be a part of Oklahoma's application for the RFSI grant through USDA-AMS. ODAFF staff has continued working with these businesses to revise their applications as questions arise from USDA. Staff have also been working with the State Historic Preservation Office, Tribal Historic Preservation Offices and the Oklahoma Archeological Survey to conduct further environmental reviews on certain projects.
2025 USDA Specialty Crop Block Grant	ODAFF receives funding annually from USDA for the Specialty Crop Block Grant program. Due to delays caused by all grant programs being put on pause by the federal government USDA did not release their RFA during their normal timeframe. ODAFF made the decision to announce their grant program and had a submission date of February 28 th .

	A total of 14 applications were submitted. ODAFF then chose to pause the program and not conduct the review and selection of proposals until USDA had announced their RFA which occurred on May 9 th . ODAFF has put together an external selection committee and emailed copies of proposals and scoring rubric to use. This year Oklahoma will receive \$637,149.70 to promote specialty crop production in Oklahoma.
Healthy Food Financing Program presentation	ODAFF grant coordinator was asked to participate in the April meeting of the Oklahoma Food is Medicine Coalition's April meeting. The group of 30 individuals wanted to hear about the Healthy Food Financing grant and how it could help grocery stores or other venues needing grant funds to help improve infrastructure needs for storing and handling of healthy foods for its customers.
Ag Enhancement and Diversification Program presentation	ODAFF grant coordinator was the featured speaker at the OSU Beginning Farmer Lunchtime Learning Series on April 23 rd . This is a weekly forum and ODAFF was asked to speak to the 75 participants about the Ag Enhancement and Diversification Program; specifically, the Veteran/Young Farmer and Farm Diversification grants.

FARM TO SCHOOL

F2S Contact Meetings and Events	Highlights
Farm to Institution Affinity Group Presenter Jaclyn Carroll New Growth, Farm Business Counselor	Guest speaker for virtual Farm to Institution affinity group meeting through the Heartland Regional Food Business Center.

Producer Site Visits:

- 7Mile Processing: Minco

New Resources:

- [Farm Field Trip Toolkit](#)
- [Taste Test Toolkit](#)
- [Hosting a School Ag Day Toolkit](#)
- [Practical Advice for School Service Directors: Creating a Successful Farm to School Program](#)

Projects:

- F2S Handbook
- F2S Website
 - Working on the OK MyPlate webpage. The [Fruits](#) page is finished.
- F2S School Garden Quick Start Guide


F2S Social Media:

FB Followers	Total: 2,195 New followers: 38
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FB Post Reach: This metric counts reach from the distribution of your post.	7,813
FB Views: The number of times your content was played or displayed.	18,305

INTERNATIONAL

Activity	Action
Certificate of Free Sale	<ul style="list-style-type: none"> • OK Foods • QSM • Scissortail Distillery
Food Export	<ul style="list-style-type: none"> • Kicked off our recruitment for Fine Food Australia that will take place in September. • Received all projects proposed for the 2026 UES and provided rankings • Reviewed branded applications for approval
USLGE	<p>As part of a Foreign Agricultural Service (FAS) inbound mission from Argentina, we hosted a delegation focused on the Brangus breed. The group included five Argentine breeders and Kenneth Joseph, Senior Agricultural Specialist with FAS. The mission included strategic visits to showcase Oklahoma's livestock genetics and technology. The group toured Lawman Ranch in Okmulgee, followed by a visit to Oklahoma State University, where Dr. Coffey and his team provided an in-depth presentation and guided tour of the university's Breeding Center. The final stop was at Burtrum Cattle LLC/Farm Data Services, where Clay Burtrum led a tour of his Red and Black Angus operations and conducted a live demonstration of a GPS collar system used for cattle grazing and tracking. This visit fostered meaningful dialogue on breeding practices, innovation, and future collaboration opportunities between Oklahoma and Argentine producers.</p> <p>Following this successful mission we are organizing an outbound trade mission to <i>La Exposición Rural</i> in Palermo, Argentina—Argentina's premier agricultural event. This mission is conducted in collaboration with the United States Livestock Genetics Export (USLGE), the Idaho State Department of Agriculture, and the Red Angus Association. We will be taking three Oklahoma livestock producers to participate in this international event. <i>La Rural</i> is the largest and most influential livestock show in Argentina, featuring over 4,500 animal exhibitors and 400 trade exhibitors. It provides a dynamic platform to showcase elite genetics, explore innovations in livestock production, and engage in key industry networking. With strong global participation, the event offers significant opportunities to build partnerships and identify market development prospects for Oklahoma producers.</p>

	
GIT (Governor's International Team)/ODEC	ODEC hosted the 2025 Oklahoma World Trade Conference at the OKC Metro Tech Campus, highlighting the global potential of Oklahoma businesses. The event brought together industry leaders who shared valuable insights across a range of sectors, offering attendees a deeper understanding of international trade opportunities. The conference also provided a dynamic platform for networking, allowing participants to build strategic connections and explore pathways for global market expansion.
ODAFF Market Development Events	<ul style="list-style-type: none"> • Team strategy Meeting for Market Development in Stillwater. Visited Thrive Flower Farm. • Conducted jury for MIO products for the Made in Oklahoma store at the OKC state fair in September. • Assisted with Ag Day at the Capitol
Misc Meetings	<ul style="list-style-type: none"> • Planning and assessing opportunities to collaborate with ODOC on Oklahoma trips to Ireland in July and a Aerospace mission to Taiwan and to Japan. • Attended the US Global Leadership USGLC's exclusive event, <i>America and the World: How Oklahoma Wins</i>, with Senator James Lankford

MADE IN OKLAHOMA COALITION

Made in Oklahoma Coalition – Advertising, Web and Social Traffic

Type	\$ Spent and Information	Highlights
MIO Featured Monthly Recipes in Tulsa World and Oklahoman	\$500/month each	Featured press release and 1-2 showcased recipes in food section
Marketing, Consulting and Graphics Retainer with Krush	\$9,025	Social media management, graphic design, account management, project management, email marketing, analytics, website hosting and SEO, etc.

MIO TV Cooking Segments on Channel 6 in Tulsa and Channel 4, 5 & 9 in OKC	OKC – 12 appearances Tulsa – 4 appearances	Natalie Mikels & David Brooks, MIO TV Personalities filmed in-person and remote segments for TV
Restaurants of the Month	Each month staff, along with Food Service Committee present the restaurant with their award and eat lunch as a group at their establishment.	April – Western Concepts Restaurant Group May – Nelsons Buffeteria
MIO Spring Recipe Guide	Members were able to participate in this guide for \$250. This is the third of three installments (winter, fall and spring). This guide will run from April-June.	New Spring Guide Launched April 1st Link to guide
Edible OKC Giveaways	\$100/giveaway	Every other month MIO partners with Edible OKC to give away a \$100 gift card to our restaurant of the month.
MIO Monthly Newsletter		<ul style="list-style-type: none"> ○ 10,000 distribution list ○ April Newsletter stats: ○ 27.4% open rate ○ 2,056 total opens ○ 161 clicks ○ 2.1% click through rate
OK Living Partnership highlighting MIO Recipes	Highlights 2-3 MIO recipes per month - Free publication to electric coop members	MIO provides recipe content and OK Living does the ad design - April
Recipes of the Month	MIO recipes are developed each month highlighting member company products.	April: <ul style="list-style-type: none"> - Pineapple Honey Glazed Ham - Old Fashioned Banana Cream Pudding - Spinach and Berry Salad with Candied Pecans May: <ul style="list-style-type: none"> - Lemon Butter Bars - Oklahoma Fried Onion Burger - Smoked Bologna Burnt Ends
April Retailer of the Month	Uptown Grocery Co.	2 OKC Metro Area Locations
April – MIO month campaign	1.9 million: how many times our content was seen during MIO month 293,000: folks we reached for the first time about MIO during April 213%: month-over-month increase in engagement	6: Number of giveaways we did during MIO month 1,500: New followers 500+: Entries in MIO Month giveaways 14%: Decrease in the cost to reach new consumers in our target audience 55%: Decrease in the cost to reach back out to our new consumers
April Broadcast Campaign	Ran all month long	Broadcast in OKC & Tulsa

		KWTV (News 9), KOTV (News 6) , KFOR (News 4)
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Made in Oklahoma Coalition – Other Activities

Activity	Information
MIO Court Cart with OKC Thunder <ul style="list-style-type: none"> - October - April - Paycom Center: OKC, OK 	MIO is entering its 4 th season with the OKC Thunder where we have partnered with Levy Restaurants on local themed concession cart. We pivoted concepts this year to a “cantina” theme with Mexican inspired dishes utilizing MIO products. So far sales are up 80% from last year. The cart is well advertised throughout the concourse and stadium.
MIO Promotions with OKC Thunder	April 6 th – Thunder v. LA Lakers <ul style="list-style-type: none"> - City Night featuring MIO Coalition in the in-game timeout promotion - Game attendance: 18203 - 19,425 full page app impressions and 1,477 clicks throughout the season. - Clip from the t-shirt toss and here is the in-game clip https://okcthunder.app.box.com/s/lxazlyfiau89in1z87tjzqshgyniq5pt
Crest Foods Tabletop Show <ul style="list-style-type: none"> - April 15th 	11 MIO companies participated in this event that connects MIO companies to Crest buyers and category managers. Members had the opportunity to present new items and get their products in front of key decision makers at Crest Foods.
Ag Day at the Capitol <ul style="list-style-type: none"> - April 22nd 	MIO Coalition had a table at Ag Day at the Capitol where we handed out informational materials and networked with Ag industry leaders. MIO Coalition board members and staff also presented to the Senate Rural Caucus Committee and provided breakfast to their group.
News 9 “The Porch” Live TV Interview <ul style="list-style-type: none"> - April 29th 	Staff was invited to participate in a live interview on News 9’s “The Porch” TV segment. Staff highlighted MIO Month and discussed why shopping local matters.
MIO Legislative Dinner <ul style="list-style-type: none"> - April 30th - 	The MIO Coalition hosted another successful Legislative dinner. By hosting these dinners, MIO members have the opportunity to interface with legislators and important industry stakeholders to educate them about our organization.
MIO Membership Meeting + Strategic Planning Meeting <ul style="list-style-type: none"> - May 2nd 	MIO members met for their May meeting at Meridian Technology Center in Stillwater, OK. This meeting was followed by a 4 hour strategic planning meeting led by Meridian Tech’s Rebecca Eastham.
Oklahoma Grocers Association Chairmans Dinner and OGEF Scholarship Banquet <ul style="list-style-type: none"> - May 5th 	Staff serves on the Oklahoma Grocers Association Education Foundation (OGEF) Board of Trustees and MIO Coalition provides several endowed scholarships through the OGEF. The MIO Coalition had a table at this event where staff and MIO leadership dined and networked with OK Grocery industry leaders.
Oklahoma Food and Beverage Expo <ul style="list-style-type: none"> - May 6th 	Hosted by the Oklahoma Grocers Association, this show is the largest retail grocery, selling show in the state. 29 MIO members participated. MIO had a large prominent area in the show and was a key stop for retail attendees.
MIO Workshop at State FFA Convention	Staff and Market Development teammates led a workshop focused on SAE entrepreneurial development by utilizing membership in the Made in Oklahoma Program. 133 students attended the workshop.

- May 7 th	
MIO Lunch and Learn + Panel Discussion - May 13 th - OSU FAPC	30 members participated/attended - Session 1: Distributors, Brokers and Warehouse Slotting Fees – Pros and Cons - Session 2: Product Production and Pricing - Session 3: Discovering New Customers, the Value of Social Media, & Non-traditional Markets - Working Lunch: Demonstration of new AI product development/feasibility tool - Followed by Lunch, Networking and Optional Tour of OSU-FAPC
MIO New Member Interviews - May 13 th - OSU FAPC	- Culligan of Tulsa - Culligan of OKC - Iron Monk Brewery - Food on the Move – Assoc. Member - Oklahoma Certified Beef – Assoc. Member
Restaurant of the Month Award Presentation - May 14 th	The MIO Food Service Committee and a group of 10 MIO members + guests attended our Restaurant of the Month award presentation to the Old Ice House in Edmond, OK. The Chef and Managing Partner were present to accept the award.
Made in Oklahoma Showcase - May 19 th	This event, held at the Oklahoma History Center showcased 52 participating MIO Coalition and Program companies. Specialty retail buyers were invited to see all the companies had to offer and write orders/purchase their products on site.
Taste Test Tuesday – Magic 104.1 - May 20 th	MIO is sponsoring Magic 104.1's Taste Test Tuesday segment and highlighting MIO member companies. The first spotlight was for Not Your Average Joe. https://www.facebook.com/Magic104KMGL/videos/1467386254245683

VITICULTURE & ENOLOGY

BOARD REPORT

Madi Franklin - Viticulture & Enology
April 5th - May 19th, 2025



Site Visits

Backyard Vineyards - Oklahoma City, OK

Met with owners Roger and Shane Smith to interview them for their Winemaker of the Month write up. We also discussed adding them to the new digital wine trails as well as grant opportunities.



Sabatia Wines - Norman, OK

Accompanied the Board of Ag to Sabatia for a stop on their metro tour. It was a great opportunity to showcase grapes as an important specialty crop and show the level of quality wine that Oklahoma is capable of producing from local fruit.



Giacomo's Vineyard - Skiatook, OK

Visited Giacomo's Vineyard in Skiatook for the first time and added them to the Oklahoma Agritourism program. The winemaker is from California and is a generational grape farmer (thank goodness) and is doing an absolutely fantastic job contributing to Oklahoma viticulture.



Eastside Fresh Market - Oklahoma City, OK

Completed the market report for the Eastside Fresh market. This is a new market, so I also was scoping it out for the first time. It is a lovely market with 10-15 vendors selling items ranging from fresh produce to salsas, bread, and wares.



Coyote Creek Meadery - Duncan, OK

Met with Russell Garrison, a new Oklahoma mead maker. His operation is humble (in a small barn) but his labeling is nice and his operational cellar is clean. We discussed marketing 101 and did an impromptu photography lesson. Shared with him information about grants, festivals, and marketing educational opportunities.



Old Silo Winery - Tishomingo, OK

Had an incredibly enlightening conversation about the Reilly's opinions on all things Oklahoma wine industry from the wine trails to the mere existence of a wine industry in Oklahoma. We spent many minutes looking at a map so that I could better understand exactly where all of the wineries are located.



Rusty Nail Winery - Sulphur, OK

Dropped off some more wine trails stickers as theirs were lost in the tornado last year. They sadly had not arrived yet, so I left their stickers as well as their winemaker of the month certificate by their door.



Community Fresh Farmers Market - McCloud, OK

Upon arrival, there was only a single table set up and they were not selling produce. So, this stop was a short one. I believe they try to be weekly, so I will try again in the future.



