

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

Wednesday, August 27, 2025  
10:00 A.M.

701 Sammy Davis, Jr. Drive  
Langston, Oklahoma 73050

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 July 23, 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 – Bryce Boyer

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

**Agricultural Environmental Management Services**

**Mary Houston & Brian Wagner, 461 E. Central St., Central, Utah**

**David Imhoff, 820807 S. 3500 Road, Stroud, Oklahoma**

**Darwin Nightingale, 21081 E. 458 Road, Jay, Oklahoma**

**Eddie & Richie Robinson, P. O. Box 917, Holdenville, Oklahoma**

**Consumer Protection Services**

**81 Express, LLC, 201 S. Chisholm Trail, Dover, Oklahoma**

**Lawn Buster, 3649 Elizabeth Street, Choctaw, Oklahoma**

**West Termite, Pest, and Lawn SW-Missouri, P. O. Box 1520, Lowell, Arkansas**

**\*\*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**

**Simple Organics, 6855 N. W. 178<sup>th</sup> Street Unit A1, Edmond, Oklahoma**

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10. Next Board meeting scheduled for **October 15, 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, events or activities. Board Members, staff, and the public may discuss program issues during lunch, events or activities; no votes or action will be taken during lunch, events, or activities.*

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

Oklahoma City, Oklahoma  
July 23, 2025

The Oklahoma State Board of Agriculture met in regular session at 10:02a.m., July 23, 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:

Blayne Arthur  
Clay Burtrum  
Nocona Cook  
Joe Farris

Others Present:

Kalley Whitlock, Executive Assistant  
JanLee Rowlett, Deputy Commissioner  
Daniel Ridings, Director, Administrative Services  
Bryce Boyer, Director, Communications  
Kenny Naylor, Director, Consumer Protection Services  
Andy James, Forestry Services  
Teena Gunter, Director, Agricultural Environmental  
Management Services & Office of General Counsel  
Dr. Rod Hall, Director, Animal Industry Services  
Scott Yates, Director, Food Safety  
Justin Cooper, Director, Wildlife Services  
Troy Marshall, Director, Agricultural Statistics  
Gage Milliman, Oklahoma Farm Bureau  
Trace Justiss, Oklahoma Farm Bureau  
Tyler Talley, Quorum Call

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

A motion was made by Mr. Burtrum, seconded by Mr. Farris, to approve the minutes of the regular meeting of June 4, 2025, as presented.

The vote was as follows:

Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

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

The vote was as follows:

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 following purchases/contracts as submitted with one correction to the following purchase request: FY2026 Oklahoma Youth Expo Junior Livestock Show & Educational Scholarship Program-Legislative Direct Spending-\$85,000.00.

The vote was as follows:

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 Proposed Action on Cases Resolved by Stipulations as submitted.

**Agricultural Environmental Management Services**

**Hong An Phan, 469 Barn Swallow Road, Idabel, Oklahoma**

**Richard Robinson, P. O. Box 917, Holdenville, Oklahoma**

**Don Sebo, P. O. Box 126, Spiro, Oklahoma**

**Brian Stanley, 1739 N. 510 Road, Rose, Oklahoma**

**Consumer Protection Services**

**Farmers Coop Assn., Snyder, 411 E. St., Snyder, Oklahoma**

**Oklahoma Bed Bug Experts, 14609 S. Oak, Glenpool, Oklahoma**

**Massey Service Inc., Moore, 705 Messenger Lane, Moore, Oklahoma**

**Massey Service Inc., OKC, 11915 Travelers PL. STE. A & B, Oklahoma City, Oklahoma**

**Ryan Swiatek, 21861 FM 2393, Wichita Falls, Texas**

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The vote was as follows:

Burtrum	Aye
Arthur	Aye
Cook	Aye
Farris	Aye

The motion carried.

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

**Consumer Protection Services**

**Hookin A Ag Air, LLC, 24669 EW 18 Road Vinita, Oklahoma**

**McElyea and Owens Funeral Group, 5106 N. Harrison, Shawnee, Oklahoma**

**Nutrien Ag Solutions, Inc., 16828 HWY 283, Altus, Oklahoma**

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The vote was as follows:

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 Proposed Action on Cases Resolved by Final Order as submitted.

**Consumer Protection Services**

**AIV Landscaping & Commercial Cleaning, 4 N. E. 10<sup>th</sup> St, STE 271, Oklahoma City, Oklahoma**

**Central Crop Care, 207 N. Broadway, Hobart, Oklahoma**

**Joe Harper, 7016 Camille Ave., Oklahoma City, Oklahoma**

**Mitchell’s Turf Service, 1500 Pheasant CR., Claremore, Oklahoma**

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The vote was as follows:

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. Farris moved, Mr. Burtrum seconded, that the meeting be adjourned at 11:14 a.m.

By \_\_\_\_\_  
President

ATTEST: \_\_\_\_\_  
Executive Secretary

# July 23, 2025, BOARD MEETING

## PURCHASES/CONTRACTS

### ADMINISTRATIVE SERVICES

#### **FY26-Oklahoma State University - Agriculture Leadership Program- \$50,000**

This purchase represents a significant investment in the future of the Oklahoma Agriculture Industry. It aims to educate and train young leaders and provide a better understanding of economic and governmental systems. The curriculum covers various topics, including leadership development, communication, economics, marketing, and major issues affecting Oklahoma and US agriculture. This is a legislative-directed expenditure.

#### **FY26-Oklahoma State University - \$1,300,000**

To provide science-based research information developed with Oklahoma State University Agricultural Extension Service and Experiment Stations. The Oklahoma Agricultural Experiment Station researches to develop technology/practices to address the needs of Oklahomans. This is a legislative-directed expenditure.

#### **FY26-Oklahoma State University- \$5,200,000**

To provide funding to Oklahoma State University (OSU-DASNR) for the delivery of Agriculture Research and Education Extension program support in all extension program offices. This is a legislative-directed expenditure.

#### **FY26- Oklahoma State University – Robert M. Kerr Food and Agricultural Products Center- \$1,000,000**

To allocate funding to Oklahoma State University for various capital improvements, equipment requirements, and operational activities at the Food and Agricultural Products Center. This is a legislative-directed expenditure.

#### **FY26-Langston University-- \$5,500,000**

To allocate funding to Langston University for the continued implementation of the Agriculture Research and Education Extension program and support of its Cooperative Extension and Outreach Programs. This is a legislative-directed expenditure.

#### **FY26-Oklahoma City National Memorial Foundation - \$1,500,000**

To allocate funding for the continued education of Oklahoma school children about the importance of the Oklahoma City bombing. This appropriation would give every Oklahoma ninth grader an opportunity to learn this story in Oklahoma history. In 2010, the Oklahoma Legislature passed, and the Governor signed a bill requiring this story and the lessons learned to be taught to every Oklahoma school student. This is a legislative-directed expenditure.

#### **FY25 – AV Installation –\$9,000.00**

Professional installation and electric services for wireless presentation and conferencing systems for the Oklahoma Dept of Agriculture, Food and Forestry. We will install these devices within the lab and 3<sup>rd</sup> floor Conference Room. These upgrades will allow for seamless conferencing and audio-visual



presentations within these areas, without this purchase we will continue to use outdated technology to conduct presentations within these venues.

## **FORESTRY SERVICES**

### **FY26 - Firefighting Equipment (Pumps) - \$45,000.00**

These additional funds are requested for the purchase of firefighting equipment, specifically pumps, which are intended for resale to Rural Fire Departments through our Revolving Equipment Fund. This crucial program enables rural fire departments to acquire essential equipment and personal protective equipment (PPE) at a significantly reduced cost, helping them manage their limited budgets more effectively. **Justification:** This additional purchase is vital as it directly allows rural fire departments to save their limited funds on operational costs, empowering them to better serve their communities. Without this approval for additional procurement, we will not be able to acquire as many pumps for resale, directly impacting the number of departments we can support and the availability of critical equipment. **An initial allocation of \$155,000.00 for this program was approved on March 12, 2025. Total requested \$200,000.00.**

### **FY26-Wildland Firefighter Boots and Gear- \$20,000**

These funds are requested to purchase wildland firefighting boots and essential personal firefighting gear for Oklahoma Forestry Services (OFS) personnel. Specifically, wildland firefighting boots are provided to employees who have firefighting responsibilities and have successfully passed the annual work capacity test for three consecutive years. **Justification:** OFS is mandated to supply its firefighters with crucial Personal Protective Equipment (PPE) and gear to ensure their safety and well-being while performing their duties. This purchase directly addresses that requirement, providing our dedicated wildland firefighters with the necessary protective equipment for their safety and care in the field.

### **FY26-Federal Pass-Through Funding for Urban Forestry- \$20,000**

This funding will award federal pass-through grants to assist Oklahoma communities, non-profit organizations, educational institutions, civic groups, and neighborhood associations. These grants support essential urban forestry initiatives, including tree inventories, tree planting projects, staffing, and various educational projects. A key focus of these grants is to support projects specifically designed to benefit lower-income neighborhoods and non-profit organizations, fostering equitable access to urban forestry resources and education. **Justification:** Without these vital projects, Forestry Services would lose a significant avenue of community support and education, hindering our ability to expand urban forestry efforts across Oklahoma. The entire \$20,000 in federal funds for these awards will be reimbursed to the Agency, ensuring no net cost from state appropriations.

### **FY26- Federal Pass-Through Funding for Urban IRA Grantees- \$450,000**

This funding aims to provide federal pass-through grants to financially disadvantaged cities, neighborhoods, and communities. These grants will support vital initiatives that include:

- Heat mitigation strategies
- Promotion of food forests
- Increased equitable access to urban/community tree canopy
- Promotion of other significant values and benefits of trees in communities

The primary focus of these grants is to fund projects that directly benefit lower-income neighborhoods and non-profit organizations. This ensures environmental equity and enhances the well-being of communities through targeted urban forestry efforts. **Justification:** Securing this funding is crucial for Forestry Services. Without these essential projects, we risk losing a

significant channel for community support and education, which would hinder our ability to address critical environmental and social needs in vulnerable communities. All expenditures related to this funding will be fully reimbursed to us through Federal funding, meaning there will be no net cost to the Agency from state appropriations.

### **FY26-Drug and Alcohol Testing Fees- \$5,000**

This funding is requested to cover random and pre-hire drug and alcohol testing for all Oklahoma Forestry Services (OFS) employees who hold a Commercial Driver's License (CDL). This testing is essential for OFS to comply with the federal Department of Transportation (DOT) requirements.

**Justification:** If OFS does not perform these mandated drug screenings and continues testing throughout the fiscal year, we will not be following DOT regulations for our CDL drivers. The \$5,000 requested represents the estimated cost for a one-time test of all current OFS employees holding a CDL, ensuring adherence to established policy and procedures for ongoing compliance.

### **FY26-Aerial Detection Contract Forestry Services' Protection Area- \$49,000**

This funding is for a contract with a private vendor to provide fixed-wing aircraft for wildfire detection within the Forestry Services' Protection Area. This service is crucial for our Fire Readiness and Wildland Response Resources. The contract will ensure detection on high-fire danger days in the East Central and Southeast Areas, with an additional option for call-when-needed detection services in the Northeast Area. **Justification:** Without this aerial detection contract, new wildfires would go undetected for a longer period. This delay would inevitably result in larger fire sizes, requiring an increased number of response personnel to control them, and potentially leading to greater loss of life, residences, and natural resources. The entire purchase will be funded through our Fire Readiness funds.

### **FY26 - Rural Fire Coordinator Contracts- \$1,100,000**

Contract with Oklahoma Association of Regional Councils for Rural Fire Coordinators to provide technical assistance and equipment placement services to new or established Rural Fire Departments within their districts to assure the capability of meeting local fire protection needs. **Justification:** Without this contract fire departments would lose technical support to acquire much needed funding, equipment, and operational assistance.