Harrah Farmers Market - Harrah, OK

A lovely market. There was only one produce table and I was able to get their prices. There was a honey table as well. The rest of the vendors were more 'item' focused. I'd highly recommend this farmers market though.



Meetings, Consultations, and Events

- 4/14/25 Lt. Governor meeting to discuss V&E and the Craft Beer trail. Tentative plans were drafted for a top OK winery tour this summer.
- 4/17/25 MIO Store jury at the State Fair grounds. In preparation for Jenna's maternity leave, I sat in on jury selection to have a better understanding of the process and the final selections/set up for the store.
- 4/22/25 Ag Day at the Capitol. Market Development assisted with set up, breakdown, and any other task requested of us during the day.
- 4/23/25 Had a zoom meeting with the Agritourism Coordinator in Kentucky to compare and contrast our state's efforts in regards to beverage promotion. Hopefully they can attend our conference this Fall.
- 4/28/25 Met with our new intern to discuss this summer's marketing strategy. She wants to emphasize storytelling, so that as well as adding to our photo collection is priority.
- 4/29/25 Attended the AEDB grant meeting where grant applicants were discussed and approved/denied. Focused on supplying information about V&E and whether the applications had applicable relevance.

- 4/30/25 Attended the Oklahoma Israel Exchange (OKIE) meeting on behalf of Jamie. Represented Ag and relayed notes between our department and OKIE. A project was suggested between ODAFF MD and the Wheat Commission in regards to inspiring renewed grain export to Israel.
- 5/9/25 Sat in on a brainstorm meeting between Agritourism to come up with details for a kickoff event to start Oklahoma Farmers Market week.
- 5/14/25 Strategic action plan meeting in Stillwater. Our third meeting thus far, at this one we filed down our mission statement and began the baby steps of applying our progress to our individual programs.
- 5/19/25 Assisted the MIO Program in their annual showcase. On call for whatever is needed including prep, set up, check in, and breakdown.

Continued Projects

- New development of the updated Oklahoma Wine Trails App is still in progress. Updates on official launch should come any day.
- Signed a contract for another promotional launch with Texas Monthly for their summer digital publications. This campaign will focus on the new app.
- Started putting together a tentative list of potential speakers for the OGGWC this November. Hoping to pull from Texas A&M.
- Reached out to New Mexico, Arkansas, and Missouri to try to make contact with someone who does V&E or V&E marketing. No responses yet.
- Reached out to the Oklahoma Restaurant Association (ORA) to set up a meeting to Brainstorm potential ways to highlight restaurants that serve Oklahoma wine. Similar to the red MIO logo in concept.
- Attempting to schedule another in person meeting with the ABLE Commission to go over website for accuracy and get updates on any changes that have come into effect.

MARKET NEWS SERVICES

April 3, 2025-May 19, 2025

- **Grain Report:**

	April 3, 2025,	April 16, 2025,	DIFFERENCE	
WHEAT: (bu)	\$4.64-\$5.14	\$4.06-\$4.56	\$0.58 to \$0.58	Lower
MILO: (bu)	\$3.58-\$4.58	\$3.53-\$4.43	\$0.03 to \$0.15	Lower
SOYBEANS: (bu)	\$9.04-\$9.59	\$9.25-\$9.75	\$0.21 to \$0.16	Higher
CORN: (bu)	\$4.17-\$4.83	\$3.98-\$4.68	\$0.19 to \$0.15	Lower
COTTON: (lb)	60.22 cents	61.39 cents	1.17 cents	Higher

- **OKC NATIONAL STOCKYARDS (OKC) STEERS AND HEIFERS**

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
5-14-2024	STEERS	Number 1	\$270.00-\$347.00	\$308.50
5-13-2025	STEERS	Number 1	\$320.00-\$409.00	\$364.50

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
5-14-2024	HEIFERS	Number 1	\$234.00-\$290.00	\$262.00
5-13-2025	HEIFERS	Number 1	\$293.00-\$369.00	\$331.00

- **Weekly Report:**

- Six weekly Oklahoma Market Reports were sent to 11,895 subscribers
April 3, 2025-May 19, 2025 (**up from 5 subscribers last report**).

- **Voice Messaging System:**

- The market news voice messaging system during
- Monthly Total: April 3, 2025-May 19, 2025, **6,099 Accessed Times**
- Last Report: February 25, 2025-April 3, 2025, **6,575 Accessed Times**
- Compared to Last Month: **Accessed Times-is DOWN 476**

- **Oklahoma Agriculture Market News**

- **Facebook Page**
 - Likes/Followers 761
 - **Likes/Followers UP 33**
 - People reached through past report: 1,200 people

- **Oklahoma Hay Directory**

- Hay Directory
 - **108 people are on the Oklahoma Hay Directory.**

- **Hay Report**

- **Hay Remarks – From our Producers (Each statement or comment is from a different hay producer)**
 - We are enjoying the rain, but we are not able to get out into the fields to load hay.
 - Started to cut alfalfa hay (April 15, 2025) thinking price wise we will start out way too

high again but will end up in the same trend we are in now.

		April 11-May 9, 2025	April 12-May 10, 2024	Difference
Tons:	Hay	5,040	2,780	UP 2,260
Bales:	Hay	1,240	5,000	DOWN 3,760

OKLAHOMA HAY MARKET REPORT
5-9-25

		This Week	Last Reported	Last Year
Tons:	Hay	640	80	1240
Bales:	Hay	0	0	890

Compared to the last report, prices remain steady, and demand is at a standstill. Rain continuously covers Oklahoma, preventing hay producers from moving hay, and has stopped the alfalfa crop from being harvested. Still don't see an end in sight for cattle being sold. The continued preparation for the new crop of grass hay is underway as well. The availability of grass hay is still high when it comes to supply across Oklahoma.

Type	Size	Shape	Trend Price Range	Bale/ Per Ton	2024/2023/Rough
Alfalfa	Large	Square	130.00-150.00	Per Ton	2024 Hay
Alfalfa	Large	Round	130.00-150.00	Per Ton	2024 Hay
Grinding Hay	Large	Ground	80.00-90.00	Per Ton	N/A
Bermuda	Large	Round	70.00-90.00	Per Bale	2024 Hay
Bermuda	Large	Round	50.00-55.00	Per Bale	2023 Hay
Bermuda	Large	Square	No Trend	N/A	N/A
Wheat	Large	Round	80.00-90.00	Per Ton	2024 Hay
Wheat	Large	Square	80.00-90.00	Per Ton	2024 Hay
Grass	Large	Round	No Trend	N/A	N/A
Grass	4x5-4x6	Round	45.00-55.00	Per Bale	2024 Hay
Grass	4x5-4x6	Round	25.00-35.00	Per Bale	2024 Hay
Grass	Any Size	Round	25.00	Per Bale	Unfertilized Hay 2023/Rough Hay

The Oklahoma Mesonet Drought Monitor shows that 0 percent of the state is in exceptional drought, 0 percent is in extreme drought, 6.91 percent is in severe drought, 13.95 percent is moderate, 24.91 percent is abnormally dry conditions, and 75.09 percent has no drought conditions.

*** The next report release will be on May 23 ***

Central

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Premium /Supreme	Ask	Per Ton	Large	Square	0	165.00		F.O.B
Alfalfa	Good/Premium	Trade	Per Ton	Large	Square	240	150.00	150.00	F.O.B
Alfalfa	Good	Ask	Per Ton	Large	Square	0	90.00		F.O.B
Alfalfa	Fair/Good	Ask	Per Ton	Large	Square	0	135.00		F.O.B.
Bermuda	Fair/Good	Ask	Per Bale	Medium	Round	0	60.00		F.O.B.
Grass	Good	Ask	Per Bale	Large	Round	0	50.00		F.O.B
Prairie/ Meadow	Fair	Ask	Per Ton	Medium	Round	0	40.00		Delivered

Grass									
Wheat	Fair/Good	Ask	Per Ton	Large	Round	0	70.00		F.O.B

North Central

Type	Quality	Ask or Trade	Bale/Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Bermuda	Premium/Supreme	Ask	Per Bale	Large	Round	0	90.00		F.O.B
Bermuda	Premium/Supreme	Ask	Per Bale	Small	Square	0	11.00		F.O.B
Bermuda	Good/Premium	Ask	Per Bale	Large	Round	0	80.00		F.O.B
Bermuda	Good	Ask	Per Bale	Large	Round	0	70.00		F.O.B
Bluestem	Good	Ask	Per Ton	Large	Round	0	125.00		F.O.B

Northeastern

Type	Quality	Ask or Trade	Bale/Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Good/Premium	Ask	Per Ton	Large	Square	0	200.00		Delivered
Alfalfa	Good	Ask	Per Ton	Large	Square	0	150.00		F.O.B
Bermuda	Good/Premium	Ask	Per Bale	Large	Round	0	150.00		Delivered
Prairie/Meadow	Premium	Ask	Per Bale	Medium	Round	0	55.00		F.O.B
Prairie/Meadow	Good/Premium	Ask	Per Bale	Medium	Round	0	50.00		F.O.B
Prairie/Meadow	Good	Ask	Per Ton	Large	Round	0	80.00		F.O.B
Prairie/Meadow	Good	Ask	Per Bale	Medium	Round	0	45.00		F.O.B
Wheat	Good	Ask	Per Bale	Small	Square	0	7.00		F.O.B

Northwestern

Type	Quality	Ask or Trade	Bale/Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Premium	Trade	Per Ton	Large	Square	0	165.00		Delivered
Alfalfa	Good	Ask	Per Ton	Ground	Ground	0	90.00		F.O.B.
Alfalfa	Fair/Good	Ask	Per Ton	Large	Square	0	130.00		Delivered
Bermuda	Good/Premium	Ask	Per Ton	Large	Round	0	80.00		F.O.B.
Prairie/Meadow	Good	Trade	Per Ton	Large	Round	0	140.00		Delivered
Wheat	Good	Trade	Per Ton	Large	Round	400	85.00	85.00	F.O.B

Agricultural Environmental Management Services (AEMS)

Division Activities

General Activities

- AEMS Staff attended the Spring OWRC Water Research Advisory Board Meeting.

Complaints

	Received	Closed*
This Reporting Period	7	8
Total FY25	77	79

**These numbers include closing of older complaints.*

Complaint Breakdown for this Reporting Period

Cattle:	3
Swine:	0
Poultry:	1
Misc Animal:	2
Other:	0
Animal Shelter:	0
Pet Breeder:	1

Program Activities

A summary of the inspections, compliance and technical assistance conducted by the ODAFF AEMS Staff for this reporting period.

CAFO & LMFO ACTIVITIES

	Mar 16-Apr 15	FY 25 Total
Complaint or Compliance Follow-ups	14	67
Annual Inspections	77	468
Technical Assistance with Contacts	98	324
Site Visit/Review – No contact made	5	122

POULTRY ACTIVITIES

	Mar 16-Apr 15	FY 25 Total
Complaint or Compliance Follow-ups	5	22
Annual Inspections	143	522
Technical Assistance with Contacts	163	1153
Site Visit/Review – No contact made	71	508
OSU Poultry Education Classes Attended	2	5
Eucha-Spavinaw CNMP Written	13	84

PET BREEDER & SHELTER ACTIVITIES

	Mar 16-Apr 15	FY 25 Total
Complaint or Compliance Follow-ups	6	53
Annual Inspections	10	205
Technical Assistance with Contacts	27	137
Close Outs	2	25

AGPDES ACTIVITIES

	Mar 16-Apr 15	FY 25 Total
Complaint or Compliance Follow-ups	0	5
Site Inspections	5	9
Technical Assistance with Contacts	0	18

COMPOSTING ACTIVITIES

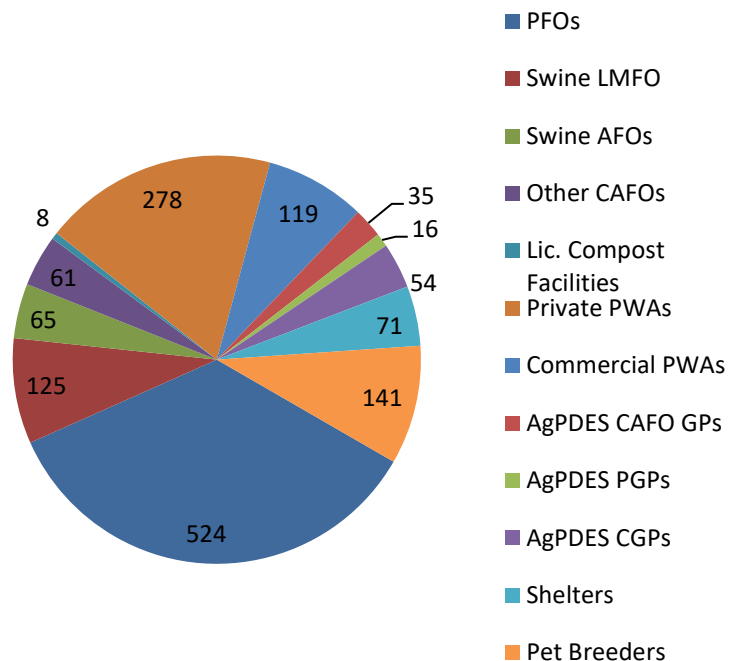
	Mar 16-Apr 15	FY 25 Total
Complaint or Compliance Follow-ups	0	1
Site Inspections (all)	0	5
Technical Assistance with Contacts	2	22

AgPDES Permitting Activities

-
- Number of AgPDES CAFO Authorizations this reporting period: 0
 - Number of AgPDES PGP Authorizations this reporting period: 0
 - Number of AgPDES CGP Authorizations this reporting period: 2

Active Licenses/Registrations/Certifications/Permits

Current FY25 AEMS Numbers



Respectively,

Teena G. Gunter, AEMS Division

**BEFORE THE STATE BOARD OF AGRICULTURE
OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY
JUNE 2025 BOARD REPORT
REGARDING APRIL 7, 2025 THROUGH MAY 18, 2025 ACTIVITIES OF THE
OFFICE OF GENERAL COUNSEL**

AMOUNT OF ADMINISTRATIVE FINES COLLECTED:

Amount to Date (2025)	Amount of Fines for this Board Meeting
\$77,615	\$3,7000
\$236,230	2024
\$372,095	2023
\$207,400	2022

CONTRACTS REVIEWED OR DRAFTED (62):

Marketing: 9
Admin: 2
Animal Industry: 10
INV: 1
FOR: 10
WS: 29
AEMS: 1

ADMINISTRATIVE HEARING PROCEEDINGS:

Total Number of Open Cases: 256
Total Number of New Cases: 39
Total Number of Cases Closed: 28
NOVs Sent: 67

OTHER ACTIONS AND PROCEEDINGS:

Stitt v Drummond, Oklahoma County Case Number CV-2024-606: Lawsuit by Governor and certain Cabinet Secretaries against the Attorney General's Office regarding AG Opinion 2024-5. Oral arguments on Motion for Summary Judgment occurred May 9, 2024. Judge Ogden ruled for the Attorney General. Oral argument before the Oklahoma Supreme Court is scheduled for April 17, 2025.
Spring Creek Coalition v. ODAFF and Trong, Cherokee County Case Number CJ-2021-29: Petition seeking declaratory and injunctive relief. Answer filed.

Spring Creek Coalition v. ODAFF and Phan, et al., Delaware County Case Number CJ-2021-33: Petition Seeking Declaratory and Injunctive Relief. Order Granting Partial Summary Judgement entered June 28th, 2024. Motion to Reconsider overruled. Petition in Error filed in Supreme Court September 25, 2024. Motion to Dismiss filed and Answered. Motions to intervene/file Amicus.

MEETINGS:

Date	Activity
April 7, 2025	AEMS Legal
April 8, 2025	House Agriculture Committee
April 10, 2025	Directors
April 10, 2025	OGC Docket
April 10, 2025	Commissioners of Land Office
April 10, 2025	Emergency Drought Commission Legal Committee
April 11, 2025	GovQA
April 14, 2025	AEMS Legal
April 14, 2025	Senate Agriculture Committee
April 16, 2025	OMES Workday Users Group
April 17, 2025	American Agricultural Law Association Planning Committee
April 18, 2025	Director's Meeting
April 18, 2025	DCAM CAP 25 Monthly
April 18, 2025	ODAFF v Charles Wilkerson Hearing
April 18, 2025	SEAT Training
April 21, 2025	State Board of Agriculture
April 22, 2025	Ag Day at the Capitol
April 22, 2025	Agriculture Youth Council Reception
April 22, 2025	Ag Hall of Fame Reception
April 22, 2025	SHRM 100 days Webinar
April 23, 2025	EPA Enforcement
April 23, 2025	OCWP-Source Water Protection
April 24, 2025	OGC Staff
April 24, 2025	AALA Webinar
April 24, 2025	AGPDES
April 28, 2025	AEMS Legal
April 30, 2025	Deposition with CPS
May 5, 2025	AEMS Legal
May 6, 2025	Directors
May 8, 2025	ALJ Docket
May 12, 2025	AEMS Legal
May 12, 2025	PHC for CSD-2025-2835

May 13, 2025	Directors
May 13, 2025	OBA GALPS
May 15, 2025	Commissioners of Land Office
May 18, 2025	DCAM CAP 25 Monthly

RULE ACTIVITIES:

Chapter 10. Agricultural Products (Permanent FY 2025): On October 8, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 1, 2024. Public comment was open from November 1, 2024, through December 2, 2024. A public hearing took place on December 3, 2024. On December 16, 2024, the rules were approved by the Board. On December 18, 2024, the rules were submitted to the Legislature.

Chapter 15. Animal Industry (Permanent FY 2025): On October 8, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 1, 2024. Public comment was open from November 1, 2024, through December 2, 2024. A public hearing took place on December 3, 2024. On December 16, 2024, the rules were approved by the Board. On December 18, 2024, the rules were submitted to the Legislature.

Chapter 17. Water Quality (Permanent FY 2025): On October 8, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 1, 2024. Public comment was open from November 1, 2024, through December 2, 2024. A public hearing took place on December 3, 2024. On December 16, 2024, the rules were approved by the Board. On December 18, 2024, the rules were submitted to the Legislature.

Chapter 30. Consumer Protection (Permanent FY 2025): On October 8, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 1, 2024. Public comment was open from November 1, 2024, through December 1, 2024. A public hearing will take place on December 2, 2024. On December 16, 2024, the rules were approved by the Board. On December 18, 2024, the rules were submitted to the Legislature.

Chapter 37. Food Safety (Permanent FY 2025): On October 8, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 1, 2024. Public comment was open from November 1, 2024, through December 1, 2024. A public hearing will take place on December 2, 2024. On December 16, 2024, the rules were approved by the Board. On December 18, 2024, the rules were submitted to the Legislature. On November 11, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 15, 2024. Public comment was open from November 15, 2024, through December 16, 2024. A public hearing will take place on December 16, 2024. On January 29, 2025, the rules were submitted to the Legislature.

Chapter 40. Market Development (Permanent FY 2025): On November 11, 2024, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative Rules. Publication will occur on November 15, 2024. Public comment was open from November 15, 2024, through December 16, 2024. A public hearing will take place on December 16, 2024. On January 29, 2025, the rules were submitted to the Legislature.

OPEN RECORDS REQUESTS (89):

AEMS: 5
CPS: 7
AIS: 8
Pet Breeders: 4
Food Safety: 5
Forestry: 10

OTHER ACTIVITIES:

Phone calls or emails with the public: 8
Assistance to industry: 0
Assistance to AEMS: 5
Assistance to CPS: 6
Assistance to Wildlife Services: 0
Assistance to Forestry: 14
Assistance to AIS: 5
Assistance to Admin: 10
Assistance to Market Development: 2
Assistance to other state agencies: 1
Assistance to federal agencies: 0
Assistance to Food Safety: 4
Assistance to NASS: 0
Assistance to Executive Office: 14
Assistance to Lab: 0
Assistance to Investigative Services: 9
Assistance to Human Resources: 5
Assistance to Legislature: 0
Assistance to Attorney General: 1
Assistance to Public Information: 10
Assistance to Governor's Office: 0

Respectfully Submitted,



Teena G. Gunter
General Counsel

FOOD SAFETY BOARD REPORT

MAY 2025

POULTRY & EGG GRADING, PRODUCE AND ORGANIC SECTION

POULTRY AND EGG SECTION

In Broken Bow at Tyson Foods, USDA poultry grading was performed by ODAFF inspectors on 1,785,428 pounds of poultry – boneless/skinless leg meat & bone in/skin on parts and ground meat. ODAFF inspectors provided USDA shell egg grading on 34,290 dozen eggs at Cal-Maine Foods Inc. at Sulphur. ODAFF inspectors provided USDA poultry grading services on poultry products being shipped from National Steak & Poultry Quality Meats in Owasso. Also, routine egg quality inspections under the Oklahoma egg law were conducted.

ORGANIC FOODS SECTION

Organic inspectors completed compliance and certification inspections at:

- Seven organic crop producers
- One organic livestock producer
- Four organic processors
- Collected two organic samples
- Twelve retail organic inspections
- The organic section had requests for 2,000 certified organic stickers from Oklahoma Certified Organic producers and processors, which display the stickers on all products sold, labeled, or represented as Organic across the United States.
- The organic section had 3 requests for organic crop applications, 1 request for an organic livestock application and 1 request for organic processing application.

POULTRY & EGG GRADING, PRODUCE AND ORGANIC SECTION

PRODUCE SAFETY SECTION

- Educational presentation on Produce Safety at the Claremore Farmers Market meeting
- Taught an online Produce Safety Alliance class
- Provided technical assistance for 4 farms
- Working on learning how to inspect and teach the new water rule to our farmers and working on developing a multi-state agricultural water workshop for farms
- Visited 6 farmers markets or local food stores providing outreach and to collect farm inventory
- Working on reviewing/updating current farm inventory and adding new farms
- Regular conference calls with TX, LA, AR, NM, MO, MS

HOMEMADE FOOD FREEDOM ACT

- Received 7 complaints on Homemade Food Freedom Act businesses.
- Meat compliance assisted with 2 complaints.
- Warning letter was sent to 1 business and verbal warnings given to 4 businesses.
- We now have over 270 registered homemade food freedom act businesses.
- Taught a Homemade Food Freedom Act Workshops with OSU in Oklahoma City.

OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

Planned Compliance Reviews	11
Random Compliance Reviews	230
Person-to-Person Contacts	76
Special Investigations and/or Projects	08
Reports of Apparent Violations	02
Detentions	02
Consumer Complaints	14
Verbal Warnings Issued	08
Letters of Warning Issued	02
Samples Submitted to Lab for Analysis	00
Accident Investigations	00
Administrative Procedures Act	00

The Oklahoma Highway Patrol notified Meat Inspection Compliance with three (0) truck accidents in the month of April 2025.

See details below:

ACCIDENT LOCATION	ANIMAL PRODUCT	DISPOSITION

Highlighted Activities

During the course of Random Reviews and Anonymous Consumer Complaints, Compliance and Investigation Services sent out zero (0) Letter of Warning for Violations of the Oklahoma Meat Inspection Act and/or State Statutes

Leave: Ron- 0 hours

Wayne- 12.5 hours

Brad- 20.5 hours

OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

SLAUGHTER MEAT INSPECTION

Number of Cattle	2,922
Total Beef Condemned	31.272 lbs
(Beef heads & livers)	(avg. H wt 20 lbs, avg. L wt 10 lbs)
Number of Swine	776
Total Pork Condemned	3,832 lbs
(Pork heads & livers)	(avg. H wt 10 lbs, avg. L wt 2 lbs)
Number of Sheep & Goats	8,154
Total Condemned	0 lbs
Number of Chickens	1,882
Number of Rabbits	558
Total Condemns	0 lbs
Number of Buffalo	52
Total Condemns	2,360 lbs
TOTAL MEAT INSPECTED	3,092,389 lbs

AVG. CARCASS WT

Beef 700 lbs, Pork 250 lbs,
Sheep/Goat 100 lbs

AVG. BEEF HEAD/LIVER

Head 20 lbs / Liver 10 lbs

AVG. SWINE

HEAD/LIVER
Head 10 lbs / Liver 2 lbs

AVG. LAMB/GOAT

HEAD
Head 2 lbs

PROCESSED BOXED MEAT INSPECTED

Processed Red Meat	2,296,361 lbs
Condemned on Reinspection	0 lbs
Poultry (Portions)	445,801 lbs
Condemned on Reinspection	0 lbs
Rabbit Meat	0
Condemned on Reinspection	0 lbs
Exotic Deer Meat	0
Condemned on Reinspection	0 lbs
TOTAL PROCESSED MEAT INSPECTED	2,742,163 lbs

MEAT SAMPLE ACTIVITY

18 Samples Submitted for Analysis
18 Samples Analyzed
18 Samples Negative Analysis

1 (Heat) Samples Not Analyzed
0 Samples Non-Compliant
0 Sample Positive Results

April 27-April 30th: Tommy Stephens attended the ASMID Directors meeting in Portland, Maine.

DAIRY SECTION

Dairy staff conducted routine inspections at dairy farms, dairy plants, performed equipment checks and collected farm and plant dairy samples throughout the state.

No dairy farm or plant surveys were due during this board report period.

Under the direction of the State Veterinarian, Dairy staff has implemented additional bio-security protocols when visiting dairy farms throughout the state. This information is being shared with our producers and they are encouraged to contact the State Veterinarian if their herd shows symptoms related to HPAI.

Also, under the direction of the State Veterinarian and USDA, Dairy services expanded HPAI sampling to all dairy farms beginning January 6, 2025. Farm samples are tested at the Oklahoma Animal Disease Diagnostic Laboratory in Stillwater. To date, all Oklahoma permitted dairy farms have tested negative for HPAI for 2025 sampling. Since testing negative for HPAI four months in a row, application is being submitted to advance Oklahoma to Stage 4 testing.

Oklahoma Dairy Services participated in the 2025 National Conference of Interstate Milk Shipments held on April 11-16 at Hyatt Regency – Minneapolis, MN. This was the 100th year to celebrate the Pasteurized Milk Ordinance. In the early 1900's, before the Pasteurized Milk Ordinance, 1 out of 4 related food-borne illnesses was directly related to milk; as milk safety was not widely understood. Today, Milk is one of the safest foods we can consume. For every 2 billion servings of pasteurized milk and milk products served in the United States, less than 1 person gets sick! Oklahoma Dairy staff were grateful to participate and vote in the legislative process to support this conference and protect public health.

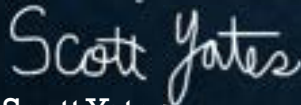
In April, Dairy Services received reimbursement by AFDO in the amount of \$5,347.14. These funds covered the cost for new laboratory and field equipment purchased for the dairy program.

FDA Milk Specialist, Clinton George, is currently preparing the Oklahoma Dairy State Program Evaluation. This evaluation occurs every 3 years.

Select dairy inspectors attended FDA sponsored Milk Plant Inspection training in San Antonio, TX and Milk Pasteurization Equipment testing course in Baton Rouge, LA in May.

Oklahoma Dairy Services has agreed to participate in Year 3 of a Multi-Drug Residue Raw Milk Monitoring Project. Dairy services will collect raw bulk milk samples from milk tankers and submit blind samples for drug residue analysis to help determine if current residue screenings are sufficient.

Sincerely,



Scott Yates

Director of Food Safety

Communications

Compiled 5/23/2025

Social Media Highlights



Ag Day – April 28 | Photos capturing Ag Day at the Capitol showcased the Ag Hall of Fame inductee while also expressing gratitude to legislators for uniting to celebrate the Year of Youth in Agriculture. On Facebook, the post reached 3,907 accounts.



NWS Statement – April 28 | Social media content plays an important role in raising awareness for significant issues. Secretary Arthur appreciates the backing from Secretary Rollins and the USDA in assisting American livestock producers in their fight against New World Screwworm. This post reached 2,678 accounts on Facebook.



National Beef Month – May 1 | Posts on Facebook and Instagram showcased National Beef Month, recognizing the dedication of farmers and ranchers across the state who work tirelessly to raise and care for cattle. On Facebook, the post reached 5,293 accounts.



Rural Vet Summit – May 6 | Photos capturing the Oklahoma Rural and Food Animal Veterinary Shortage Summit featured experts and stakeholders who came together to tackle the increasing demand for veterinarians in rural communities. The post reached 4,505 accounts and received 8,701 views.



AYC Applications – May 15 | Multiple posts across Facebook and Instagram helped spread the word about applications for the 2025-26 Agriculture Youth Council, encouraging upcoming high school seniors with a passion for agriculture to apply. One Instagram post reached 4,957 accounts.

Social Media Impact

Facebook

Followers: 25.1K Followers

Reach: 107.8K Accounts

Instagram

Followers: 4.3K Followers

Reach: 13.8K Accounts

June 4, 2025, BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY25 – New Computers & Monitors - \$53,053

Purchase of twenty (20) Dell Multi-Device Wireless Keyboard & Mouse - KM7120W, twenty (20) Dell Pro 24 Monitor - P2425H, one (1) SI# BJ6X07 Dell Pro Rugged, RB14250 XCTO, thirty-one (31) SI# BJ6X07 Dell Latitude 5550 XCTO Base, two (2) SI# BJ6X07 Dell Mobile Precision Workstation 7680 CTO, one (1) SI# BJ6X07 Dell Latitude 7450 XCTO, needed for the remaining ODAFF CPU refresh for FY25. This phase includes various departments based on their age and warranty schedule. If this refresh is not done, we will continue to use aging CPU's which are falling outside of their warranty. Without this purchase, this would hamper our ability to fulfill our ODAFF statutory mission efficiently.