### **FY26-Fire Department 80/20 Grant Program- \$2,000,000**

Rural Fire 80/20 Reimbursement Pass-through Grants awarded to certified rural fire departments serving communities under 10,000 in population. Funding limits per application are \$30,000 of state appropriated funds for construction and \$20,000 for fire equipment. **Justification:** Fire departments awarded these grants can fulfill a critical public safety function by purchasing firefighting equipment and/or build, remodel, or expand fire stations.

### **FY 26 - Fire Department Operational Grants- \$8,414,550.00**

These dollars are divided equally among the certified fire departments (Rural Fire Defense) for Operational Assistance Grants. Fire Departments receiving the Operational Grant can only use the funds for items authorized in Oklahoma State Statutes, Title 19, Chapter 21, and Section 901.56.

**Justification:** Fire departments awarded these grants can fulfill a critical public safety function by purchasing firefighting equipment, purchase Worker Compensation Insurance, Vehicle Insurance, etc. as outlined in the above-mentioned statute.

### **FY26 – Oklahoma Gardening Grant- \$10,000**

This new grant agreement will support the longstanding education and outreach efforts through the popular Oklahoma Gardening program, which is produced by Oklahoma State University (OSU). This

grant specifically funds tree-related educational programming, which is crucial for our outreach initiatives. **Justification:** Establishing this grant agreement is vital for our operations. Without this funding, we would lose a significant avenue of support and education for our community and programs. The funding for this specific grant was identified and federally approved, and all expenditures will be fully reimbursed to us through Federal funding.

### **FY26 – Oklahoma Urban and Community Forestry Council Contract- \$15,000**

This contract aims to establish services that will assist in the implementation of the continuing education component of Oklahoma's Urban & Community Forestry program. This initiative will utilize federal pass-through dollars specifically identified for the Council. **Justification:** Through his program's outreach and educational initiatives pertaining to urban forest management and individual tree care, Oklahoma Forestry Services (OFS) is greatly assisted in ensuring the long-term health of the urban community. Federal funds for this will be reimbursed to the Agency, ensuring no net cost from state appropriations.

### **FY26- Loading Dock Expansion- \$22,000**

This project aims to expand the current loading dock at the Forest Tree Improvement Center. The expansion is critical to mitigate a major safety concern associated with loading and unloading approximately 2 million pine seedlings, which are allocated to non-industrial, private forest landowners in Oklahoma. The existing loading dock is extremely narrow, posing a significant risk during heavy forklift operations required during peak seedling distribution periods. The proposed dock expansion would involve a concrete pour, framed off the existing dock, with dimensions of 40' Length x 15' Width x 4.5' Height. This will substantially improve the ease of forklift operation and establish a safe perimeter during the loading and unloading of seedlings for customers. **Justification:** Without this essential purchase and expansion, the safety of both FTIC staff and landowners picking up seedlings is at considerable risk. Furthermore, the current limitations may negatively impact the efficient delivery of vital conservation seedlings to landowners across the state. Funding for this purchase is from FY25 one-time appropriations from the Oklahoma Legislature. **This money will be carried forward into the FY26 year.**

### **FY26 – Southern Pine Beetle Federal Grant, -\$7,000 Federal Funds**

This funding is for aerial detection of the Southern Pine Beetle (SPB). The primary purpose is to ensure early detection and prompt treatment, which is crucial for limiting the insect's spread and preventing widespread timber stand infestation. **Justification:** The Southern Pine Beetle is a highly destructive insect that poses a significant threat to Oklahoma's valuable pine forest resource. This essential prevention program directly protects overall forest health, safeguards investments made by the forest industry and landowners, and helps to secure future timber revenue. Federal funds for this will be reimbursed to the Agency, ensuring no net cost from state appropriations.

### **FY26- FirstNet Phones and Tablets- \$75,000.00**

These funds are critical to support our essential telecommunication services, specifically for FirstNet phone and iPad bills. These devices provide reliable and secure communication capabilities crucial for our field operations, emergency response coordination, and remote work accessibility. They enable our personnel to maintain continuous connectivity, access vital information, and communicate effectively with each other and the public, especially in areas with limited traditional network access.

**Justification:** Establishing consistent funding for these FirstNet services is vital for maintaining operational efficiency and safety across our teams. Without this dedicated funding, we would severely impact our ability to deploy personnel effectively, respond to incidents in a timely manner, and ensure secure data exchange in the field. The FirstNet platform provides a dedicated and prioritized network

for public safety and government operations, which is indispensable for our mission-critical communications. This expenditure ensures our teams are equipped with the necessary tools to perform their duties efficiently and safely.

### **FY26 - Septic System Installation - Southeast Area- \$6,000**

Approval is requested to hire a licensed plumbing contractor for the installation of a new septic system at the Forest Fire Control Officer residence in the Southeast Area. The existing septic system is currently malfunctioning, which poses a potential environmental hazard and requires immediate attention. All necessary components for this installation have already been procured, including a septic tank with risers, approximately 660 feet of sewer line, and the associated fittings. **Justification:** Due to the critical nature of the existing system's malfunction and the imperative need to maintain health and safety standards for our personnel, it is essential to proceed with this installation as soon as possible. Your prompt consideration and approval of this request would be greatly appreciated to mitigate the environmental risk and ensure the well-being of our staff.

### **FY25- Wildland Fire Resource Deployment Capabilities- \$1,752,353.95**

Approval to cover the costs associated with receiving wildland firefighting resources (personal, equipment, and aircraft) from other states when Oklahoma faces significant wildfire events. These resources are crucial for bolstering our response capabilities during severe fire seasons and are typically provided under interstate mutual aid agreements, such as the Emergency Management Assistance Compact (EMAC). Funds will enable OFS to efficiently cover the costs incurred by other states providing assistance to Oklahoma, based on the agreed-upon rates and mission parameters.

- Deployments from the State of Louisiana for \$119,533.55
- Deployments from the State of Montana for \$23,244.00
- Deployments from the State of Kentucky for \$20,935.00
- Deployments from the State of Arkansas for \$152,558.00
- Deployments from the State of Florida for \$258,062.00
- Deployments from the State of Texas for \$15,517.00
- Deployments from USFS for \$1,162,504.40

**Justification:** Accessing out-of-state resources through mutual aid is vital for ensuring effective wildfire suppression when in-state resources are stretched thin or overwhelmed. These critical deployments help to contain and control wildfires more rapidly, thereby minimizing potential loss of life, residences, and natural resources within Oklahoma. Ensuring funds are available to compensate assisting states promptly fosters strong interstate relationships and guarantees continued support when Oklahoma is in need. This expenditure will be covered by the FY25 special appropriation for wildland firefighting expenses. The cost of these deployed resources will be reimbursed, with assistance from FEMA (Federal Emergency Management Agency) from up to 75% of eligible costs incurred by the state for fire suppression activities, including costs reimbursed to assisting states. Our documentation processes will ensure that these expenditures meet FEMA's criteria for potential federal reimbursement.

### **FY26 – Project Learning Tree Books- \$20,000**

This purchase is for Project Learning Tree (PLT) books, which will directly support forestry education efforts in schools across Oklahoma. These valuable educational materials will be distributed to classrooms statewide as an integral part of comprehensive community forestry and conservation education programming. **Justification:** Investing in Project Learning Tree books is vital for fostering environmental literacy and stewardship among Oklahoma's youth. PLT is a nationally recognized,

award-winning program that provides hands-on, interdisciplinary activities designed to help students understand complex environmental issues, develop critical thinking skills, and make informed decisions about natural resources. By providing these books to schools statewide, we can cultivate a deeper appreciation for our natural environment, promote sustainable practices from a young age, and help ensure a future generation committed to forest health and conservation across Oklahoma.

## **ANIMAL INDUSTRY SERVICES**

### **FY26- Acclaim Systems, Inc. - \$14,010.00**

Acclaims will provide 3 months of Software Maintenance, Support and Problem Resolution, of the **USAHERDS** solution for Oklahoma. AgEnterprise, which is an updated version of USAHERDS, will provide maintenance for the VET-CVI application for 1 year (7/1/25-6/30/26). Without USAHerds and AgEnterprise maintenance, we will not be able to monitor animal health within specific jurisdictions or report test results to USDA's Veterinary Services.

## **MARKET DEVELOPMENT**

### **FY2026 Oklahoma Youth Expo Junior Livestock Show & Educational Scholarship Program-Legislative Direct Spending-\$85.00.00 **\$85,000.00****

Justification: This amount of \$85,000.00 will directly support the 2026 state-wide spring junior livestock show. For 107 years, the youth of the state of Oklahoma have exhibited some of the finest livestock in the country at OYE, which carries the title of "The World's Largest Junior Livestock Show" with participants from all 77 Oklahoma counties. OYE also provides agricultural scholarships and leadership-training programs for Oklahoma students. The 10-day OYE generates an economic impact of \$24.5 million to the OKC economy and provides hundreds of youth with scholarships to continue their education at a collegiate level. If this purchase is not approved, there is negative impact on conducting the 2026 Oklahoma Youth Expo (OYE) as well as a reduction of show ring achievement and academic scholarships to the youth of Oklahoma.

### **FY2026 – Tulsa County Public Facilities Authority 2025 Junior Livestock Show – Legislative Directed Spending - \$50,000.00**

Justification: The amount of \$50,000.00 goes directly for the purpose of promoting the Oklahoma agriculture industry through national agriculture events, Tulsa State Fair Junior Livestock Auction, and the Tulsa State Fair Livestock Scholarship Program. If this purchase is not approved, there will be a negative economic impact to Tulsa and surrounding communities with the loss of national ag events hosted at Expo Square. In addition, there would be a negative impact on conducting the 2025 Tulsa livestock show and a reduction of scholarships to the youth of Oklahoma.

### **FY2026 – Made in Oklahoma Coalition – Legislative Directed Spending - \$513,325.00**

Justification: The amount of \$513,325.00 goes directly to support a unique public/private partnership that establishes a marketing program for the purpose of promoting food brand awareness, trade and consumer loyalty for Oklahoma food products through a variety of cooperative marketing activities. In addition, MIO promotes business retention, increase of sales to retail and foodservice outlets and business expansion. If this support is not provided, there is a negative impact on the seventy MIO members who employ over 26,000 Oklahomans who have reported increased sales directly related to

the MIO marketing campaigns. In addition, the momentum of new, small businesses benefiting from MIO resources and connections will be impaired.

**FY 2026 – Board of Regents of the University of Oklahoma Health Sciences Center on behalf of Oklahoma Nutrition Information & Education Project (ONIE) – contractual services – Oklahoma Local Ag Summit – Funded entirely by Specialty Crop Block Grant - \$18,151.00**

**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 – Oklahoma Grape Growers and Winemakers Conference – facility rental – funded entirely by the viticulture and enology revolving grant fund - \$6,500**

**FY2026 — Local Food for Schools (LFS) Grants with the objective of providing food assistance purchases of domestic local foods for distribution to schools. - Legislative Directed Spending - \$3,200,000.00**

Justification: With funding made available through the Oklahoma State Legislature, ODAFF will help school districts maintain and improve food and agricultural supply chain resiliency through reimbursable grants. This program will strengthen the food system for schools by helping to build a fair, competitive, and resilient local food chain, and expand local and regional markets with an emphasis on purchasing from historically underserved producers and processors.

If this proposed expense is not approved and therefore the project is not completed, the State loses money immediately that is important to the school districts and agricultural producers throughout the state.