FY26-Investigative Services-\$12,000

Purchase of Geosafe subscription for Investigative Services. Geosafe is a program and application providing location identification for Special Agents. It is a specific law enforcement smartphone app showing an agent's location on a map in real time. It also records the activity. It provides a great amount of officer safety in that, the agent's location is shared with other law enforcement agencies subscribed to the application. Currently, most counties and state agencies utilize the service. It also allows agents to do warrant searches and identify stolen property in the field without having to call into the office and have second person search the information through the Oklahoma Law Enforcement taking them away from other duties.

LABORATORY SERVICES

FY25 - LIMS System-\$670,470.00

Purchase of an updated phased based LIMS Database System for the Laboratory Services Division to include moving current data to the cloud, attaching lab instrumentation to system and licensing. Total projected for all years is based upon open market solicitation via OMES – Central Purchase. This is a multi-year contract award. Previously approved \$65,000.00 for one year.

Year 1 cost: \$202,470.00

\$117,000.00 maintenance appears to be included in year one along with 375 hours of services for the conversion.

Year 2 cost: \$117,000.00

Year 3 cost: \$117,000.00

Year 4 cost: \$117,000.00

Year 5 cost: \$117,000.00

Total contract cost (5 years): \$670,470.00

Justification: Current LIMS system for the Laboratory is out of date and no longer supported by the vendor, without an updated LIMS system it is possible for the system to fail and testing would be delayed and Division would have to fall back to written format which will cause a delay in the output of results.

(To be purchased by Consumer Protection Service)

FY25– Laboratory Supplies, Consumables and Equipment- \$14,903.48

- Tooth SS Rotor
- Ring Sieve
- 900 ml Cassette
- Cassette Gasket Lid
- Labyrinth Disc
- Seals
- Acetone
- Syringes
- Pipette Tips
- Test Tubes
- Water Polisher Filters
- Gravity Convection Oven

FORESTRY SERVICES

FY25 –Southern Pine Beetle Federal Grant-\$15,000

To prevent the spread of the invasive Southern Pine Beetle (SPB) and mitigate the severe economic threat it poses to landowner revenue. This project will also provide financial assistance to landowners for the removal of non-native invasive plant species. **Justification:** Proactive management of SPB and invasive plants will maintain healthy and resilient forests across Oklahoma, safeguarding landowner revenue and enhancing the landscape's ability to withstand current and future forest health threats, including pests, diseases, and wildfire. All funds spent on this program will be federally reimbursed.

FY25– Project Learning Tree Books (Federal Reimbursement through Edmond ReLeaf Project)- \$5,980

Purchase of Project Learning Tree (PLT) books to support forestry education efforts in Edmond-area schools, in partnership with the City of Edmond Urban Forestry's ReLeaf initiative. These materials will be distributed to classrooms as part of community forestry and conservation education programming.

Justification: The total cost is \$5,980 and will be fully reimbursed by the City of Edmond as documented in Purchase Order #P2501213. This funding mechanism allows us to support local urban forestry education efforts with no net cost to the agency.

FY 25– New Septic System-\$10,000.00

Purchase and installation of new septic system including new tank, and lateral lines for Central and Western Office of the Forest Regeneration Center and Community Fire in Goldsby. The existing septic system continues to have drainage issues from the angle of the drainage pipe to the tank not having enough outflow. We continue to have to call plumbers out to unstop it to have working facilities. **Justification:** Without the replacement of the current system, we will continually have clogged pipes which leave the employees without a functioning facility and additional cost of plumbers coming out multiple times in a year.

FY 25-15-foot rotary cutter- \$25,000

To purchase a new 15-foot rotary cutter to maintain the conservation seedling orchards and Forest Tree Improvement Center (FTIC) grounds. The current rotary cutter used for maintaining these areas is over 20 years old and is no longer operational due to extensive wear and age. It has reached the end of its service life, and replacement parts are no longer cost-effective. A 15-foot rotary cutter increases mowing efficiency, reducing labor and fuel costs by covering more ground in less time—especially important given the size of the FTIC grounds and multiple orchards under management. **Justification:** The acquisition of a new 15-foot rotary cutter is an urgent and necessary investment to sustain the health and productivity of seed orchards and research grounds. Without it, the ability to manage the orchards and support cone production would be significantly compromised.

FY 25- Forest Health Pocket Guidebooks-\$8,000

Print 1,000 “A Pocket Guide to Oklahoma Forest Health” books to make available to Oklahomans to increase their knowledge of current and potential threats to their forests. These books were developed previously by OFS with the help of multiple partners utilizing federal grants. **Justification:** This printing will utilize both existing federal grants as well as state dollars. Those printed with federal funds will be available for participant in OFS workshops while those printed with state funds will be sold like the “Trees of Oklahoma” book.

FY25- East Central Area (Wilburton and Talihina) Mowers-\$23,000

Purchase of two commercial John Deere mowers for two state offices (\$12,600.00 per unit), Wilburton and Talihina. Current mowers are 18 and 12 years old. The old mowers have been rated fair at best and are not reliable. The mowers to be

replaced require more frequent repairs, maintenance and service and replacement parts are becoming hard to find. **Justification:** Wilburton and Talihina offices are required to do their own groundskeeping, hence the need for appropriate tools, being appropriate mowers to do the job. Funding for this purchase comes from the Oklahoma Legislative Session, FY25 Forestry budget appropriations.

FY 25- Youth Camp-\$40,000

This request outlines the agreement for the Oklahoma Youth Forestry Camp, a collaborative program between the Oklahoma Department of Agriculture, Food, and Forestry (Forestry) and the Forest Heritage Center Board (FHC). The agreement specifies up to \$40,000.00 in donated funds to support the camp's operations. **Justification:** The Oklahoma Youth Forestry Camp directly assists both Forestry and FHC in accomplishing the educational components of their respective missions. This continued partnership allows Forestry to actively participate in and achieve its critical educational outreach.

FY 26- Youth Camp-\$40,000

This request outlines the agreement for the Oklahoma Youth Forestry Camp, a collaborative program between the Oklahoma Department of Agriculture, Food, and Forestry (Forestry) and the Forest Heritage Center Board (FHC). The agreement specifies up to \$40,000.00 in donated funds to support the camp's operations. **Justification:** The Oklahoma Youth Forestry Camp directly assists both Forestry and FHC in accomplishing the educational components of their respective missions. This continued partnership allows Forestry to actively participate in and achieve its critical educational outreach.

ANIMAL INDUSTRY SERVICES

FY26-Umbrella Cooperative Agreement - \$362,276.01

The purpose of this agreement is to conduct Animal Health National Surveillance and Response activities that will provide specific information to the recipient, APHIS, and other interested parties for various commodities under this Umbrella Agreement. Without this cooperative agreement, we will not be able to meet the needs for surveillance, preparedness, response, and outreach necessary to protect American agriculture and accomplish VS mission goals.

FY26-ADT Cooperative Agreement - \$239,920.00

The purpose of this agreement is to conduct Animal Disease Traceability activities that will provide specific information to the recipient, APHIS, and other interested parties for Animal Health Technical Services (AHTS) Programs. Without this cooperative agreement, we will not be able to meet the needs for surveillance, preparedness, response, and outreach necessary to protect American agriculture and accomplish VS mission goals.

FY26-US Swine Health Improvement Program - \$55,200

Funding that is being requested will be used to support the administrative and data management conducted by the OSA Coordinator and Assistant Coordinator in enrollment and certification of participating premises. The funding will also support outreach and education efforts to increase awareness in the program and increase overall participation. Lastly the funding will be used to support travel for the OSA Coordinator and the SAHO to participate as voting members at the 2025 annual US SHIP House of Delegates meeting. ODAFF is the Official State Agency for management of the US Swine Health Improvement Program. Our goal for the upcoming cooperative agreement period is to focus on small holdings and exhibition swine to encourage enrollment and ultimately certification. Without this cooperative agreement we will not be able to support outreach and education, and we won't be able to attend the US SHIP House of Delegates meeting.

FY26-High Pathogenic Avian Influenza Cooperative Agreement -\$44,921.00 - The emergency response to HPAI in Oklahoma is a cooperative effort involving the industry, State, and Federal regulatory agencies. Funding for this objective allows the Recipient, along with USDA APHIS Veterinary Services, to provide quick diagnosis of and response to HPAI events in Adair County poultry. Specific actions taken as part of this response include the following:

- Investigate, quarantine, and depopulate the infected flocks rapidly.
- Dispose of carcasses quickly to prevent the spread of disease.
- Identify all premises with poultry in the control and surveillance zones and educate producers and flock owners about HPAI and appropriate biosecurity measures.
- Test and monitor all flocks in the control zone in accordance with the HPAI response plan. Conduct biosecurity audits on all commercial flocks in the control zone that need to move product during the quarantine period. Instruct producers regarding testing and biosecurity needs for controlled movement. Set up a permitting system that allows these operations to move products and birds into and out of the zone as needed.
- Conduct epidemiological investigations and identify other risk factors. Implement additional mitigation control strategies as needed.
- Monitor testing and compliance.
- Assist in entering information and permits into EMRS database.
- Coordinate efforts with State, Federal, and industry partners.

Without this cooperative agreement we will not be able to quarantine, euthanize and dispose carcasses quickly to prevent the spread of disease. ODAFF will not be able to test and monitor flocks in control zones in accordance with the HPAI response plan.

FY26-FY27-National Animal Disease Preparedness and Response Program (NADPRP) Cooperative Agreement - \$210,850.00

\$86,711-Strengthening Food Security-The purpose of this grant project is to promote development of Secure Food Supply Plans to producers, of all FMD susceptible species, through assistance from readily available State Animal Health Officials that takes a “straight from the source” approach in education and outreach to producers. Anticipated outcomes are increased awareness of Foreign Animal Disease response and education for voluntary Secure Food Supply Plans. We will provide lessons learned and best practices to the State Regional Secure Food Supply Planning Working Group, Multi-State Partnership for Security in Agriculture, Southern Agriculture and Animal Disaster Response Alliance, and to the USAHA Committee on Animal

Emergency Management. The critical need this project addresses, and assists Oklahoma in solving, is the Oklahoma State Animal Health Officials' perspective of the need for more direct communication opportunities between our agency and Oklahoma producers. This project provides the means to engage with stakeholders in person to increase awareness and address their perception and understanding of Foreign Animal Disease (FAD) response measures. This project directly supports and aligns with the priority topic to "support outreach and education on animal disease prevention, preparedness, and response" in Oklahoma, and it will be accomplished on a personal level with Oklahoma producers and their veterinarians. This project will include collaboration and consultation with industry groups, stakeholders and subject matter experts who will help this project succeed, by getting together with and getting in front of producers who would benefit from the education and development of Secure Food Supply Plans. Producers will have a more accessible opportunity to visit with State Animal Health Officials to increase their understanding of enhanced biosecurity measures, receive guidance on preparation, and establish preventative measures to help protect their herd from becoming infected with a Foreign Animal Disease (FAD). The end result will be an increase in Secure Food Supply plans developed and reviewed by State Animal Health Officials thus allowing for continuity of business for affected producers during a foreign animal disease response.

\$123,869-Enhanced Biosecurity and Emergency Preparedness training for livestock and bison herds on Tribal lands. Develop, enhance, and exercise State and Tribal animal disease outbreak emergency response plans. The purpose of this project is to increase preparedness to respond to high-consequence transboundary animal disease outbreaks effectively and cohesively for tribal agricultural communities with domestic livestock and Tribal, State and Federal preserves with bison herds in Oklahoma. Response preparedness activities will include local, county, state, tribal and federal involvement to eradicate the threat. The intent of the proposal is to build and reinforce relationships among all participants and identify the contributing roles of each member of the group to foster a cohesive unified response during a high-consequence transboundary disease outbreak. Participants will benefit by learning enhanced biosecurity protocols that can be implemented into their herd management plans for both immediate implementation and in times of increased threat. It will provide opportunities to mitigate potential weaknesses in enhanced biosecurity practices.

Without the NADPRP cooperative agreement we will not be able to respond to a high-consequence transboundary animal disease outbreak. We will not be able to provide enhanced biosecurity, develop disease response protocols or provide secure food supply program training for domestic livestock and bison herds in Oklahoma.

FY26-Oklahoma Veterinary Medical Association (OVMA) - \$25,000.00 – OVMA is the only entity in the State of Oklahoma that has the ability and contracts statewide to enhance pet sterilization effort is the OVMA. No other entity has access to veterinarians and humane organizations on a statewide basis. This is a pass-through agreement between ODAFF and OVMA.

FY26-North American Deer Registry -\$41,925- HB3462: Chronic Wasting Disease Genetic Improvement Act-The purpose of this agreement is to establish a baseline of average genetic codon markets and genomic breeding values for native, free-ranging Oklahoma white tail deer.

Acclaim Systems, Inc. - \$300,000.00 – AgEnterprise is a modernization of USAHERDS and the upgrade path for USAHERDS states. The modernization focuses on increased IT security, and updated IT Framework into the newest tech stack to support the State Vet’s Office requirements. AgEnterprise provides a robust platform for all functionality within animal health including Animal Traceability, Premises, Inspections, License Management, Testing, and other features. AgEnterprise will comprise of the functionality and the data elements needed by states to manage and monitor animal health within their jurisdiction, report test results to USDA’s Veterinary Services and prevent, control, eradicate and recover from disease and all hazard incidents at the local level. Without AgEnterprise, we will not be able to monitor animal health within specific jurisdictions or report test results to USDA’s Veterinary Services.

WILDLIFE SERVICES

\$24,680 – ODAFF Wildlife Services is requesting approval to purchase (2) Vulture Traps and (2) Hog Traps, and (1) Camera. These traps will help extend our abilities in Black Vulture and Feral Swine mitigation.

FY 26 - \$106,500.00 - ODAFF Wildlife Services is requesting approval for fuel and hangar rent for the five (6) Federal helicopters for FY26 that are used in the state’s aerial control of wildlife. The breakdown is as follows:

- \$55,000 for Fuel
- \$38,662 Hangar Rent

FY26 - \$50,000 ODAFF Wildlife Services is requesting approval for the purchase of ammunition required to perform duties. Ammunition that we are requesting to purchase is .223, 62 grain REX which is full copper, non-toxic, rapid expanding suitable from controlling feral swine. This amount will also cover various shotgun ammunition for aerial and ground damage control operations.