**FY2026 – Edible OKC – Agritourism print advertising - \$9,900.00**

# **Oklahoma Department of Agriculture, Food & Forestry**

## **August 27, 2025, Board Report**

### **Administrative Services**



# Monthly Financial Reports

## July 2025





# Administrative Services – Investigative Services

## INVESTIGATIVE SERVICES ACTIVITIES

JULY 2025



INVESTIGATIONS		JULY	YTD	FYTD
LIVESTOCK		2	26	2
FIRE		2	15	2
PROPERTY		2	15	2
TIMBER			1	0
AGENCY ASSISTS	ODAFF	1	1	1
AGENCY ASSISTS	EXTERNAL	3	11	3
OTHER		2	13	2
TOTAL INVESTIGATIONS OPENED		12	82	12
CLOSED PENDING ADDITIONAL INFORMATION		1	12	1
NO CRIME			15	0
NO PROSECUTION			0	0
CLOSED - ASSIST CASE		1	8	1
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		3	8	3
REFERRED FOR ADMINISTRATIVE ACTION			0	0
TOTAL INVESTIGATIONS COMPLETED		5	43	5
COUNTS FILED			13	0
VALUE OF LOSSES - ALL CRIMES		\$195,000	\$824,983	\$195,000
RECOVERED LOSSES - ALL CRIMES		\$105,000	\$430,300	\$105,000
NUMBER OF CATTLE REPORTED STOLEN		2	354	2
NUMBER OF CATTLE RECOVERED		2	85	2





# Available Cash at Month End

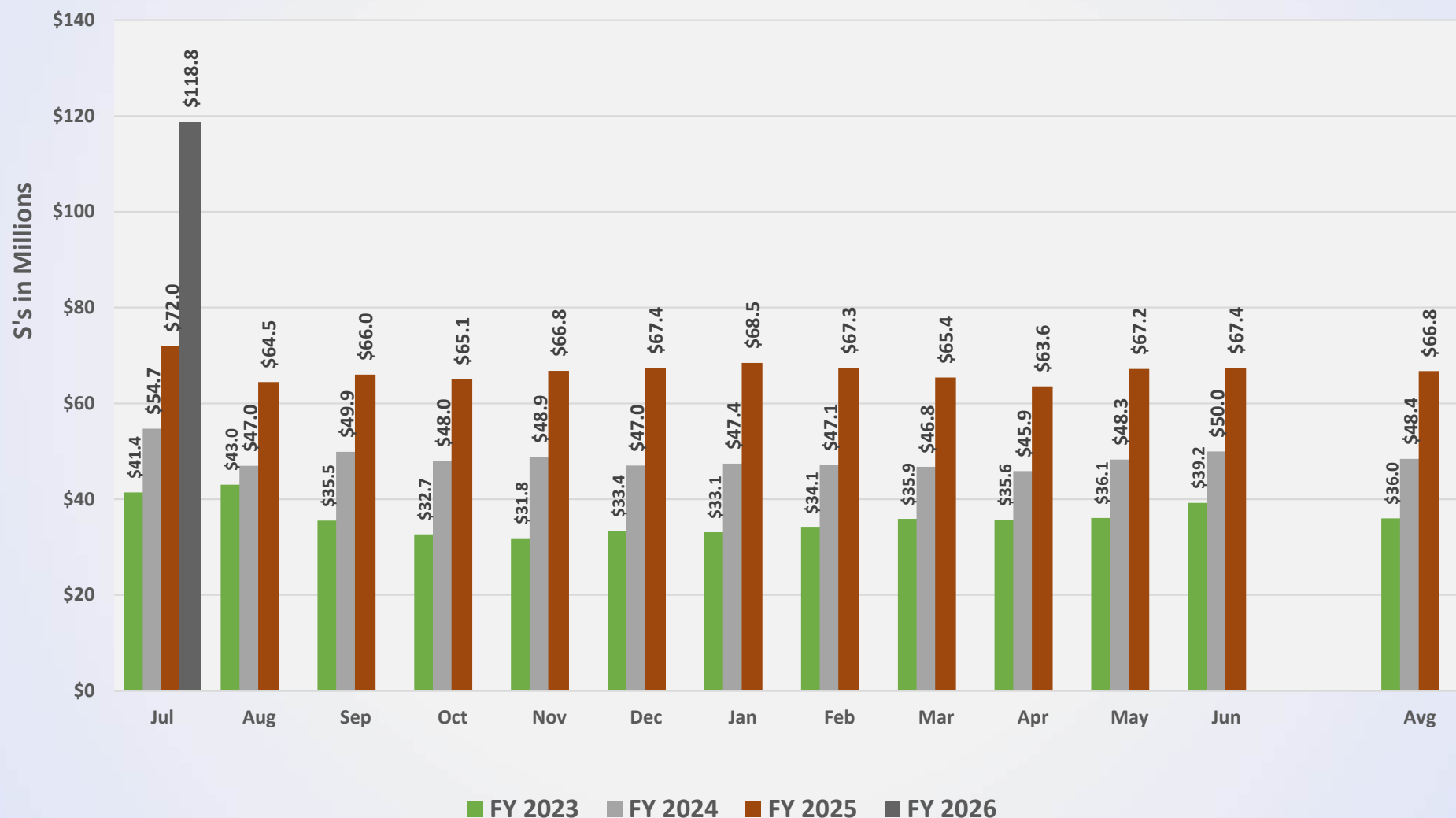
## Months Ending: July 2022 – July 2025

per Allotment Budget & Available Cash Report Fiscal Year 2022-2026

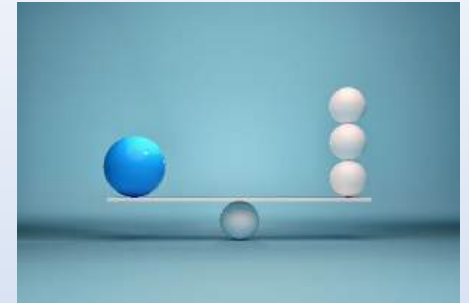
**Note 1:** The amounts shown here include fund 700, Commodity Storage Indemnity Fund, which had a balance of \$12,094,341 as of 7/31/2025.

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

**Note 3:** Fiscal year 2026 appropriations of \$57,337,316 were received as special cash in July 2025.

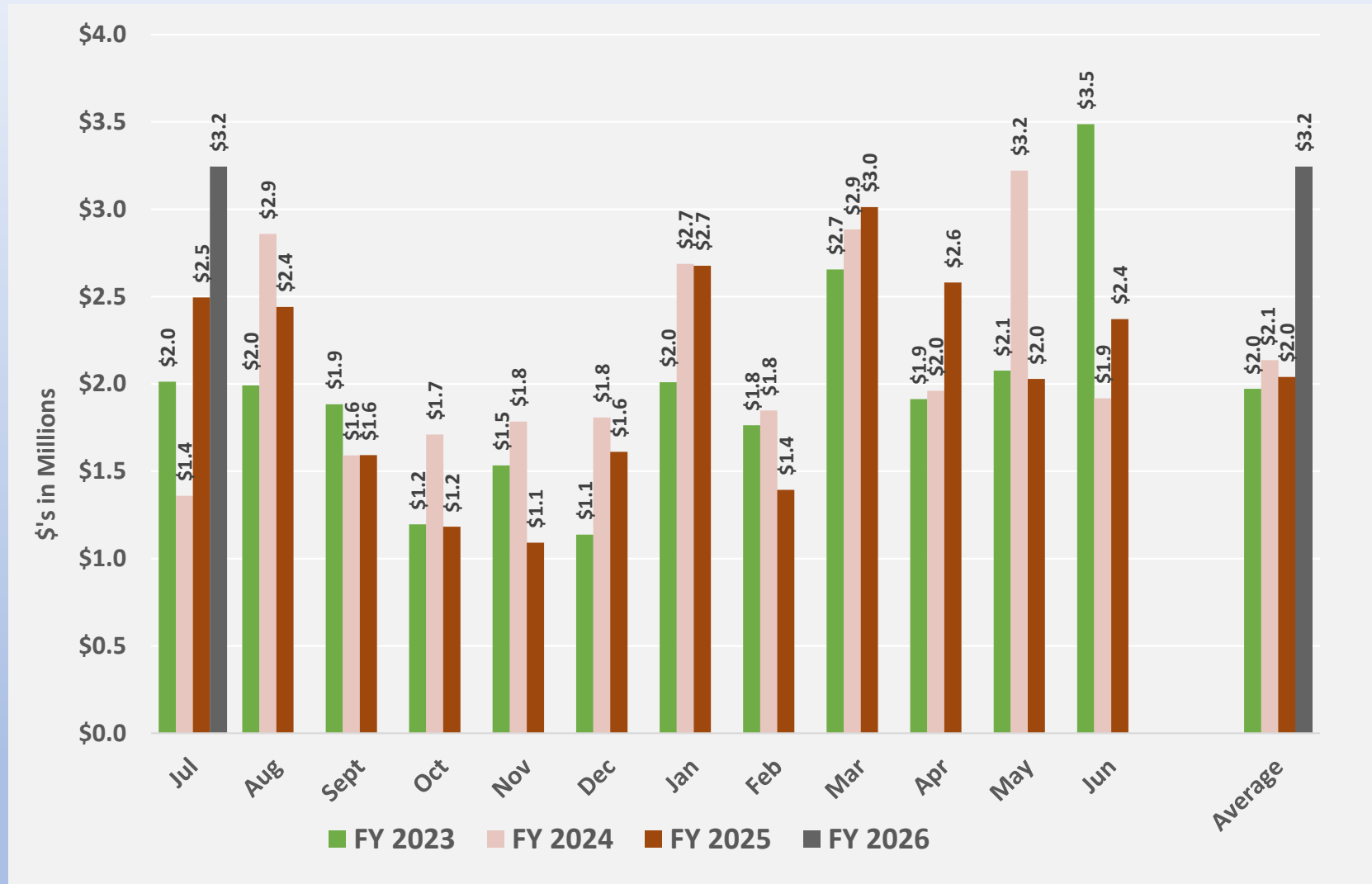


# Administrative Services



- Cash balance as of July 31, 2025, was \$118.8 million compared to \$72 million as of July 31, 2024
  - This was an increase of \$46.8 million from the prior year and was due to us receiving FY 2026 appropriations as special cash in July 2025.

# Total Revenue by Month July 2022 – July 2025





## Revenue By Division July 2025

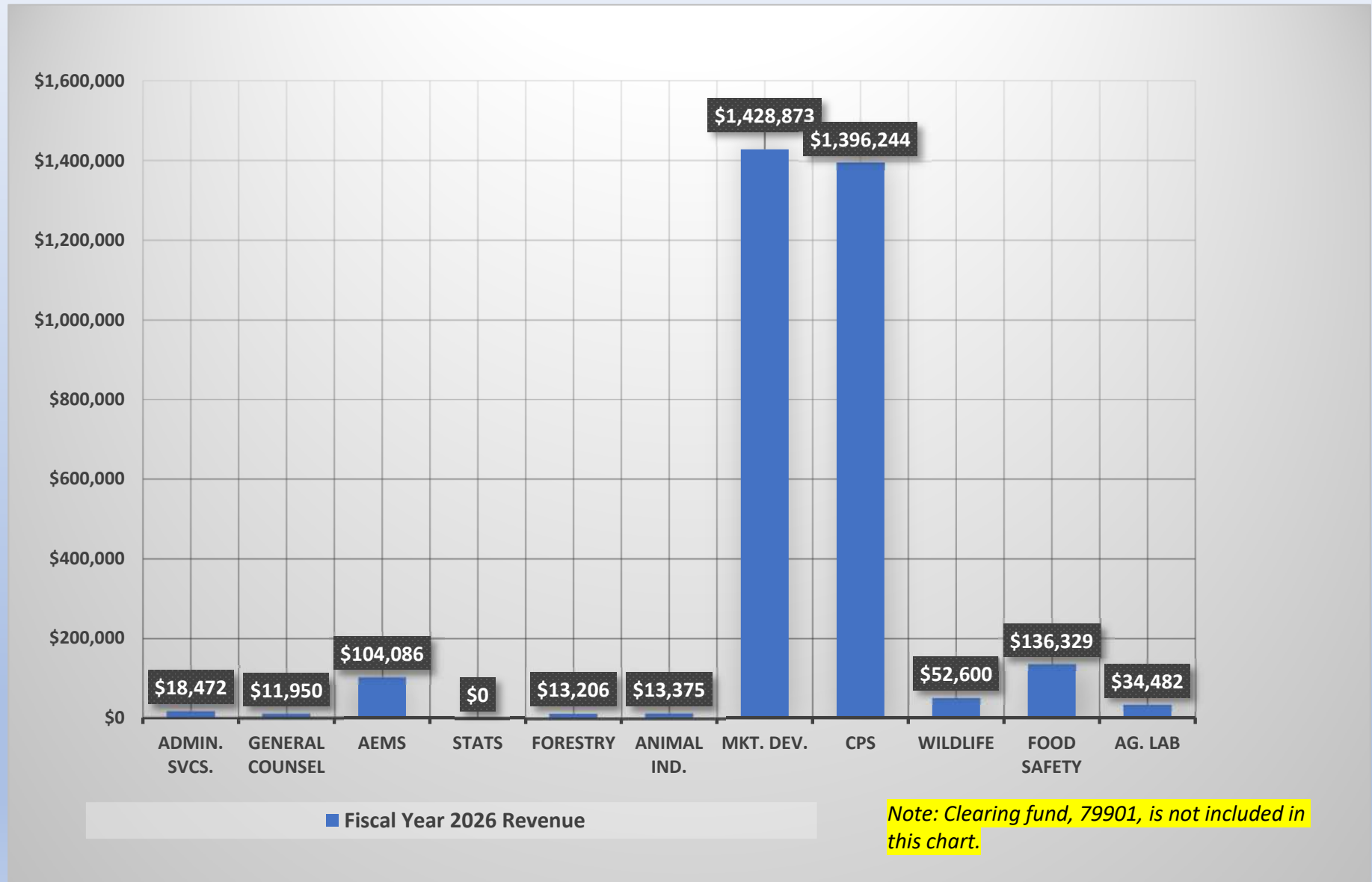
Division	July 2025 Revenue	Fiscal Year 2026 Revenue
Admin. Svcs.	\$18,472	\$18,472
General Counsel	\$11,950	\$11,950
AEMS	\$104,086	\$104,086
Stats	\$0	\$0
Forestry	\$13,206	\$13,206
Animal Ind.	\$13,375	\$13,375
Mkt. Dev.	\$1,428,873	\$1,428,873
CPS	\$1,396,244	\$1,396,244
Wildlife	\$52,600	\$52,600
Food Safety	\$136,329	\$136,329
Ag. Lab	\$34,482	\$34,482
<b>Division Total</b> (see division receipts graph on next slide)	<b>\$3,209,617</b>	<b>\$3,209,617</b>
Commodity Storage Indemnity	\$35,483	\$35,483
Appropriations	\$57,337,316	\$57,337,316
<b>Agency Total</b>	<b>\$60,582,417</b>	<b>\$60,582,417</b>

*Note 1: Clearing fund, 79901, is not included in the above table.*

*Note 2: Appropriations shown above, consist of \$57.3 million in state appropriated special cash received in July 2025 for FY26.*



## Revenue By Division July 2025



# Administrative Services

- Revenues for July 2025 were \$3.25 million compared to \$2.5 million in July 2024.
  - This is an increase of approximately \$750K
    - Increase in federal reimbursements
      - Market Development - Resilient Food System Infrastructure cooperative agreement payment received
    - Increase in Plant License/Fee revenue due to timing of payments

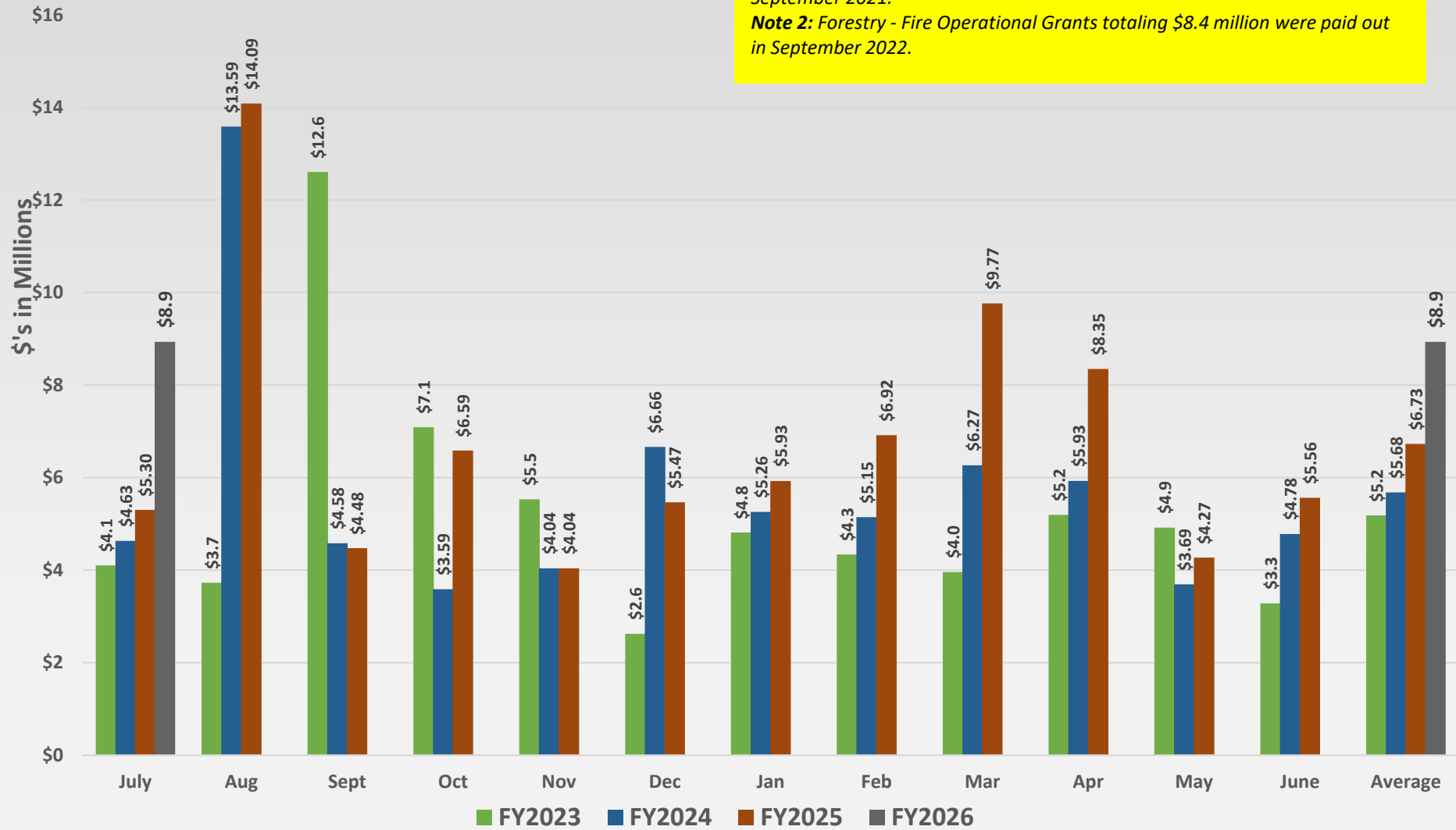




# Total Expenses by Month July 2022 – July 2025

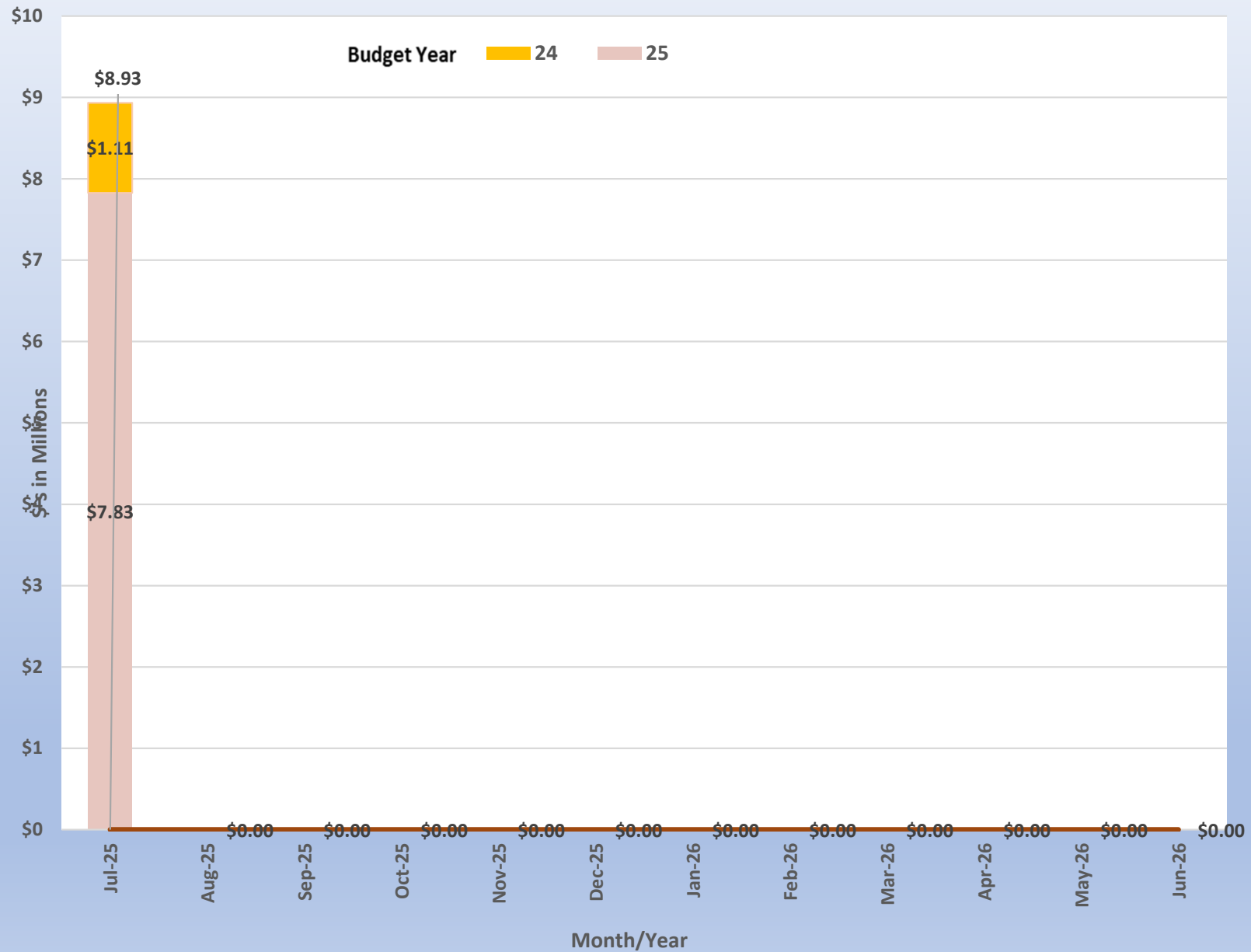
**Note 1:** Forestry - Fire Operational Grants totaling \$4 million were paid out in September 2021.