FY26 - \$110,000 ODAFF Wildlife Services is requesting approval for (2) 4x4 Chevrolet Trucks with Grille Guard, Toolbox, and Running Boards. These will be replacing high mileage vehicles.

MARKET DEVELOPMENT

FY2025 - Veteran or Young Farmer/Ag Enhancement & Diversification Grant – Jason Heath
- \$10,000

FY2025 - Veteran or Young Farmer/Ag Enhancement & Diversification Grant – Janet Strate
– National Junior Angus Show - \$25,000

FY2025 – Value-Added Agriculture Grant – viticulture - Cassandra Gore - \$10,000

FY2025 – Healthy Food Finance Grant – Latt Jeffrey - \$10,000

FY2025 – Healthy Food Finance Grant – Katelyn John - \$10,000

FY2025 – printing – Ag in the Classroom educational resources - \$18,500

AGRICULTURAL ENVIRONMENTAL MANAGEMENT SERVICES

FY25 – Exchange Network Grant Refund – In closing out the three-year Exchange Network Grant at the end of last year, there was one payment from 2021 in the amount of \$5,866.57 that was not included in the overall close-out amount. The failure to include the amount was due to the transition between staff in 2024 and an “odd” naming convention used for the very first payment. Unfortunately, EPA has already deobligated all funds remaining on the grant so a refund will be necessary.

FOOD SAFETY

Win Wam computer software up keep for produce safety inspections \$5,724.00.

This computer program is used for completing FDA produce safety compliance inspections. This would be for updates and for software update fees. This would be paid for by the FDA Produce Grant.

Contract employee for Dairy Services - \$40,000.00

Perform various duties at dairy plant in Oklahoma, collect milk and milk products for sampling. Conduct Oklahoma Dairy plant and farm state surveys for sanitation compliance and enforcement. If this position is not filled, then a contractor from out-of-state would have to be brought in and paid to do this job for the facilities to remain in compliance.

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

APPROVAL OF CASES

ON THIS 4th day of June 2025, the Office of General Counsel of the Oklahoma Department of Agriculture, Food, and Forestry brought for consideration before the State Board of Agriculture those certain cases summarized on Exhibit A hereto which cases have been resolved by stipulation or consent order. The attached Exhibit A summarizes each action by case name, case number, case type and amount received as a stipulated administrative penalty or by consent order.

ACCORDINGLY, IT IS THEREFORE ORDERED by the State Board of Agriculture that the resolution of each of the cases summarized on Exhibit A hereto is hereby approved in all aspects; that this order shall be deemed the final agency order for each such case; and that the penalty imposed by each such stipulation or consent order is hereby adopted and incorporated herein by reference to Exhibit A hereto.

WITNESS My Hand and Official Seal this 4th day of June 2025.

Blayne Arthur
President
State Board of Agriculture

Exhibit A
Board of Agriculture
June 4, 2025

Consideration and Proposed Action on Cases Resolved by Stipulation:

Agricultural Environmental Management Services

<u>Name</u>	<u>File No.</u>	<u>Division</u>	<u>Amount</u>
Jeffrey Jantz	OGC-25-180	AEMS	\$250.00
Navada Jeffries	OGC-24-778	AEMS	\$200.00
Lengo 1947, LLC	OGC-24-679	AEMS	\$200.00
Rodney Linsenmeyer	OGC-25-163	AEMS	\$250.00
Colin McDaniel	OGC-24-761	AEMS	\$200.00
Vuong Vi & Nam Ngo	OGC-24-684	AEMS	\$200.00
Lea Thoa	OGC-24-715	AEMS	\$200.00

Consumer Protection Services

<u>Name</u>	<u>File No.</u>	<u>Division</u>	<u>Amount</u>
Seven Eleven	OGC-25-447	CPS	\$375.00
Seven Eleven	OGC-25-446	CPS	\$375.00
Seven Eleven	OGC-25-445	CPS	\$225.00
Casey's General Store	OGC-24-813	CPS	\$225.00
Central Custom Ag Aviation	OGC-24-824	CPS	\$1,000.00
Vail Landscaping, LLC	OGC-25-603	CPS	\$750.00

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

APPROVAL OF CASES

ON THIS 4th day of June 2025, the Office of General Counsel of the Oklahoma Department of Agriculture, Food, and Forestry brought for consideration before the State Board of Agriculture Penguin Agribusiness, LLC which case has been recommended for adoption of the Administrative Law Judge's proposed final order.

ACCORDINGLY, IT IS THEREFORE ORDERED by the State Board of Agriculture that the resolution of this case is hereby approved in all aspects; that this order shall be deemed the final agency order for each such case; and that the denial of license is hereby incorporated by reference into this document.

WITNESS My Hand and Official Seal this 4th day of June 2025.

Blayne Arthur
President
State Board of Agriculture

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. JEFFREY JANTZ

Case File No. OGC-25-180

**JEFFREY JANTZ PWA#5062
2507 COUNTY STREET 2900
CHICKASHA, OK 73018**

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding their missing educational training required for every Poultry Waste Applicator (PWA). The Respondent needed a total of two (2) hours of continuing education before December 31, 2024. AEMS sent a reminder email about the education requirements. The Respondent failed to obtain the two (2) hours of education by the December 31st deadline.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.17(F) 10-9.5(F)(1), 10-9.5(F)(3), 10-9.5(F)(4), and O.A.C. 35:17-5-11(b) by failing to complete two (2) hours of continuing education by December 31st.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred and Fifty Dollars (\$250.00). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

JEFFREY JANTZ PWA#5062
2507 COUNTY STREET 2900
CHICKASHA, OK 73018

RESPONDENT.

Case No: OGC-25-180

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred and Fifty Dollars (\$250.00) for this action, and **attended the two (2) hour education course**, and has accordingly signed this Resolution by Stipulation, and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Jeffrey Jantz
Signature

Jeffrey Jantz
Printed Name and Title:

Date: 4-23-25

RECEIVED

APR 25 2025

ODAFF FINANCE

It looks like
May 13 is my last
and only chance for
2 hours. At Jantz, OK
I will attend.

Don B
4-28-25

FILED
APR 14 2025
STATE BOARD OF AGRICULTURE

Case No: OGC-25-180

1 Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including
2 the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and
3 limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative
4 evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of
5 prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues
6 prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve
7 complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any
8 other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating as a Poultry Waste Applicator.

16. Pursuant to the Oklahoma Poultry Waste Applicators Certification Act, Okla. Stat. Tit. 2 § 10-9.16 *et seq.*, ODAFF has authority to regulate persons who are poultry waste applicators.

17. The Act at Okla. Stat. Tit. 2 § 10-9.17(F) states: "*Any person issued an applicator's certificate shall comply with the education provisions of subsection F of Section 10-9.5 of this title.*"

18. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(1) states: "*All operators of poultry feeding operations and poultry waste applicators shall attend educational courses on poultry waste handling. All such operators and applicators shall attend educational training on poultry waste management as provided by Oklahoma State University through the Cooperative Extension Service. All current and new operators and applicators shall receive the initial nine (9) hours of training in the first year and two (2) hours of continuing education every year until the operator or applicator has received a total of nineteen (19) hours of training. . . Upon receiving the nineteen (19) required hours, the operator or applicator shall be required to receive two (2) hours of continuing education every three (3) years. . .*"

19. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(3) states: *“Failure to obtain the initial nine-hour training and any continuing education as provided in this subsection shall be deemed a violation. . . the Oklahoma Poultry Waste Applicators Certification Act for applicators.”*

20. O.A.C. 35:17-5-11(b) states: *“All operators shall obtain an initial nine (9) hours of education in the first year and two hours of continuing education every year until the operator has received a total of nineteen (19) hours of training. Any operator may attend more hours than are required, however, those hours shall not be carried forward. Upon receiving the nineteen (19) required hours, the operator will graduate from the program but shall be required to receive two (2) hours of continuing education every three (3) years.”*

21. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(4) states: *“All operators or applicators shall meet the educational requirements of this section no later than December 31 of each year.”*

ALLEGATIONS OF FACT

22. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

23. The Respondent became a Poultry Waste Applicator (PWA) in 2010.

24. On or about February 5, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding their missing educational training, in which they were behind two (2) hours of continuing education needed by the deadline of December 31, 2024.

25. On or about November 27, 2024, the Department sent Respondent a reminder email about the educational requirements needed by the December 31st deadline.

26. To date, the Respondent is still missing the two (2) hours of education.

ALLEGED CONCLUSIONS OF LAW

27. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.17(F), 10-9.5(F)(1), 10-9.5(F)(3), 10-9.5(F)(4), and O.A.C. 35:17-5-11(b) by failing to complete the two (2) hours of continuing education.

ATTORNEY CONFERENCES

28. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

29. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

30. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

31. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

32. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

33. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

34. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case we are seeking a Two Hundred and Fifty Dollar (\$250.00) administrative penalty, **and attendance of two (2) hours of continuing education.**

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

35. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

36. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

37. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

38. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

39. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

40. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred and Fifty Dollars (\$250.00), as well as attendance of the two (2) hours of continuing education.

41. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 10TH day of April 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187

Abigail Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 14 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**JEFFREY JANTZ PWA#5062
2507 COUNTY STREET 2900
CHICKASHA, OK 73018**



GINA BLAYLOCK

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**JEFFREY JANTZ PWA#5062
2507 COUNTY STREET 2900
CHICKASHA, OK 73018**

RESPONDENT.

Case No: OGC-25-180

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred and Fifty Dollars (\$250.00) for this action, and **attended the two (2) hour education course**, and has accordingly signed this Resolution by Stipulation, and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. NAVADA JEFFRIES

Case File No. OGC-24-778

NAVADA JEFFRIES PWA#5063

P.O. BOX 143

JAY, OKLAHOMA 74346

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding their missing Poultry Waste Applicator (PWA) annual report for Fiscal Year (FY) 2024. The PWA annual reports are due by September 1st of each year. The Respondent failed to submit their PWA annual report.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.18(A) by failing to submit their PWA annual report by September 1.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Dollars (\$200.00). Respondent stipulated to and paid the penalty, as well as turned in the PWA annual report.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

NAVADA JEFFRIES PWA#5063
P.O. BOX 143
JAY, OKLAHOMA 74346

RESPONDENT.

Case No: OGC-24-778

FILED
APR 14 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK, 73105-4298, as well as provided the **PWA annual reports for FY2024**.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

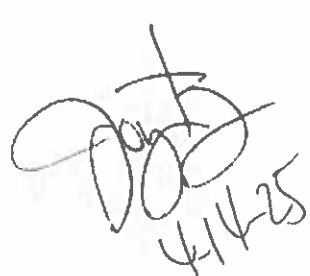


Signature

NAVADA D. JEFFRIES

Printed Name and Title:

Date: 4-5-25



RECEIVED
APR 11 2025
ODAFF FINANCE

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**NAVADA JEFFRIES PWA#5063
P.O. BOX 143
JAY, OKLAHOMA 74346**

RESPONDENT.

**MAR 13 2025
STATE BOARD OF AGRICULTURE**

Case No: OGC-24-778

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. May 08, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 and Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of poultry waste application in Oklahoma.

16. Pursuant to the Poultry Waste Applicators Certification Act ("The Act"), Okla. Stat. Tit. 2 § 10-9.16 *et seq.*, ODAFF has authority to regulate persons who are poultry waste applicators.

17. The Act at Okla. Stat. Tit. 2 § 10-9.18(A) states: "*Every certified poultry waste applicator shall file by September 1 of each year an annual report with the Oklahoma Department of Agriculture, Food, and Forestry regarding all poultry waste land-applied by such applicator for the period from July 1 of the previous year through June 30 of that year.*"

ALLEGATIONS OF FACT

18. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

19. Annual reports for Poultry Waste Applicators (PWA) shall be filed by September 1st of each year.

20. On or about September 16, 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department sent a Letter of Warning (LOW) regarding the Respondent's missing PWA annual report for Fiscal Year (FY) 2024, with a due date of October 31, 2024.

21. To date, the Respondent has failed to submit the PWA annual report for FY2024.

ALLEGED CONCLUSIONS OF LAW

22. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.18(A) by failing to submit their PWA annual reports for FY2024.

ATTORNEY CONFERENCES

23. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

24. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

25. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

26. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

27. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have

the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

28. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

29. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case we are seeking a Two Hundred Dollar (\$200.00) administrative penalty and submittal of the **PWA annual reports for FY2024.**

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

30. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

31. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

32. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

33. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

34. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

35. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred Dollars (\$200.00).

36. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may submit **your PWA annual reports for FY2024** and pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 10TH day of March, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187

Abigail Wilburn, OBA #33641

Assistant General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 12 day of March, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**NAVADA JEFFRIES PWA#5063
P.O. BOX 143
JAY, OKLAHOMA 74346**

9/13
GINA BLAYLOCK

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**NAVADA JEFFRIES PWA#5063
P.O. BOX 143
JAY, OKLAHOMA 74346**

RESPONDENT.

Case No: OGC-24-778

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK, 73105-4298, as well as provided the **PWA annual reports for FY2024.**

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. LENGO 1947 LLC

Case File No. OGC-24-679

**LENGO 1947 LLC PFO#1993
16310 US 59 NORTH
KEOTA, OK 74941**

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a reminder letter and three (3) emails regarding the due date of September 1st for Poultry Feeding Operation (PFO) annual reports. AEMS then sent a Letter of Warning (LOW) regarding the Respondent's missing PFO annual report for Fiscal Year (FY) 2024. The Respondent failed to submit their PFO annual report.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.7(J) by failing to submit their PFO annual report by September 1.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Dollars (\$200.00). Respondent stipulated to and paid the penalty, as well as turned in the PFO annual report.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

LENGO 1947 LLC PFO#1993
16310 US 59 NORTH
KEOTA, OK 74941

RESPONDENT.

Case No: OGC-24-679

FILED
APR 15 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action, **provided the missing annual report**, and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: 4/31/2025

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**LENGO 1947 LLC PFO#1993
16310 US 59 NORTH
KEOTA, OK 74941**

RESPONDENT.

Case No: OGC-24-679

1st AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. May 8, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating a Poultry Feeding Operation.

16. Pursuant to the Oklahoma Poultry Feeding Operations Act, Okla. Stat. Tit. 2 § 10-9 *et seq.*, ODAFF has authority to regulate persons who are poultry feeding operations.

17. That Act at Okla. Stat. Tit. 2 § 10-9.7(J) states: *“Every poultry feeding operation shall file by September 1 of each year an annual report with the Department regarding all poultry waste removed from or land-applied by the facility for the period from July 1 of the previous year through June 30 of that year...”*

ALLEGATIONS OF FACT

18. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

19. Annual reports for Poultry Feeding Operations (PFOs) shall be filled by September 1st of each year.

20. In May of 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department sent Respondent a reminder letter in the mail regarding the September 1 due date of PFO annual reports.