**Note 2:** Forestry - Fire Operational Grants totaling \$8.4 million were paid out in September 2022.





## FY 2026 Total Expenses by Month with Budget Year



# Administrative Services

- Total expenses for July 2025 \$8.93 million compared to \$5.3 million in July 2024.
  - Increase of \$3.63 million and is primarily attributed to the following:
    - Timing of Legislative directed payments
      - Rural Community Fire Assistance
      - Oklahoma State University Agricultural Research & Extension

## Commodity Storage Indemnity Investment Report

As of July 31, 2025

Investments with Office of State Treasurer

Cash Management Account:

\$12,094,341

	Current Month	YTD
	-----	-----
New	-	-
Interest Revenue	35,483	35,483
Reinsurance	-	-
ODAFF Support Services	-	-
Recovered Salvage	-	-
Elevator Salvage	-	-
Matured Long Term Investments	-	-
	-----	-----
TOTALS	35,483	35,483
	=====	=====

# Expense Budget to Actuals Report – Budget Year 2026 as of July 31, 2025

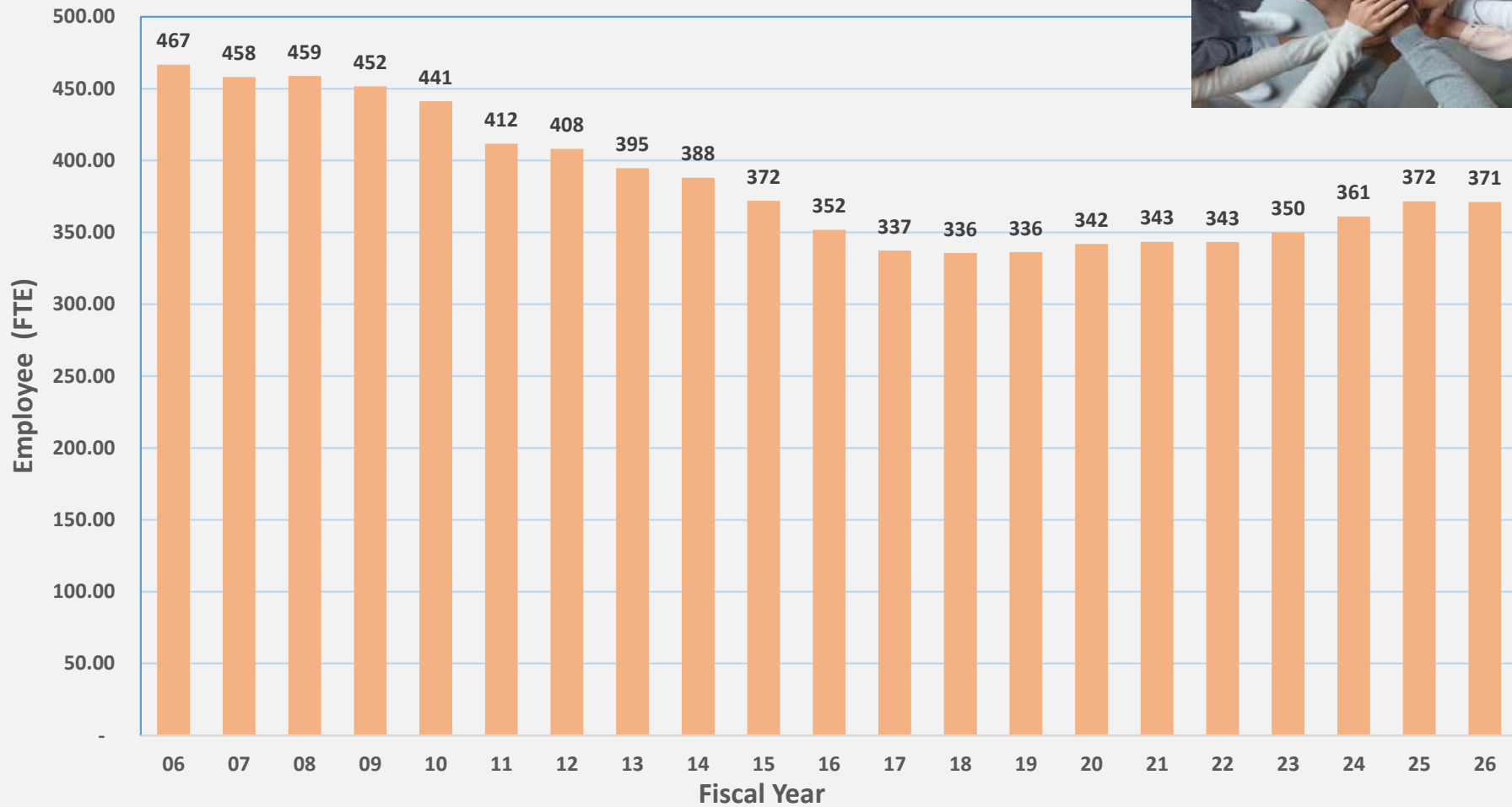
Fiscal Year 2026 Annual Budget to Actuals for Budget Year 2026 thru July 2026					
Object Code	Account Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
511	Salary Expense	24,518,349	755,054	33,799,467	(10,036,171)
512	Insur.Prem-Hlth-Life,etc	5,469,596	171,129	-	5,298,467
513	FICA-Retirement Contributions	6,199,809	179,071	-	6,020,738
515	Professional Services	3,594,846	-	1,530,327	2,064,519
519	Inter/Intra Agy Pmt-Pers Svcs	66,000	-	-	66,000
521	Travel - Reimbursements	403,288	-	-	403,288
522	Travel - Agency Direct Pmts	520,304	-	-	520,304
531	Misc. Administrative Expenses	1,438,525	-	66,889	1,371,636
532	Rent Expense	978,423	-	134,906	843,517
533	Maintenance & Repair Expense	1,955,280	-	-	1,955,280
534	Specialized Sup & Mat.Expense	1,286,854	-	66,000	1,220,854
535	Production,Safety,Security Exp	219,960	-	-	219,960
536	General Operating Expenses	194,249	-	-	194,249
537	Shop Expense	603,676	-	63,600	540,076
541	Office Furniture & Equipment	5,745,984	-	3,588	5,742,396
542	Library Equipment-Resources	20,850	-	-	20,850
543	Lease Purchases	1,670,285	-	-	1,670,285
552	Scholar.,Tuition,Incentive Pmt	15,900	-	-	15,900
554	Program Reimbursements	23,743,008	-	868,308	22,874,700
555	Pmts-Local Gov't,Non-Profits	15,602,210	-	143,960	15,458,250
559	Assistance Pymts to Agencies	1,500,000	-	-	1,500,000
561	Loans,Taxes,Other Disbursemnts	250	-	-	250
564	Merchandise For Resale	200,000	-	-	200,000
601	AFP Encumbrances	-	-	5,163,150	(5,163,150)
810	Req Only	-	-	8,324,676	(8,324,676)
	<b>Operating Totals</b>	<b>95,947,646</b>	<b>1,105,254</b>	<b>50,164,871</b>	<b>44,677,521</b>

# Expense Budget to Actuals Report – Budget Year 2026 as of July 31, 2025



Fiscal Year 2026 Annual Budget to Actuals for Budget Year 2026 thru July 2026					
Class Funding	Class Fund Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
19303	GRF	1,500,000	-	0.00	1,500,000
19501	GRF-Duties	-	-	14,024.46	(14,024)
19511	Carryover	-	-	25,000.00	(25,000)
19601	GRF-Duties	-	-	1,132,500.01	(1,132,500)
20500	Rural Fire Defense Eqp Rev Fd	200,000	-	0.00	200,000
21000	Agriculture Revolving Fund	25,070,886	-	21,047,641.17	4,023,245
22500	Enhancemnt & Diversificatn Fnd	85,000	-	15,000.00	70,000
23000	Okla Pet Overpopulation Fund	25,000	-	25,000.00	-
23500	Animal Friendly Revolving Fund	25,000	-	25,000.00	-
24000	Unwanted Pesticide Disp Fund	300,000	-	250,000.00	50,000
24500	Rural Fire Revolving Fund	1,541,350	-	96,000.00	1,445,350
25500	Ag. Evidence Law Enforce Fund	4,000	-	4,000.00	-
25600	Ok Viticulture Enology Revl Fd	419,004	-	207,734.00	211,270
26200	Poultry Grading Revolving Fund	909,021	-	898,021.00	11,000
28500	Milk & Milk Prod Inspec Rev Fd	485,274	-	457,749.00	27,525
28600	Ag In The Classrm Educ Rvlv Fd	24,000	-	0.00	24,000
28700	Healthy Food Financing Revl Fd	125,000	-	29,981.88	95,018
41000	Community Wildfire Def Grant	1,000,000	-	0.00	1,000,000
41100	OFS Forest Management	912,001	-	0.00	912,001
42000	Specialty Crop Federal Funds	850,000	-	57,000.00	793,000
43100	Marketingls Farm to School	226,861	-	155,690.82	71,170
44000	RsInt Food Sys Infrstr Coop Ag	6,407,933	-	3,284,612.83	3,123,320
57601	Duties - Special Cash	55,837,316	1,105,254	21,563,781.22	33,168,281
57911	Carryover	-	-	876,134.53	(876,135)
	<b>Totals</b>	<b>95,947,646</b>	<b>1,105,254</b>	<b>50,164,871</b>	<b>44,677,521</b>

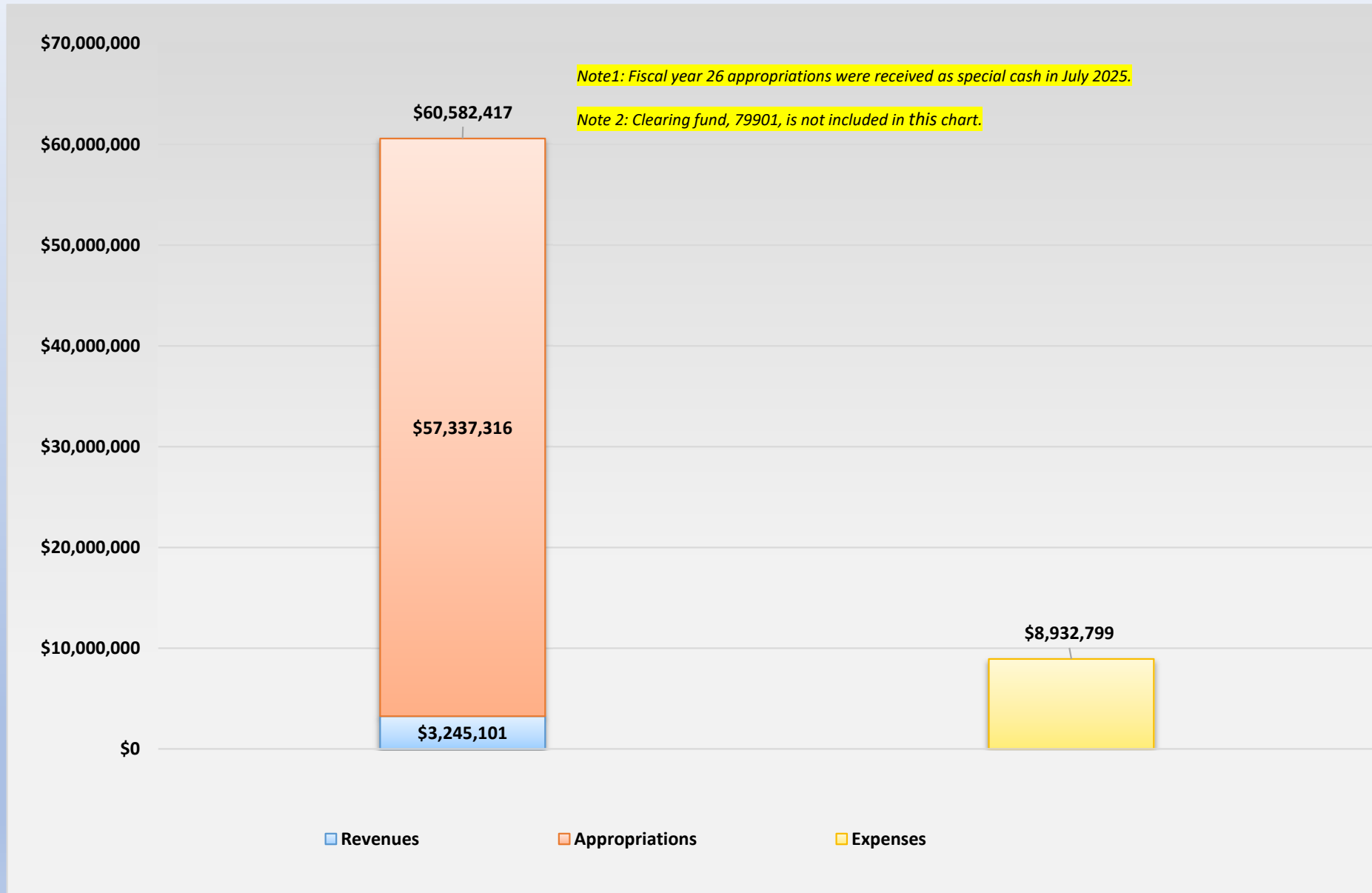
# Employee FTE Totals Fiscal Year FY 2006 – FY 2026



**Note 1:** 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:** FTE listed for fiscal year 26 was based on the FTE for fiscal year 26 thru July 31, 2025.

# Total Revenues, Appropriations and Expenses July 2025



# Appropriations FY 2018 thru FY 2026

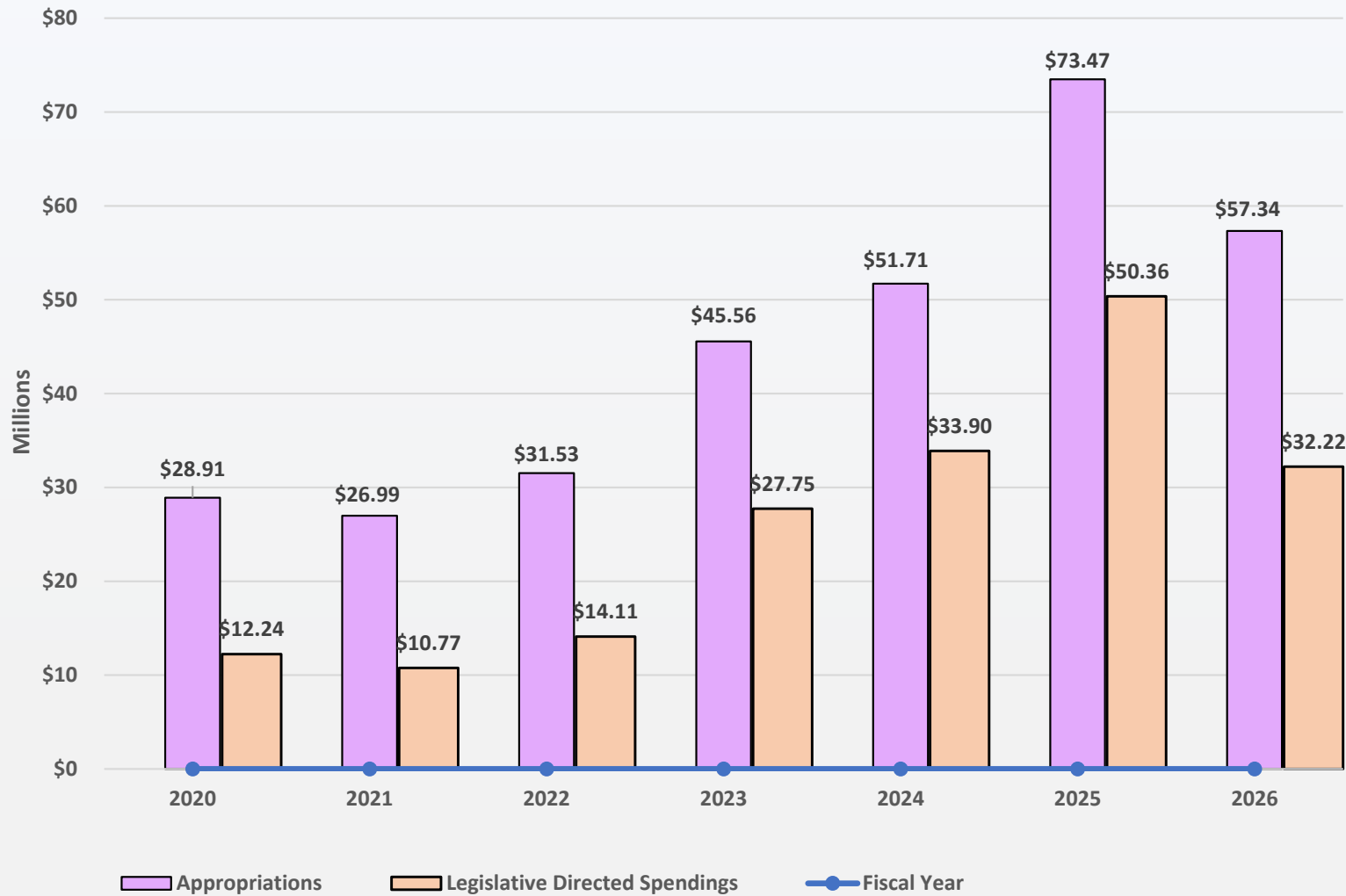




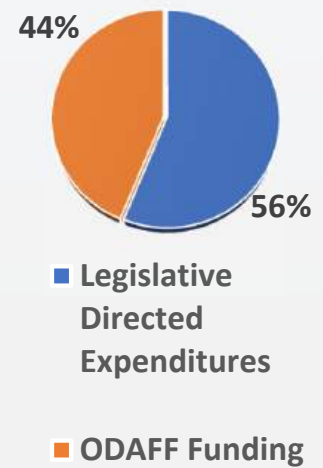
# Fiscal Year 2026 Budget



# Appropriations & Legislative Directed Spendings FY 2020 – FY 2026



## FY 26 Appropriations



Oklahoma Department of Agriculture, Food & Forestry Fiscal Year 2026 Budget	
FY 2026 Legislative Directed Payments	Amount
Rural fire operational grants	\$8,414,550
OSU Agriculture Extension Service offices	\$5,200,000
Local Food For Schools Program	\$3,200,000
Cooperative extension & agricultural research programs affiliated with Langston University	\$5,500,000
Rural fire grants 80/20	\$2,000,000
Lab bond payment expense	\$1,670,285
OKC Bombing Memorial funding	\$1,500,000
OSU Agricultural Experiment Stations	\$1,300,000
Rural Fire Coordinators	\$1,100,000
OSU Robert M. Kerr Food & Agricultural Products Center for operational expenses	\$1,000,000
Made in Oklahoma program	\$513,325
Full time meat inspectors - continued funding	\$330,000
Rural fires - workers compensation	\$171,300
Rural fire pension	\$92,000
Agriculture Youth Expo	\$85,000
Tulsa State Fair/cattle shows	\$50,000
Poultry & Disease Control Research Program	\$48,276
Agricultural Leadership Program	\$40,000
Advancing leadership in agricultural businesses	\$10,000
<b>Total</b>	<b>\$32,224,736</b>

<b>Oklahoma Department of Agriculture, Food &amp; Forestry</b> <b>Fiscal Year 2026 Annual Budget by Division</b>		
<b>Division #</b>	<b>Division Name</b>	<b>FY 2026 Expense Budget</b>
01	Administration Services	\$25,246,988
05	Legal Services	\$875,819
07	Ag Environ Mgmt. Services	\$2,263,640
09	Statistical Reporting Services	\$66,925
11	Forestry Services	\$29,077,565
21	Animal Industry Services	\$3,578,728
31	Market Development Services	\$13,874,930
41	Plant Industry & Consumer Serv	\$6,482,564
42	Commodity Storage Indemnity Fd	\$50,000
51	Wildlife Services	\$2,688,021
61	Food Safety	\$6,169,265
67	Agricultural Laboratory Svcs	\$4,436,547
88	ISD Information Technology	\$1,186,654
	<b>Total Expenses</b>	<b>\$95,997,646</b>

**Note:**

Admin's budget for FY 2026 includes \$14.8 million in legislative directed spendings.

Forestry's budget for FY 2026 includes \$11.5 million in legislative directed spendings.

Market Development's budget for FY 2026 includes \$3.8 million in legislative directed spendings.

<b>Oklahoma Department of Agriculture, Food &amp; Forestry</b> <b>Fiscal Year 2026 Annual Budget by Class Fund</b>		
<b>Class Funding</b>	<b>Class Fund Description</b>	<b>Fiscal Year 2026 Annual Budget</b>
19303	General Revenue Fund	\$1,500,000
20500	Rural Fire Defense Eqp Rev Fd	\$200,000
21000	Agriculture Revolving Fund	\$25,070,886
22500	Enhancemnt & Diversificatn Fnd	\$85,000
23000	Okla Pet Overpopulation Fund	\$25,000
23500	Animal Friendly Revolving Fund	\$25,000
24000	Unwanted Pesticide Disp Fund	\$300,000
24500	Rural Fire Revolving Fund	\$1,541,350
25500	Ag. Evidence Law Enforce Fund	\$4,000
25600	Ok Viticulture Enology Revl Fd	\$419,004
26200	Poultry Grading Revolving Fund	\$909,021
28500	Milk & Milk Prod Inspec Rev Fd	\$485,274
28600	Ag In The Classrm Educ Rvlv Fd	\$24,000
28700	Healthy Food Financing Revl Fd	\$125,000
41000	Community Wildfire Def Grant	\$1,000,000
41100	OFS Forest Management	\$912,001
42000	Specialty Crop Federal Funds	\$850,000
43100	Marketing's Farm to School	\$226,861
44000	RsInt Food Sys Infrstr Coop Ag	\$6,407,933
57601	Duties - Special Cash	\$55,837,316
70000	Commodity Storage Indemnity Fn	\$50,000
	<b>Total</b>	<b>\$95,997,646</b>

Oklahoma Department of Agriculture, Food & Forestry Fiscal Year 2026 Annual Budget by Account Prefix		
Account Prefix	Account Description	Fiscal Year 2026 Annual Budget
511	Salary Expense	\$24,518,349
512	Insur.Prem-Hlth-Life,etc	\$5,469,596
513	FICA-Retirement Contributions	\$6,199,809
515	Professional Services	\$3,644,846
519	Inter/Intra Agy Pmt-Pers Svcs	\$66,000
521	Travel - Reimbursements	\$403,288
522	Travel - Agency Direct Pmts	\$520,304
531	Misc. Administrative Expenses	\$1,438,525
532	Rent Expense	\$978,423
533	Maintenance & Repair Expense	\$1,955,280
534	Specialized Sup & Mat.Expense	\$1,286,854
535	Production,Safety,Security Exp	\$219,960
536	General Operating Expenses	\$194,249
537	Shop Expense	\$603,676
541	Office Furniture & Equipment	\$5,745,984
542	Library Equipment-Resources	\$20,850
543	Lease Purchases	\$1,670,285
552	Scholar.,Tuition,Incentive Pmt	\$15,900
554	Program Reimbursements	\$15,328,458
555	Pmts-Local Gov't,Non-Profits	\$24,016,760
559	Assistance Pymts to Agencies	\$1,500,000
561	Loans,Taxes,Other Disbursements	\$250
564	Merchandise For Resale	\$200,000
	<b>Operating Totals</b>	<b>\$95,997,646</b>

**AUGUST 2025 BOARD REPORT**  
**AGRICULTURE LABORATORY SERVICES**  
**(June and July 2025 Activities)**

**QUALITY MANAGEMENT SECTION:** (Daniel Tripp, QA Manager)

The Quality Manager has finished the Inorganic Section Internal Audit. The Section has completed over 50% of the findings made by the Quality Manager to date.

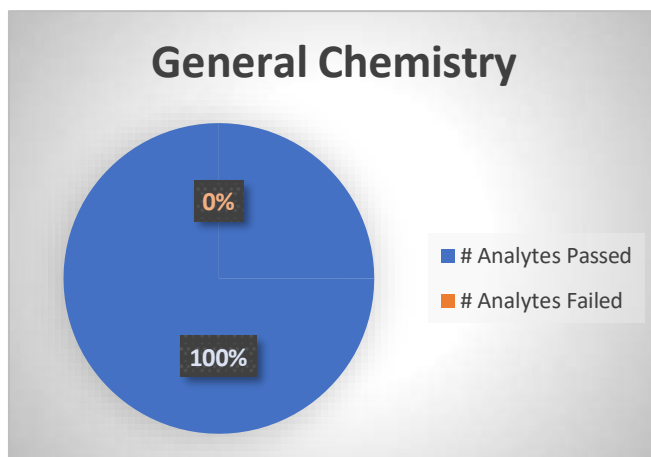
The Bureau of Standards 2025 audit has been initiated.

All internal and external equipment checks for the laboratory have been completed for the year, this includes: balance calibrations, UV meter, fume hoods and temperature verifications.