21. On or about July 9, 2024, the Department sent a reminder email to the Respondent of the annual report due date.

22. On or about August 16, 2024, the Department sent a second reminder email to the Respondent of the annual report due date.

23. On or about August 27, 2024, the Department sent a third reminder email to the Respondent of the annual report due date.

24. On or about September 16, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding his missing annual report for 2024.

25. To date, the Respondent has not filed their 2024 annual report.

ALLEGED CONCLUSIONS OF LAW

26. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.7(J) by failing to file his annual report by the 1st of September, for the fiscal year of 2024.

ATTORNEY CONFERENCES

27. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

28. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

29. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

30. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

31. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

32. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

33. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case, we are seeking a Two Hundred Dollar (\$200.00) administrative penalty and submittal of the 2024 annual reports.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

34. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

35. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

36. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

37. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

38. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

39. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred Dollars (\$200.00).

40. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may submit your **missing report** and pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 17TH day of March, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this _____ day of _____, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**LENGO 1947 LLC PFO#1993
16310 US 59 NORTH
KEOTA, OK 74941**

GINA BLAYLOCK

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. RODNEY LINSENMEYER

Case File No. OGC-25-163

**RODNEY LINSENMEYER PWA#1201
1021 CHARLES PAGE BLVD
TULSA, OK 74127**

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding their missing educational training required for every Poultry Waste Applicator (PWA). The Respondent needed a total of four (4) hours of continuing education before December 31, 2024. AEMS sent a reminder email about the education requirements. The Respondent obtained two (2) of the four (4) hours of education by the December 31st deadline.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.17(F) 10-9.5(F)(1), 10-9.5(F)(3), 10-9.5(F)(4), and O.A.C. 35:17-5-11(b) by failing to complete two (2) hours of continuing education by December 31st.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred and Fifty Dollars (\$250.00). Respondent stipulated to and paid the penalty, as well as attended the missing two (2) hour class.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

RODNEY LINSENMEYER PWA#1201
1021 CHARLES PAGE BLVD
TULSA, OK 74127

RESPONDENT.

Case No: OGC-25-163

FILED
MAY 12 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred and Fifty Dollars (\$250.00) for this action, **set up the two (2) hour education course**, and has accordingly signed this Resolution by Stipulation, and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Rodney Linsenmeyer
Signature

Rodney Linsenmeyer
Printed Name and Title:

Date: 5-8-25

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**RODNEY LINSENMEYER PWA#1201
1021 CHARLES PAGE BLVD
TULSA, OK 74127**

RESPONDENT.

Case No: OGC-25-163

FILED
APR 30 2025
STATE BOARD OF AGRICULTURE

AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. **July 10, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating as a Poultry Waste Applicator.

16. Pursuant to the Oklahoma Poultry Waste Applicators Certification Act, Okla. Stat. Tit. 2 § 10-9.16 *et seq.*, ODAFF has authority to regulate persons who are poultry waste applicators.

17. The Act at Okla. Stat. Tit. 2 § 10-9.17(F) states: "*Any person issued an applicator's certificate shall comply with the education provisions of subsection F of Section 10-9.5 of this title.*"

18. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(1) states: "*All operators of poultry feeding operations and poultry waste applicators shall attend educational courses on poultry waste handling. All such operators and applicators shall attend educational training on poultry waste management as provided by Oklahoma State University through the Cooperative Extension Service. All current and new operators and applicators shall receive the initial nine (9) hours of training in the first year and two (2) hours of continuing education every year until the operator or applicator has received a total of nineteen (19) hours of training. . . Upon receiving the nineteen (19) required hours, the operator or applicator shall be required to receive two (2) hours of continuing education every three (3) years. . .*"

19. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(3) states: *“Failure to obtain the initial nine-hour training and any continuing education as provided in this subsection shall be deemed a violation. . . the Oklahoma Poultry Waste Applicators Certification Act for applicators.”*

20. O.A.C. 35:17-5-11(b) states: *“All operators shall obtain an initial nine (9) hours of education in the first year and two hours of continuing education every year until the operator has received a total of nineteen (19) hours of training. Any operator may attend more hours than are required, however, those hours shall not be carried forward. Upon receiving the nineteen (19) required hours, the operator will graduate from the program but shall be required to receive two (2) hours of continuing education every three (3) years.”*

21. The Act at Okla. Stat. Tit. 2 § 10-9.5(F)(4) states: *“All operators or applicators shall meet the educational requirements of this section no later than December 31 of each year.”*

ALLEGATIONS OF FACT

22. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

23. The Respondent became a Poultry Waste Applicator (PWA) in 2021.

24. On or about February 5, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding their missing educational training, in which they were behind two (2) hours of continuing education, with an additional two (2) hours needed by the deadline of December 31, 2024.

25. On or about November 27, 2024, the Department sent Respondent a reminder email about the educational requirements needed by the December 31st deadline.

26. On or about November 21, 2024, the Respondent attended a two (2) hour continuing education course.

27. To date, the Respondent has two (2) hours of education that are missing.

ALLEGED CONCLUSIONS OF LAW

28. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.17(F), 10-9.5(F)(1), 10-9.5(F)(3), 10-9.5(F)(4), and O.A.C. 35:17-5-11(b) by failing to complete two (2) hours of continuing education.

ATTORNEY CONFERENCES

29. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

30. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

31. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

32. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

33. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have

the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

34. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

35. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case we are seeking a Two Hundred and Fifty Dollar (\$250.00) administrative penalty, as well as attend two (2) hours of continuing education.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

36. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

37. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

38. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

39. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

40. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

41. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred and Fifty Dollars (\$250.00), **as well as attend two (2) hours of continuing education.**

42. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 29TH day of April 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 30 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

**RODNEY LINSENMEYER PWA#1201
1021 CHARLES PAGE BLVD
TULSA, OK 74127**

AB

GINA BLAYLOCK

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

v.

RESPONDENT.

Page 9 of 9

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. COLIN MCDANIEL

Case File No. OGC-24-761

COLIN MCDANIEL PWA# 5271

446873 E. 320 RD.

VINITA, OK 74301

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent three reminder emails regarding the due date of September 1st for Poultry Waste Applicator (PWA) annual reports. AEMS then sent a Letter of Warning (LOW) regarding the Respondent's missing PWA annual report for Fiscal Year (FY) 2024. The Respondent failed to submit their PWA annual report.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.18(A) by failing to submit their PWA annual report by September 1.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Dollars (\$200.00). Respondent stipulated to and paid the penalty, as well as turned in the PWA annual report.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**COLIN MCDANIEL PWA# 5271
446873 E. 320 RD.
VINITA, OK 74301**

RESPONDENT.

Case No: OGC-24-761

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action, **submitted the 2024 annual report**, and has accordingly signed this Resolution by Stipulation, and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:



Signature



Printed Name and Title:

Date: 3-26-25

FILED
MAR 26 2025
STATE BOARD OF AGRICULTURE

Case No: OGC-24-761

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating a Poultry Waste Applicator Service.

16. Pursuant to the Oklahoma Poultry Waste Applicators Certification Act, Okla. Stat. Tit. 2 § 10-9.16 *et seq.*, ODAFF has authority to regulate persons who are poultry waste applicators.

17. That Act at Okla. Stat. Tit. 2 § 10-9.18(A) states: *“Every certified poultry waste applicator shall file by September 1 of each year an annual report with the Oklahoma Department of Agriculture, Food, and Forestry regarding all poultry waste land-applied by such applicator for the period from July 1 of the previous year through June 30 of that year....”*

ALLEGATIONS OF FACT

18. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

19. Annual reports for Poultry Waste Applicators (PWAs) shall be filled by September 1st of each year.

20. On or about July 15, 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department sent Respondent a reminder email regarding the September 1 due date of PWA annual reports.

21. On or about August 16, 2024, the Department sent a second reminder email regarding the PWA annual reports.
22. On or about August 27, 2024, the Department sent a third reminder email regarding the PWA annual reports.
23. On or about September 16, 2024, the Department sent the Respondent a Letter of Warning (LOW) regarding their missing annual report for 2024.
24. To date, the Respondent has failed to file their 2024 PWA annual report.

ALLEGED CONCLUSIONS OF LAW

25. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.18(A) by failing to file their 2024 PWA annual report.

ATTORNEY CONFERENCES

26. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.
27. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.
28. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

29. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

30. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

31. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

32. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A), and the submittal of the **2024 annual reports**. In this case we are seeking a Two Hundred Dollar (\$200.00) administrative penalty.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

34. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

35. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

36. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

37. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

38. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred Dollars (\$200.00), **with the submission of the 2024 annual report.**

39. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order, sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 26TH day of February, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187

Abigail Wilburn, OBA #33641

Assistant General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 24 day of March, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**COLIN MCDANIEL PWA# 5271
446873 E. 320 RD.
VINITA, OK 74301**



GINA BLAYLOCK

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. VUONG VI & NAM NGO

Case File No. OGC-24-684

**VUONG VI & NAM NGO PFO#1798
2250 GREEN ACRES RD
IDABEL, OK 74745**

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a reminder letter regarding the due date of September 1st for Poultry Feeding Operation (PFO) annual reports. AEMS then sent a Letter of Warning (LOW) regarding the Respondent's missing PFO annual report for Fiscal Year (FY) 2024. The Respondent failed to submit their PFO annual report.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.7(J) by failing to submit their PFO annual report by September 1.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Dollars (\$200.00). Respondent stipulated to and paid the penalty, as well as turned in the PFO annual report.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
FEB 11 2025
STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL

COMPLAINANT,

v.

VUONG VI & NAM NGO PFO#1798
2250 GREEN ACRES RD
IDABEL, OK 74745

RESPONDENT.

Case No: OGC-24-684

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Vuong, Nam
Signature

VUONG VI, NAM NGO
Printed Name and Title:

Date: *2-5-25*

2-11-25
RECEIVED
FEB 10 2025
ODAFF FINANCE

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**VUONG VI & NAM NGO PFO#1798
2250 GREEN ACRES RD
IDABEL, OK 74745**

RESPONDENT.

FILED

JAN 13 2025

STATE BOARD OF AGRICULTURE

Case No: OGC-24-684

1ST AMENDED NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. **March 13, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating a Poultry Feeding Operation.

16. Pursuant to the Oklahoma Poultry Feeding Operations Act, Okla. Stat. Tit. 2 § 10-9 *et seq.*, ODAFF has authority to regulate persons who are poultry feeding operations.

17. That Act at Okla. Stat. Tit. 2 § 10-9.7(J) states: *“Every poultry feeding operation shall file by September 1 of each year an annual report with the Department regarding all poultry waste removed from or land-applied by the facility for the period from July 1 of the previous year through June 30 of that year...”*

ALLEGATIONS OF FACT

18. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

19. Annual reports for Poultry Feeding Operations (PFOs) shall be filled by September 1st of each year.

20. In May of 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department sent Respondent a reminder letter in the mail regarding the September 1 due date of PFO annual reports.

21. On or about September 16, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding his missing annual report for 2024.

22. To date, the Respondent has not filed their annual report.

ALLEGED CONCLUSIONS OF LAW

23. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.7(J) by failing to file his annual report by the 1st of September.

ATTORNEY CONFERENCES

24. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

25. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

26. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

27. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

28. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have

the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

29. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

30. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case we are seeking a Two Hundred Dollar (\$200.00) administrative penalty and submittal of the 2024 annual reports.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

31. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred Dollars (\$200.00).

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may submit your missing reports, updated NMP, and pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 15TH day of January, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 16th day of Jan., 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

**VUONG VI & NAM NGO PFO#1798
2250 GREEN ACRES RD
IDABEL, OK 74745**



GINA BLAYLOCK

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

y.

RESPONDENT.

Case No: OGC-24-684

Page 8 of 8

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. LEA THAO

Case File No. OGC-24-715

**LEA THAO PFO#1406
472538 E 754 RD
WESTVILLE, OK 74956**

Summary of Facts: The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a reminder emails regarding the due date of September 1st for Poultry Feeding Operation (PFO) annual reports. AEMS then sent a Letter of Warning (LOW) regarding the Respondent's missing PFO annual report for Fiscal Year (FY) 2024. The Respondent failed to submit their PFO annual report.

Statute or Rule Violation: Respondent violated 2 O.S. § 10-9.7(J) by failing to submit their PFO annual report by September 1.

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Dollars (\$200.00). Respondent stipulated to and paid the penalty, as well as turned in the PFO annual report.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
JAN 23 2025
STATE BOARD OF AGRICULTURE

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**LEA THAO PFO#1406
472538 E 754 RD
WESTVILLE, OK 74956**

RESPONDENT.

Case No: OGC-24-715

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. March 13, 2025, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, § 31 Okla. Stat. Tit. 2 § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of owning or operating a Poultry Feeding Operation.

16. Pursuant to the Oklahoma Poultry Feeding Operations Act, Okla. Stat. Tit. 2 § 10-9 *et seq.*, ODAFF has authority to regulate persons who are poultry feeding operations.

17. That Act at Okla. Stat. Tit. 2 § 10-9.7(J) states: *“Every poultry feeding operation shall file by September 1 of each year an annual report with the Department regarding all poultry waste removed from or land-applied by the facility for the period from July 1 of the previous year through June 30 of that year...”*

ALLEGATIONS OF FACT

18. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

19. Annual reports for Poultry Feeding Operations (PFOs) shall be filled by September 1st of each year.

20. In May of 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department sent Respondent a reminder letter in the mail regarding the September 1 due date of PFO annual reports.

21. On or about September 16, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding his missing annual report for 2024.

22. To date, the Respondent has not filed their annual report.

ALLEGED CONCLUSIONS OF LAW

23. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.7(J) by failing to file his annual report by the 1st of September.

ATTORNEY CONFERENCES

24. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

25. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

26. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

27. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

28. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority

to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

29. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

30. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 2-18(A). In this case we are seeking a Two Hundred Dollar (\$200.00) administrative penalty and submittal of the 2024 annual reports.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

31. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in Okla. Stat. Tit. 2 § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, Okla. Stat. Tit. 12 § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of Two Hundred Dollars (\$200.00).

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may submit your missing reports, and pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 23RD day of January, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187

Abigail Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 23 day of Jan, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**LEA THAO PFO#1406
472538 E 754 RD
WESTVILLE, OK 74965**



GINA BLAYLOCK

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**LEA THAO. PFO#1406
472538 E 754 RD
WESTVILLE, OK 74965**

RESPONDENT.