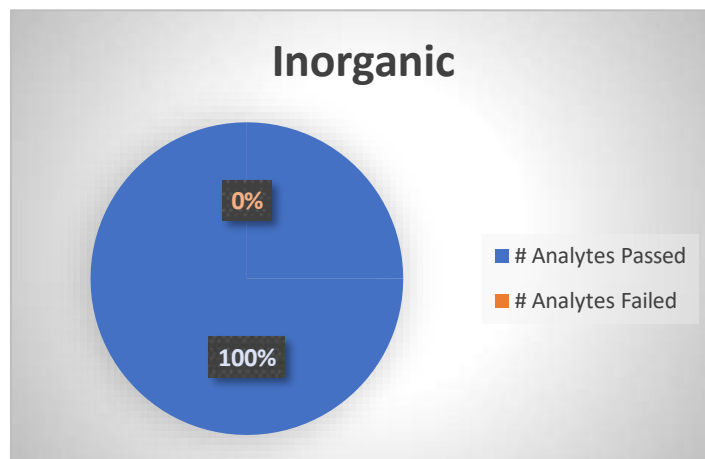
**PT Results**

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	21
# Analytes Passed	21
# Analytes Failed	0



Inorganic	
# Analytes Results Received	16
# Analytes Passed	16
# Analytes Failed	0



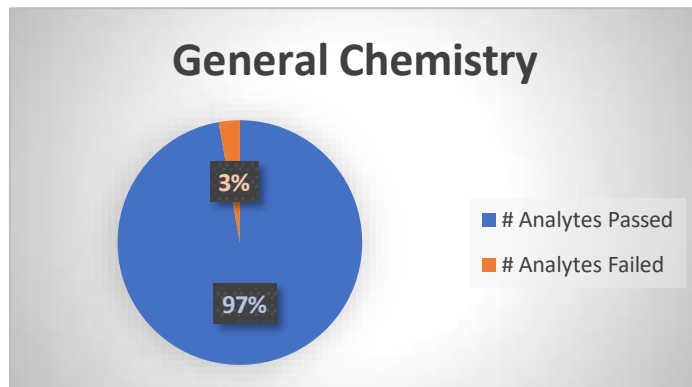
In July the QA Manager has assisted the Laboratory Director with researching alternative platforms for screening samples for Shiga Toxin *E. coli* (STEC) and automated sample preparation systems. These platforms include: BioMérieux: Gene-Up, BioMérieux: Vidas Mini and the Thermo Fisher: CyBio FeliX Instrument for SureTect PCR.

The QA Manager is also assisting the Food and Dairy Section with SOP and testing method updates. The Section plans to make changes to the sample enrichment step for *Listeria* testing. Planned changes would reduce the amount of media and reagents the Section uses to test for *Listeria*, saving time. The Section is in the process of preparing to add *Campylobacter* to its' testing scope. This pathogen is very sensitive to environments that contain large concentrations of oxygen (like our normal atmosphere) and therefore requires additional/specialized media, reagents, and equipment for testing. The Section has seen an increase in *Campylobacter* cases over the past two years. *Campylobacter* is commonly found in raw milk and raw poultry products.

## PT Results

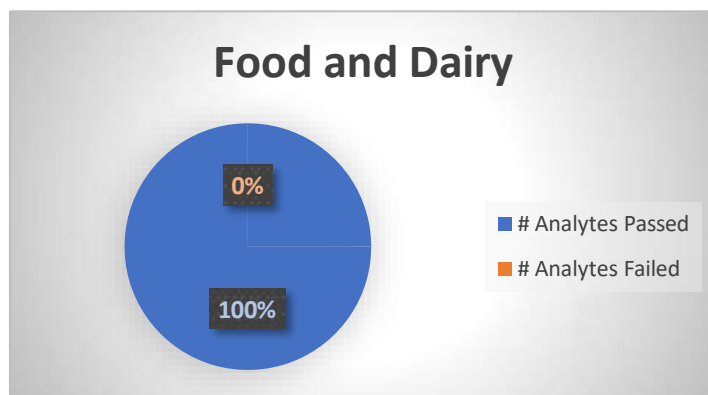
The routine distribution of quality control samples to respective sections of the Laboratory continued. Collection and submission of data to the respective study groups for statistical analysis was conducted.

General Chemistry	
# Analytes Results Received	36
# Analytes Passed	35
# Analytes Failed	1





Food and Dairy	
# Analytes Results Received	3
# Analytes Passed	3
# Analytes Failed	0



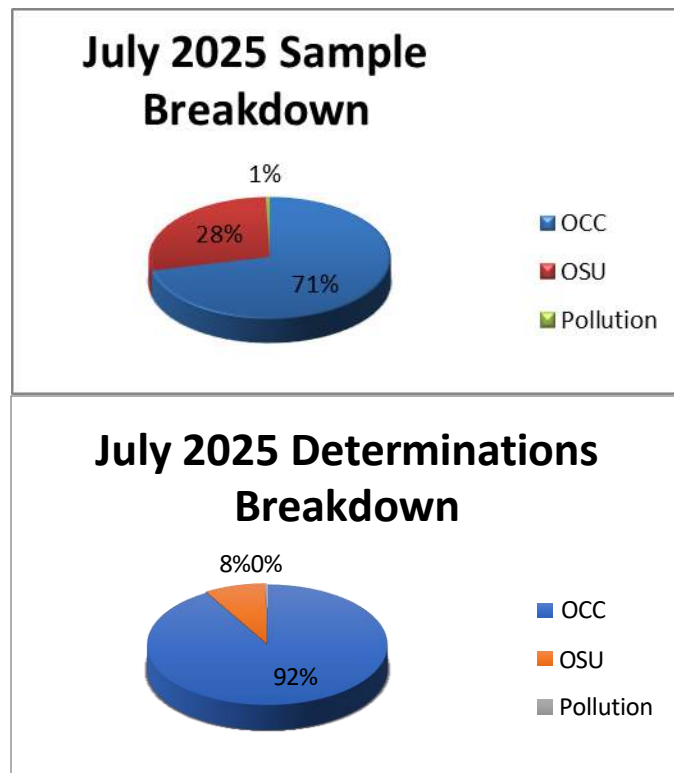
**INORGANIC SECTION:** (Elena Lyon, Environmental/Chemical Laboratory Scientist IV)

In June of 2025 the Section completed 197 samples consisting of 1287 determinations, with the following breakdown:

OCC	138	1976
Service	0	0
Pollution	22	66
LMFO	0	0
OSU	37	74
<b>Total</b>	<b>197</b>	<b>1287</b>

In July 2025, the Section completed 188 samples consisting of 1277 determinations, with the following breakdown:

OCC	134	1169
OSU	53	106
Pollution	1	2
<b>Total</b>	<b>188</b>	<b>1277</b>

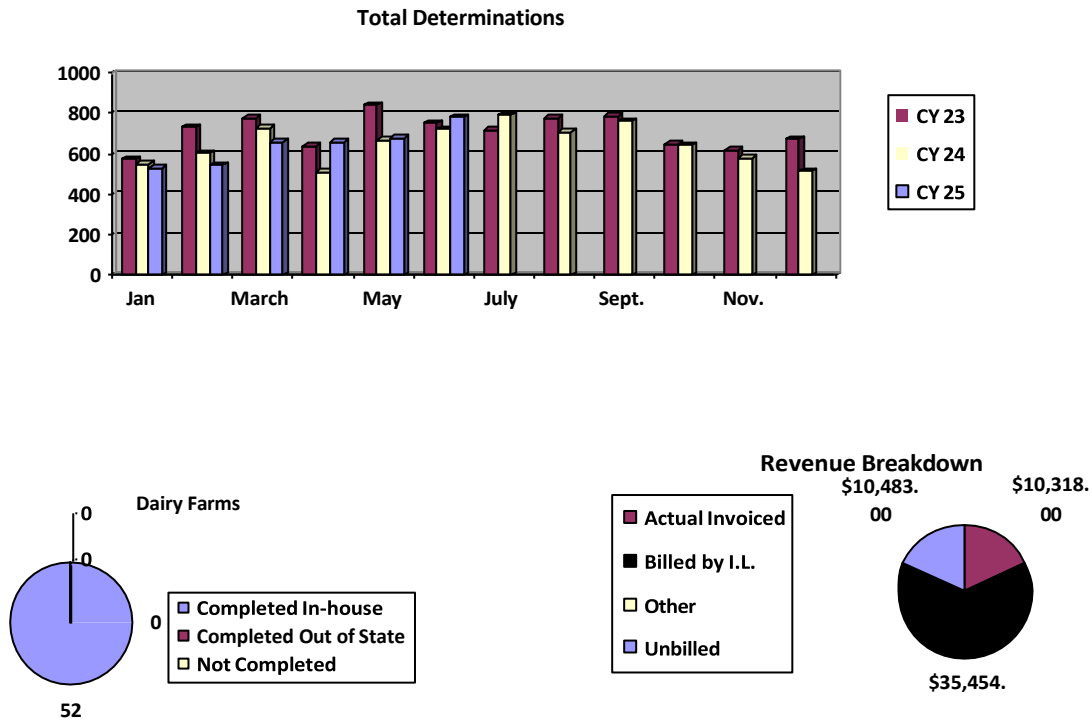


**DAIRY/FOOD SAFETY SECTION:** (Sharon Swyear, Environmental/Chemical Laboratory Scientist IV)

June was a typical month for the Section. One dairy is currently suspended, and all dairies were tested for the month. The Section received passing results from a water proficiency test from May.

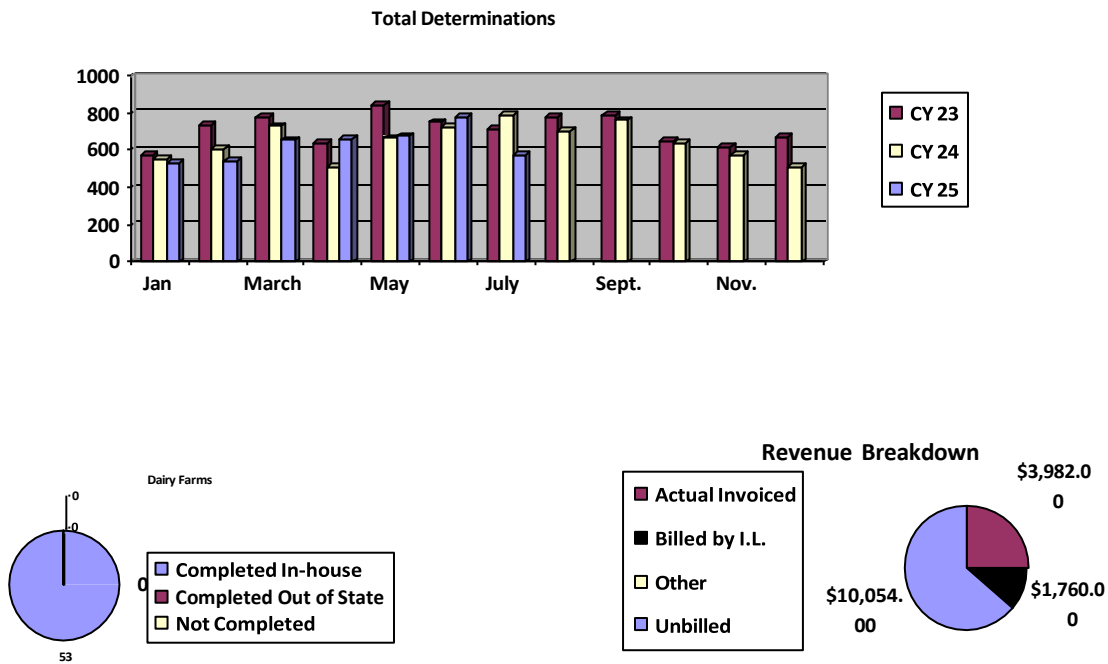
Eighteen meat samples were tested in June. Four meat samples were not tested due to the sample being received out of temperature or received after one week from when it was shipped.

The Section received six samples from a wheat harvest. The samples were tested for fecal coliforms, E. coli, Salmonella and Listeria. All six samples were positive for fecal coliforms. Two samples were presumptive positive for E. coli and one sample was positive for Listeria welshimeri.