Case No: OGC-24-715

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred Dollars (\$200.00) for this action and has accordingly signed this Resolution by Stipulation, as well as provided submission of FY2024 annual report, and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. 7-ELEVEN

Case File No. OGC-25-447

7-ELEVEN

1333 E Lindsey

NORMAN, OK 73071

Summary of Facts: An investigator conducted a price verification inspection at 7-Eleven at 1333 E Lindsey in Norman, Oklahoma. The purpose was to ensure that products were being sold at the price listed in the store. This location failed to accurately price 95% of the sampled items. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Three Hundred Seventy-Five Dollars (\$375.00)(5 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
APR 28 2025
STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

Case No: OGC 25-447

7-ELEVEN)
1333 E Lindsey)
NORMAN, OK 73071)

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Hundred Seventy Five Dollars (\$375.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Sandy Saden
Signature

Sandy Saden

Printed Name

Regulatory Compliance Analyst

Job Title

4/23/2025

Date

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
1333 E Lindsey
NORMAN, OK 73071**

RESPONDENT.

Case No: OGC 25-447

**FILED
APR 11 2025
STATE BOARD OF AGRICULTURE**

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on June 12th, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of 7-Eleven, located at 1333 E Lindsey, Norman, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A fifth violation discovered within any twelve-month period will be assessed a penalty of Three Hundred Fifty Dollars (\$350.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about December 18, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Norman, Oklahoma. The inspection revealed that five (5) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about February 21, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Norman, Oklahoma. The inspection revealed that five (5) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J)(2).

ATTORNEY CONFERENCES

25. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

31. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 14-38(J)(2). In this case, we are seeking a Three Hundred and Seventy-Fifty Dollar (\$350.00) administrative penalty.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

34. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

35. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

36. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Three Hundred Seventy-Five Dollars (\$375.00) (5 violations at \$75.00 per violation)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 10TH day of April, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574

Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187

Abigail Wilburn, OBA #33641

Assistants General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-6104

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 11 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**7-ELEVEN, INC.
ATTN: LEGAL DEPARTMENT
3200 HACKBERRY ROAD
IRVING, TX 75063**


Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
1333 E Lindsey
NORMAN, OK 73071**

RESPONDENT.

Case No: OGC 25-447

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Hundred Seventy Five Dollars (\$375.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name

Job Title

Date



OKLAHOMA
Dept. of Agriculture
Food and Forestry

Price Verification Report
Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION				
Inspection Site	7 eleven			
Inspection Number	GMC-022125-1			
Inspector's Name		Manager: Allay Waben		
Date:	02/21/2025	AGN: 0180722		
Site Address	1333 E Lindsey	Norman	OK	73071 CountyCleveland
Phone Number	(800)255-0711	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Follow Up	Previous Inspection number:gmc-121824-1	
Type of Store: Convenience Store	Item Status: Non Sale			
PRICE VERIFICATION INFORMATION				
PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Apple juice 11.5floz	052548706579	2.29	2.49	0.20
Gatorade lime 28oz	052000135084	3.19	3.29	0.10
Coca cola 2L	04900050141	3.89	3.99	0.10
Little debbie star crunch3oz	024300841323	2.19	2.39	0.20
Sour gummi bears 7 eleven 7oz	052548730901	2.49	2.59	0.10
Total Number Checked:50	Total Number of Violations:5	Accuracy:90%	Result: Notice of Violation	
REMARKS SECTION				

Person Interviewed:

am

Inspector:

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. 7-ELEVEN

Case File No. OGC-25-446

7-ELEVEN

642 NW 12th

MOORE, OK 73160

Summary of Facts: An investigator conducted a price verification inspection at 7-Eleven at 642 NW 12th in Moore, Oklahoma. The purpose was to ensure that products were being sold at the price listed in the store. This location failed to accurately price 95% of the sampled items. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Three Hundred Seventy-Five Dollars (\$375.00)(5 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

7-ELEVEN)
642 NW 12th)
MOORE, OK 73160)

RESPONDENT.)

Case No: OGC 25-446


FILED
APR 28 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Hundred Seventy Five Dollars (\$375.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:


Signature

Sandy Saden
Printed Name

Regulatory Compliance Analyst
Job Title

4/23/2025
Date

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
642 NW 12th
MOORE, OK 73160**

RESPONDENT.

Case No: OGC 25-446


APR 11 2025
STATE BOARD OF AGRICULTURE

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on June 12th, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of 7-Eleven, located at 642 NW 12th, Moore, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A fifth violation discovered within any twelve-month period will be assessed a penalty of Three Hundred Fifty Dollars (\$350.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about December 9, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Moore, Oklahoma. The inspection revealed that six (6) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about February 11, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Moore, Oklahoma. The inspection revealed that five (5) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J)(2).

ATTORNEY CONFERENCES

25. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

31. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 14-38(J)(2). In this case, we are seeking a Three Hundred and Seventy-Fifty Dollar (\$350.00) administrative penalty.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

34. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

35. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

36. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Three Hundred and Seventy-Five Dollars (\$375.00) (5 violations at \$75.00 per violation)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS _____ 10TH day of April _____, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 11 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**7-ELEVEN, INC.
ATTN: LEGAL DEPARTMENT
3200 HACKBERRY ROAD
IRVING, TX 75063**

JB

Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
642 NW 12th
MOORE, OK 73160**

RESPONDENT.

Case No: OGC 25-446

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Hundred Seventy Five Dollars (\$375.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name

Job Title

Date

GENERAL INFORMATION				
Inspection Site	7 eleven			
Inspection Number	GMC-021125-1			
Inspector's Name		Manager: Jalen Jenson		
Date:	02/11/2025	AGN:0180851		
Site Address	642 NW 12th st	Moore	OK	73160 CountyCleveland
Phone Number	(800)255-0711	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Follow Up	Previous Inspection numbergmc-120924-7	
Type of Store: Convenience Store		Item Status: Non Sale		
PRICE VERIFICATION INFORMATION				
PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Tylenol 24 caplets	300450449054	7.49	7.79	0.30
Playtex sport Regular 18 pads	078300081098	8.99	9.29	0.30
7 eleven pregnancy test 2ct	0525485587505	8.99	9.49	0.50
Dr Pepper 2L	078000082463	3.89	3.99	0.10
Sprite lemon lime 2L	049000050158	3.89	3.99	0.10
Total Number Checked:50	Total Number of Violations:5	Accuracy:90%	Result: Notice of Violation	
REMARKS SECTION				

Person Interviewed: 

Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. 7-ELEVEN

Case File No. OGC-25-445

7-ELEVEN

1041 NW 12th

MOORE, OK 73160

Summary of Facts: An investigator conducted a price verification inspection at 7-Eleven at 1333 E Lindsey in Norman, Oklahoma. The purpose was to ensure that products were being sold at the price listed in the store. This location failed to accurately price 95% of the sampled items. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Twenty-Five Dollars (\$225.00)(3 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

FILED
APR 28 2025
STATE BOARD OF AGRICULTURE
445

Case No: OGC 25-445

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
1041 NW 12th
MOORE, OK 73160**

RESPONDENT.

Case No: OGC 25-445

FILED
APR 11 2025
STATE BOARD OF AGRICULTURE

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on June 12th, 2025**, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of 7-Eleven, located at 1041 NW 12th Moore, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A fifth violation discovered within any twelve-month period will be assessed a penalty of Three Hundred Fifty Dollars (\$350.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

19. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

20. On or about December 16, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Moore, Oklahoma. The inspection revealed that five (5) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about February 11, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Norman, Oklahoma. The inspection revealed that three (3) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

23. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J)(2).

ATTORNEY CONFERENCES

25. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

29. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

PRAYER FOR RELIEF

31. The Department is not seeking to remove any license or registration. We are seeking a monetary penalty as set out in Okla. Stat. Tit. 2 § 14-38(J)(2). In this case, we are seeking a Two Hundred and Twenty-Fifty Dollar (\$225.00) administrative penalty.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, Okla. Stat. Tit. 75 § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

34. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

35. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

36. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Two Hundred and Twenty-Five Dollars (\$225.00) (3 violations at \$75.00 per violation)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS _____ 10TH day of April _____, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 11 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**7-ELEVEN, INC.
ATTN: LEGAL COUNSEL
3200 HACKBERRY ROAD
IRVING, TX 75063**

Gina

Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**7-ELEVEN
1041 NW 12th
MOORE, OK 73160**

RESPONDENT.

Case No: OGC 25-445

STIPULATION

39. Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Hundred and Twenty Five Dollars (\$225.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name

Job Title

Date



OKLAHOMA
Dept. of Agriculture
Food and Forestry

Price Verification Report
Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION				
Inspection Site	7 eleven			
Inspection Number	GMC-021125-7			
Inspector's Name		Manager: Ortiz Selena		
Date:	02/11/2026	AGN:0180852		
Site Address	1041 NW 12th st	Moore	OK	73160 CountyCleveland
Phone Number	(800)255-0711	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Follow Up	Previous Inspection number gmc-120624-18	
Type of Store: Convenience Store		Item Status: Non Sale		
PRICE VERIFICATION INFORMATION				
PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Ozarka 3L	022592334158	2.89	2.99	0.10
Coca cola 2L	0490000050103	3.29	3.99	0.70
Blue bell ice cream 1pt	071899051015	4.99	5.29	0.30
Total Number Checked:50	Total Number of Violations:3	Accuracy:94%	Result: Notice of Violation	
REMARKS SECTION				

Person Interviewed:

Selena Ortiz

Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. CASEY'S GENERAL STORES, INC.

Case File No. OGC-24-813

CASEY'S GENERAL STORES, INC.

31258 U.S. 70

RINGLING, OK 73456

Summary of Facts: An investigator conducted a price verification inspection at Casey's General Store in Ringling, Oklahoma. The purpose was to ensure that products were being sold at the price listed in the store. This location failed to accurately price 95% of the sampled items. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)

Proposed Administrative Penalty: The proposed penalty for this case was Two Hundred Twenty-Five Dollars (\$225.00)(3 violations at \$75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

CASEY'S GENERAL STORES, INC.)
31258 U.S. 70)
RINGLING, OK 73456)

RESPONDENT.)

Case No: OGC 24-813

FILED
APR 11 2025
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Hundred Twenty-Five Dollars (\$225.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signed by:

Eden P. Pearson

Signature

Eden P. Pearson

Printed Name

Senior Legal Counsel

Job Title

4/1/2025

Date

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**CASEY'S GENERAL STORES, INC.
31258 U.S. 70
RINGLING, OK 73456**

RESPONDENT.

**FILED
MAY 13 2025
STATE BOARD OF AGRICULTURE**

Case No: OGC 24-813

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on May 08, 2025, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of Casey's, located at 31258 U.S. 70, Ringling, Oklahoma.

16. Pursuant to Okla. Stat. Tit. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Okla. Stat. Tit. 2 § 14-38(B)(2) states: *"It shall be unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item."*

18. Okla. Stat. Tit. 2 § 14-38(J) states: *"...The failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of a given inspection shall be deemed a failed inspection. . ."*

19. Okla. Stat. Tit. 2 § 14-38(J)(2) states: *"For violations discovered upon the second inspection following any twelve-month period in which no violation of this section has been found, the store shall pay a penalty of Seventy-five Dollars (\$75.00) for each consumer item which results in an overcharge or potential overcharge."*

ALLEGATIONS OF FACT

20. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent:

21. On or about August 23, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Casey's in Ringling, Oklahoma. The inspection revealed that four (4) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

22. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

23. On or about November 12, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Casey's in Ringling, Oklahoma. The inspection revealed that three (3) of the fifty (50) products inspected were offered at a price which exceeded the publicly communicated price.

24. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

25. Based upon the application of the above law to the aforementioned facts, Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of the aforementioned inspections is a violation of 2 O.S. § 14-38(B)(2) and is subject to the penalty provided in 2 O.S. § 14-38(J)(2).

ATTORNEY CONFERENCES

26. If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference to discuss the allegations or seek a possible resolution, please contact the undersigned at 405-522-6104 or by email at Abigail.wilburn@ag.ok.gov.

27. Additionally, OGC attorneys will be available for consultation from 9:00 a.m. until 12:00 p.m. on the date of the Prehearing Conference.

28. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

29. Enforcement proceedings may include but are not limited to:

- a.) Administrative fines or penalties;
- b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
- c.) Criminal actions, which could involve fines, imprisonment, or both; and
- d.) Civil actions.

30. Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.

31. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

ENFORCEMENT OF JUDGMENTS

32. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

33. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

34. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

35. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

36. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Two Hundred Twenty-Five Dollars (\$225.00). (3 violations at \$75.00 per violation).**

37. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 11TH day of March, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Abigail Wilburn

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571

Kiersten Hamill, OBA #33187
Abigail Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-6104
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 13 day of March, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**CASEY'S GENERAL STORES, INC
ATTN: LEGAL DEPARTMENT
1 SE CONVENIENCE BLVD.
ANKENY, IA 50021**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)**

COMPLAINANT,)

v.)

Case No: OGC 24-813

**CASEY'S GENERAL STORES, INC.)
31258 U.S. 70)
RINGLING, OK 73456)**

RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Hundred Twenty-Five Dollars (\$225.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives the right to a full administrative or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name

Job Title

Date



OKLAHOMA DEPARTMENT OF AGRICULTURE
FOOD, AND FORESTRY
PRICE VERIFICATION REPORT

CPS 152 Rev 5/19

INSPECTOR NUMBE 24-JPS-0057

DATE* 8/23/2024

COUNTY Jefferson

LOCATION*

CORPORATE

AGN NUMBER

AGN NUMBER

Caseys

31258 US 70

Ringling

OK

73456-

MANAGER

INSPECTION TYP Initial

Original Insp#

TELEPHONE* (580) 307-9036

Other Store Type

ITEM STATUS

NON-SALE

TYPE OF STORE CONVENIENCE STORE

PRODUCT	UPC CODE	OFFERED PRICE	PRICE CHARGED	PRICE ERROR
Coke Zero 2 Liter	049000050141	\$3.69	\$4.19	(\$0.50)
Nitrile Gloves	608707580735	\$6.99	\$7.99	(\$1.00)
Caseys 2 Cycle 16 Oz Engine Oil	098437244449	\$2.79	\$4.99	(\$2.20)
M&Ms Peanut King Size	04043205	\$2.99	\$3.19	(\$0.20)

2024 AUG 21 A 10:59

REC'D CBS

Total Number Checked 50 Total Number Of Violation 4 Accuracy 92 % Inspection Result Notice of Violation

REMARKS

This is a new firm and needs an AGN

WITNESS

Stana Scrum

INSPECTOR*

James Schoppa

James Schoppa

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. CENTRAL CUSTOM AG AVIATION

Case File No. OGC-24-824

CENTRAL CUSTOM AG AVIATION

3195 CR 1140

HYDRO, OK 73048

Summary of Facts: In June of 2024, a complaint investigation was conducted at the NE ¼ section 19 9N 9W in rural Caddo county near Gracemont, OK. During this investigation, our inspector found trees with moderate effects consistent with herbicide drift on the top and north side of those trees. Additionally, the inspector observed moderate to heavy effects consistent with herbicide drift on weeds in the complainant's pasture. Vegetative samples were taken from the property that the Respondent sprayed and the property to the south of the Respondent's application area and the active ingredients in DuraCor were detected in both samples.

22. According to our investigation your application resulted in an off-target movement/drift onto the property south of your application area.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Dollars (\$1,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
MAY 16 2025
STATE BOARD OF AGRICULTURE

THE OKLAHOMA DEPARTMENT OF)
AGRICULTURE, FOOD, AND FORESTRY,)
BY AND THROUGH THE)
OFFICE OF GENERAL COUNSEL)

COMPLAINANT,)

v.)

Case Nos: OGC-24-824

CENTRAL CUSTOM AG AVIATION)
3195 CR 1140)
HYDRO, OK 73048)

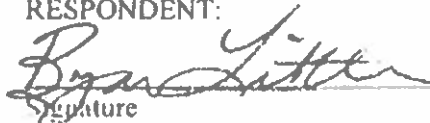
RESPONDENT.)

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars (\$1000.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:


Signature

Bryan Little Branch Manager
Printed Name and Title

Date: 5-1-2025

FILED
DEC 31 2024
STATE BOARD OF AGRICULTURE
C-24-723

Case Nos: OGC-24-723

1 Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On May 28, 2024, a complaint investigation was performed by the Consumer Protection Division of the Department at his farm located in the NW ¼ & N1/2 N1/2 section 15 9N 16W in Washita County near Cordell, OK.

19. During this investigation, our inspector found that your company made an application to a pasture in the NW ¼ of section 14-9N-16W.

20. According to your application records on May 7, 2024, you applied Patriot and Weedmaster to the field at a rate of 1.81 gallons per acre.

21. The Patriot label requires that an application volume of 2-10 gallons per acre be applied aerially, and the Weedmaster label requires that an application volume of 3-10 gallons be applied aerially.

22. According to our investigation you applied the products below the volume required by the product labels.

23. Using a pesticide in a manner inconsistent with its label is violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

24. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(4) which is listed below.

- 2 O.S. §3-86(A)(4): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 4. A person has used a pesticide in a manner inconsistent with its labeling unless prior written approval has been obtained from the Board.”

PRAYER FOR RELIEF

25. The Department is seeking an administrative penalty in the amount of **Seven Hundred Fifty Dollars (\$750.00)**.

ATTORNEY CONFERENCES

26. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.
27. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
28. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

29. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
30. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
31. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.

32. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

34. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

35. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

36. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

37. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

38. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Seven Hundred Fifty Dollars (\$750.00)**.

39. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 31st day of December, 2024.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767

James Rucker, Deputy G. Counsel, OBA #14574

Wendi Morse, OBA #33571

Kiersten Wormus, OBA #33187

Abbie Wilburn, OBA #33641

Assistant General Counsel

2800 N. Lincoln Blvd.

Oklahoma City, OK 73105-4298

Telephone: (405) 522-5803

Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 31 day of Dec., 2022, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**CENTRAL CUSTOM AG AVIATION
3195 CR 1140
HYDRO, OK 73048**

JB

Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**CENTRAL CUSTOM AG AVIATION
3195 CR 1140
HYDRO, OK 73048**

RESPONDENT.

Case Nos: OGC-24-723

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Seven Hundred Fifty Dollars (\$750.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. VAIL LANDSCAPING LLC

Case File No. OGC-25-603

**VAIL LANDSCAPING LLC
1704 MANOR DR.
OKLAHOMA CITY, OK 73107**

Summary of Facts: In October of 2024, a use inspection was conducted at 813 NE 26th St. in Oklahoma City, OK. During this investigation, our inspector found that Respondent's company is not on file with ODAFF as being a licensed commercial pesticide applicator.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) by making commercial pesticide applications without license and certification.

Proposed Administrative Penalty: The proposed penalty for this case was Seven Hundred Fifty Dollars (\$750.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

v.

**VAIL LANDSCAPING LLC
1704 MANOR DR.
OKLAHOMA CITY, OK 73107**

RESPONDENT.

Case Nos: OGC-25-603

FILED
APR 11 2025
STATE BOARD OF AGRICULTURE

NOTICE OF VIOLATION

1. Complainant, the Office of General Counsel ("OGC") of the Oklahoma Department of Agriculture, Food, and Forestry (ODAFF) advises Respondent of the following alleged violations of the Oklahoma Agricultural Code and/or rules.

PREHEARING CONFERENCE NOTICE

2. Respondent is hereby notified that a Prehearing Conference¹ will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 11th day of September 2025, in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

3. **Please note the Prehearing Conference is not an evidentiary hearing: witnesses and evidence will not be presented at the Prehearing Conference.**

¹ Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.
5. Upon request of either party, Prehearing Conferences shall be on the record.
6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.
7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.
9. **The hearing date will be determined at the Prehearing Conference.**
10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.
11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

12. Any Respondent who fails to appear after receipt of notice may be determined to have waived the right to appear and present a defense and a default may be presented by the Department to the Board at a regularly scheduled meeting proposing the relief requested by the Notice of Violation, or other relief if justice so requires.

JURISDICTION, VENUE, AND APPLICABLE LAW

13. Subject matter jurisdiction and venue are vested in the State Board of Agriculture in its quasi-judicial capacity, pursuant to Okla. Const. Art. VI, Section 31 and 2 O. S. § 2-4(16); accordingly, this is the proper forum to hear this matter.

14. Respondent has substantial business operations and assets within the State of Oklahoma.

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

17. Based upon current information and belief, the following allegations of fact summarize the alleged violations committed by Respondent.

18. On October 2, 2024, a use inspection was performed by the Consumer Protection Division of the Department.

19. During this investigation, our inspector observed your employee making a lawn application at 813 NE 26th St. in Oklahoma City, OK.

20. When asked if the company was licensed and if he had certification your employee could not provide any information.

21. Your company is not on file with ODAFF as being a licensed commercial pesticide applicator.

22. Making commercial pesticide applications without license and certification is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16).

ALLEGED CONCLUSIONS OF LAW

23. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) which are listed below.

- 2 O.S. §3-82(A): “(A) It shall be unlawful for any person to act, operate, or do business or advertise as a commercial, noncommercial, certified applicator, temporary certified applicator, service technician, or private applicator unless the person has obtained a valid applicator's license issued by the State Board of Agriculture for the category of pesticide application in which the person is engaged.”
- 2 O.S. §3-86(A)(15): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (15) Any person to act, operate, do business, or advertise as an applicator unless the person has obtained a valid license issued by the Board for the category in which the person is engaged.”

- 2 O.S. §3-86(A)(16): “A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (16) Any persons to be employed or represent themselves as certified applicators or service technicians unless they have met the certification standards prescribed by the Board and obtained valid certificates or identifications issued by the Board for the categories for which the persons are to be employed or supervised.”

PRAYER FOR RELIEF

24. The Department is seeking an administrative penalty in the amount of **Seven Hundred Fifty Dollars (\$750.00)**.

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.
26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.
27. Arrangements to discuss the matter before the Prehearing Conference are encouraged.

ENFORCEMENT PROCEEDINGS

28. Enforcement proceedings may include but are not limited to:
- a.) Administrative fines or penalties;
 - b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;
 - c.) Criminal actions, which could involve fines, imprisonment, or both; and
 - d.) Civil actions.
29. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) for each violation.
30. Each animal, each action, or each day a violation continues may constitute a separate and distinct violation.
31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33. Administrative penalties, civil penalties, and other fines imposed by the Board shall be enforced pursuant to the procedure outlined in 2 O.S. § 2-7(B) and the Uniform Enforcement of Foreign Judgments Act, 12 O.S. § 719 *et seq.*

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

34. Informal disposition of an Individual Proceeding may be made by Stipulation, Agreed Settlement, Consent Order, or Default.

35. Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approved by the State Board of Agriculture.

36. Proposed Final Administrative Orders shall be prepared and issued in accordance with the Administrative Procedures Act and presented to the Board of Agriculture for review and approval.

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Seven Hundred Fifty Dollars (\$750.00)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 9th day of April, 2025.

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND
FORESTRY, OFFICE OF GENERAL COUNSEL

Kiersten Wormus

Teena G. Gunter, General Counsel, OBA #17767
James Rucker, Deputy G. Counsel, OBA #14574
Wendi Morse, OBA #33571
Kiersten Wormus, OBA #33187
Abbie Wilburn, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803
Facsimile: (405) 522-5789

CERTIFICATE OF MAILING

This is to certify that on this 11 day of April, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**VAIL LANDSCAPING LLC
1704 MANOR DR.
OKLAHOMA CITY, OK 73107**



Gina Blaylock

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

**THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY,
BY AND THROUGH THE
OFFICE OF GENERAL COUNSEL**

COMPLAINANT,

**VAIL LANDSCAPING LLC
1704 MANOR DR.
OKLAHOMA CITY, OK 73107**

RESPONDENT.

Case Nos: OGC-25-603

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Seven Hundred Fifty Dollars (\$750.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

Respondent waives their right to a full administrative and/or evidentiary hearing and enters this Resolution by Stipulation evidencing Respondent's consent to the proposed penalty and Respondent's stipulation to the allegations of fact and alleged violations of law made in the Notice of Violation.

RESPONDENT:

Signature

Printed Name and Title:

Date: _____

CHARLES WILKERSON V.

OKLAHOMA DEPARTMENTT OF AGRICULTURE, FOOD, AND FORESTRY

Charles Wilkerson
Penguin Agribusiness, LLC
2653 N. 377 Rd.
Holdenville, OK 74848

Summary of Facts: ODAFF denied Petitioner's 2025 Industrial Hemp Grower License on the grounds that Petitioner failed to comply with the Oklahoma Industrial Hemp destruction rules. The Petitioner filed an appeal of the denial. On April 23, 2025, the Administrative Law Judge upheld ODAFF's denial of the license.

Statute or Rule Violation: O.A.C. 35:30-24-13, O.A.C. 35:30-24-12(h)(2), O.A.C. 35:30-24-12(h)(6), and O.A.C. 35:30-24-12(h)(9).

Proposed Administrative Penalty: Denial of Petitioner's 2025 Oklahoma Industrial Hemp Grower License.

Deviations: None.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

**BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA**

FILED
APR 23 2025
STATE BOARD OF AGRICULTURE

**CHARLES WILKERSON
PENGUIN AGRIBUSINESS, LLC
4920 S 72ND EAST AVE.
TULSA, OK 74145**

Petitioner,

v.

**OFFICE OF GENERAL COUNSEL OF
THE OKLAHOMA DEPARTMENT OF
AGRICULTURE, FOOD, AND FORESTRY**

RESPONDENT.

Case No: OGC-25-599

PROPOSED FINAL ORDER

NOW on this 18th day of April 2025, this matter comes on for hearing before the undersigned Administrative Law Judge. The Petitioner, Charles Wilkerson, appears *pro se* and the Department of Agriculture appears through Assistant General Counsel, Kiersten Wormus.

On the 19th day of March 2025, the Department notified Petitioner that his 2025 Industrial Hemp Grower License had been denied. On April 1, 2025, the Petitioner filed an appeal of the Department's denial.

FINDINGS OF FACT

1. On October 14, 2024, the Petitioner submitted six 2024 Hemp Inspection Request Forms to the Department. An inspection was performed on October 21, 2024. Samples were taken from all six varieties of plants and submitted to the Respondent's lab for testing. The testing found that two of the six varieties of plants were above the allowable threshold of Total THC. On November 19, 2024, the results of the test were emailed to Petitioner and included a destruction notice.

2. On November 1, 2024, and January 2, 2025, the Respondent's lab issued invoices to the Petitioner for lab tests for hemp totaling Two Thousand Dollars (\$2,000.00). The lab mailed follow-up letters for the outstanding lab fees.

3. The notice provided to the Petitioner was inconsistent. Sometimes he was emailed important information. Sometimes the Department mailed information to an address in Tulsa, Oklahoma, and other times the mail was sent to an address in Holdenville, Oklahoma.

4. On March 19, 2025, the Petitioner was notified that his 2025 Industrial Hemp Grower License had been denied based on the outstanding lab invoices and failure to follow the destruction of plant rules.

5. On April 1, 2025, the Petitioner filed an appeal of the denial and provided videos of the destruction of the plants.

6. On April 2, 2025, the Department filed its Response to the Petition.

7. The Petitioner testified that he had operated his hemp business for several years. His motivation was to help his granddaughter who suffered from epilepsy. In late 2024, he got married and went on his honeymoon in Florida. While in Florida, he suffered a heart attack and was hospitalized. When he returned to Oklahoma in January 2025, he became ill with the Flu. His testimony was that while he was out of state and ill, he put a relative in charge of his hemp operation. He admitted that the person in charge did not understand the rules or properly comply with some of the requirements.

8. The Department presented Aaron Elam, who testified that the Petitioner did not comply with the plant destruction rules. Mr. Elam also testified that the Petitioner had outstanding lab invoices that had not been paid. Based upon the violations of the

Oklahoma Industrial Hemp statutes and rules, the Department denied the Petitioner's application.

CONCLUSIONS OF LAW


1. Based upon the facts, Petitioner violated 2 O.S. §3-408(A)(1), 2 O.S. §3-408(A)(4) and 2 O.S. §3-408(A)(7), which are:

- 2 O.S. § 3-408(A)(1): "A. The Department may deny, revoke or suspend a license if the licensee: (1) Violates any provision of the Oklahoma Industrial Hemp Program or rules adopted pursuant to the program."
- 2 O.S. § 3-408(A)(4): "A. The Department may deny, revoke or suspend a license if the licensee: (4) Refuses or fails to provide any information required or requested by the Department for purposes of the Oklahoma Industrial Hemp Program."
- 2 O.S. § 3-408(A)(7): "A. The Department may deny, revoke or suspend a license if the licensee: (7) Fails to pay fees required by the Oklahoma Industrial Hemp Program."

RECOMMENDED ORDER

IT IS RECOMMENDED THAT the denial of Petitioner's 2025 Industrial Hemp Grower License be upheld, but based upon mitigating facts, the Petitioner should be permitted to resubmit his application for the 2025 Industrial Hemp Grower License once he pays the outstanding balance for the Lab fees. Because Petitioner may resubmit his 2025 Application, the Department will apply the license fee which has been paid, to the 2025 license renewal.

SIGNED THIS 23 DAY OF April 2025.


RACHEL LAWRENCE MOR,
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF MAILING

This is to certify that a true and correct copy of the above and foregoing Proposed Final Order was mailed by certified mail, return receipt requested, postage prepaid, on the date of filing to:

PENGUIN AGRA BUSINESS
2653 N. 377 RD.
HOLDENVILLE, OK 74848



Gina Blaylock