It was a typical testing month in July for the Section. One dairy is currently suspended and one dairy ceased operation. All other dairies were tested for the month.

Only two meat samples were tested for the month. This was due to a miscommunication with the inspectors. All samples will be tested for the quarter.



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

The Section received a total of 100 samples for the month of June. Crops being analyzed are still consisting primarily of summer crops including; sorghum, soybean, corn, cowpeas, sesame, and summer grasses. No quality issues have been discovered pertaining to the summer crops seed being tested. There was one label violation discovered this month. The label violation has since been remedied.

The Section is currently working to complete a hands-on proficiency test through The Association of Official Seed Analysts (AOSA). The test consists of a flax seed sample to be tested for germination test only.

The Seed Program is currently moving to a new licensing and poundage reporting portal for the seed dealer program. This move will ensure a better experience for current and new seed dealer license holders.

In July activity in the Section remained steady during the month, with a total of 160 samples received for testing. Wheat, rye, oats, and other small grains were the main crops tested while mostly turf and native grasses made up the remainder. Up to now there have been no quality issues discovered pertaining to small grain crops. Testing of certified wheat seed is showing great quality. There were no Seed Law violations discovered during the month.

Oklahoma Crop Improvement (OCIA) held their quarterly board meeting on July 24<sup>th</sup>, at the Oklahoma Wheat Commission in Oklahoma City. Members reported crop updates from across the state. Despite recent heavy rainfall, wheat crops were reported to be in excellent condition, with the primary concern being weed control. Corn crops are also progressing well. However, members are reporting cotton growth has been slower than expected, likely due to weather-related delays.

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

June continues the trend of a slow month with few samples coming in from CPS. We only received 106 total samples this month, with around 100 from CPS. This is the least amount of samples we have received in over two years. The Section was able to hit their target goal of 2500 samples and received 2538 total samples for the year. The Section also hit their target for overall determinations completing 12,156 determinations in fiscal year 2025. Sample inflow did pick up later in the month.

The Section received 106 samples, completed 104 samples consisting of 413 determinations. There were 30 violations found, giving a 7.26% fail rate. Some testing was held up due to equipment issues.

Turn-around time for the month was 17.21 days, this is exceeding expectation. It will likely increase slightly as the sample load goes up.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
<b>Samples Received</b>	54	46	6	106
<b>Samples Completed</b>	56	42	6	104
<b>Determinations</b>	258	117	38	413
<b>Violations</b>	12	16	2	30
<b>Violation %</b>	4.65%	13.68%	5.26%	7.26%

July was a good month for the Section and had a significant increase with incoming samples. All FY2025 were completed before the end of the month. The Section received some help from William Krivanek in Metrology and Bryan Fritz in Dairy with riffing samples, and Ebby Eubanks in Dairy on non-Riffing/Grinding Work. As sample inflow continues to increase we will need to rely on continued help to keep up.

The Section received 236 samples, completed 169 samples consisting of 698 determinations and, found 66 violations, giving a 9.46% fail rate. The Section had a slightly elevated fail rate due to some testing being held up by equipment issues in June but has been cleared up.

Our turn-around time for the month was 18.32 days, slightly over our target but good considering equipment issues. It will likely increase slightly as sample load goes up.

Overview of Section numbers for the month:

	Feed	Fertilizer	Lime	Total
<b>Samples Received</b>	179	46	11	236
<b>Samples Completed</b>	91	68	10	169
<b>Determinations</b>	426	206	66	698
<b>Violations</b>	31	33	2	66
<b>Violation %</b>	7.28%	16.02%	3.03%	9.46%

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

For June, new samples continue at seasonal average level. Preparations including stocking supplies and replacement components have been procured and should be sufficient for the expected season.

Training for the new HPLC-MS/MS systems has been completed, with two of our most common analytical methods being built and applied to either system. These two herbicide scans have been common to almost all Residue samples incoming this season and should speed up expected completion of testing.

**Pesticide Section samples completed:**

In the month of June, the Section completed 37 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 29 days.

	Number of samples	Test	Det.	Average TAT (days)	Average Residue Turnaround Time: 37 days  Average Formulation Turnaround Time: 30 days  Average Hemp Turnaround Time: 4 days
Residue Vegetation	11	25	135	38	
Residue Soil	9	14	50	36	
Residue Water	-	-	-	-	
IFA Soil	-	-	-	-	
Residue, Other	1	1	1	3	
Residue, Swab	6	12	66	41	
Concentrate	-	-	-	-	
Tank Mix	2	13	13	30	
Proficiency Test	6	6	6	10	
Hemp	8	8	8	4	

Totals		
# of Samples	# of Tests	# of Determinations
37	73	273

**Samples the Section received by month:**

The Section received 72 samples this month, comprising 171 tests. New samples received were mostly vegetation residue samples. (see Fig A).

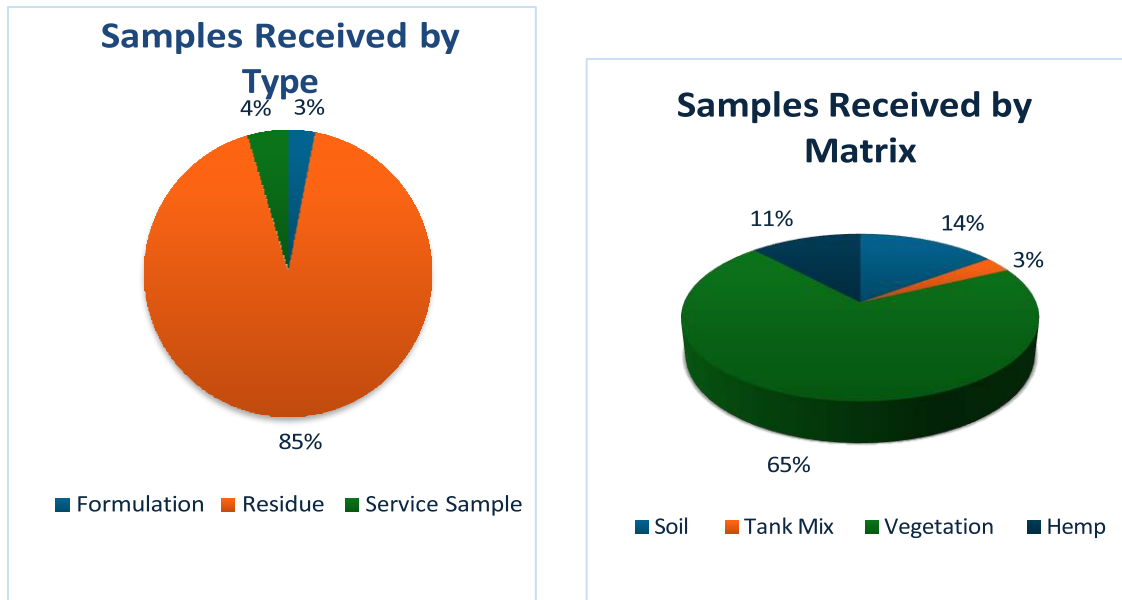


Fig A. Pie charts representing the number of samples received by type (left) and matrix (right).

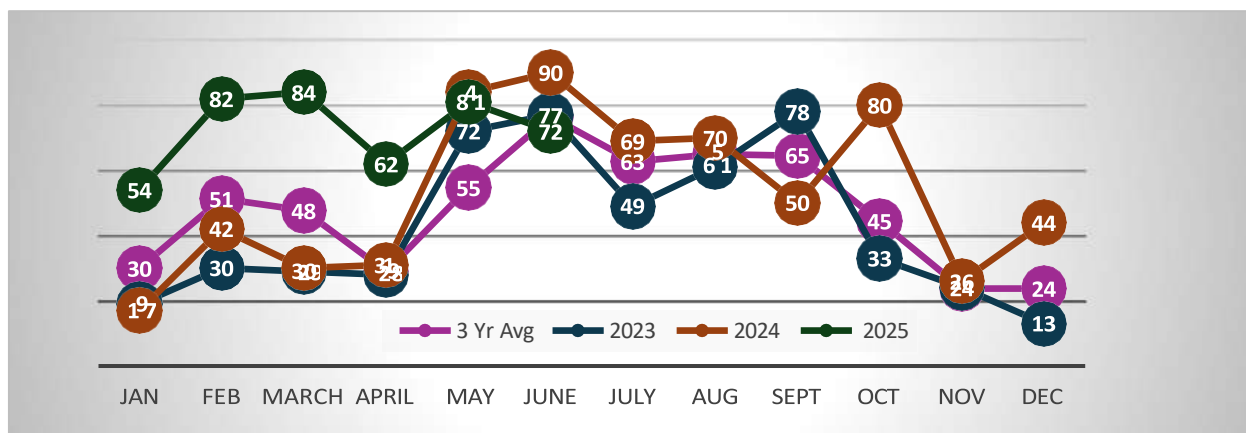


Fig B. Graph showing the number of samples received by the section each month.

For the month of July new sample arrivals have been average, with the exception of hemp compliance samples. The hemp harvest has increased noticeably and has tested below legal limits allowing for harvest and sale.

In residue testing the new sample concentrator is being used regularly to reduce sample volume lowering detection limits to parts per billion range in soil and vegetation samples. The apparatus is simple and convenient to use, and so far has not had any detrimental effect on sample analysis.

Turnaround Time for residue analysis will continue to be high due to the number of tests requested for each sample, and the complicated nature of the analysis itself.

**Pesticide Section samples completed:**

In the month of July, the Section completed 73 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 43 days.

	Number of samples	Test	Det.	Average TAT (days)
Residue Vegetation	12	26	124	63
Residue Soil	7	21	119	75
Residue Water	23	25	57	71
IFA Soil	-	-	-	-
Residue, Other	2	2	2	8
Residue, Swab	2	2	2	26
Concentrate	-	-	-	-
Tank Mix	-	-	-	-
Proficiency Test	-	-	-	-
Hemp	27	27	27	7

Average Residue Turnaround  
Time: 65 days

Average Formulation  
Turnaround Time: -- days

Average Hemp Turnaround  
Time: 7 days

Totals		
# of Samples	# of Tests	# of Determinations
73	103	331

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

The following is a workload summary for the Oklahoma Bureau of Standards from June 1<sup>st</sup> through June 30<sup>th</sup>.

The Bureau generated a revenue of \$4,062.00 during the month of June 2025. The primary source of income came from the Oklahoma Corporation Commission (OCC). Annually, the Bureau provides volumetric calibrations on OCC's five gallon test measures and 50-gallon provers.

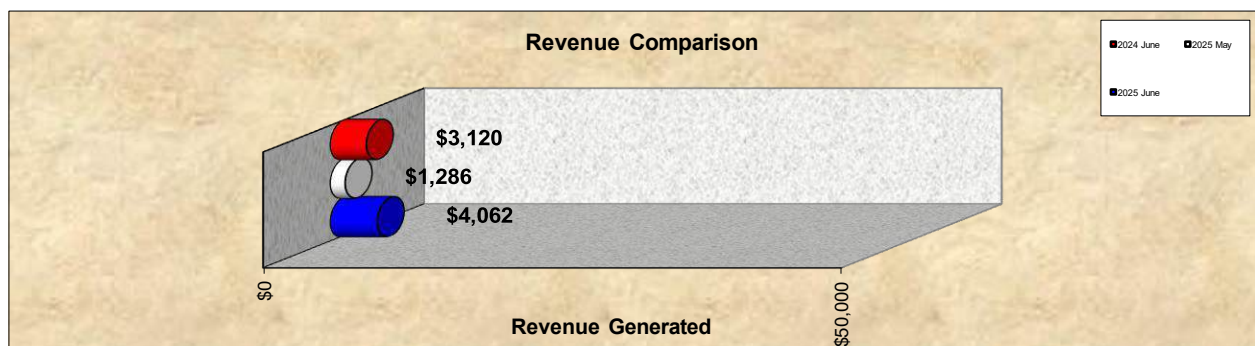


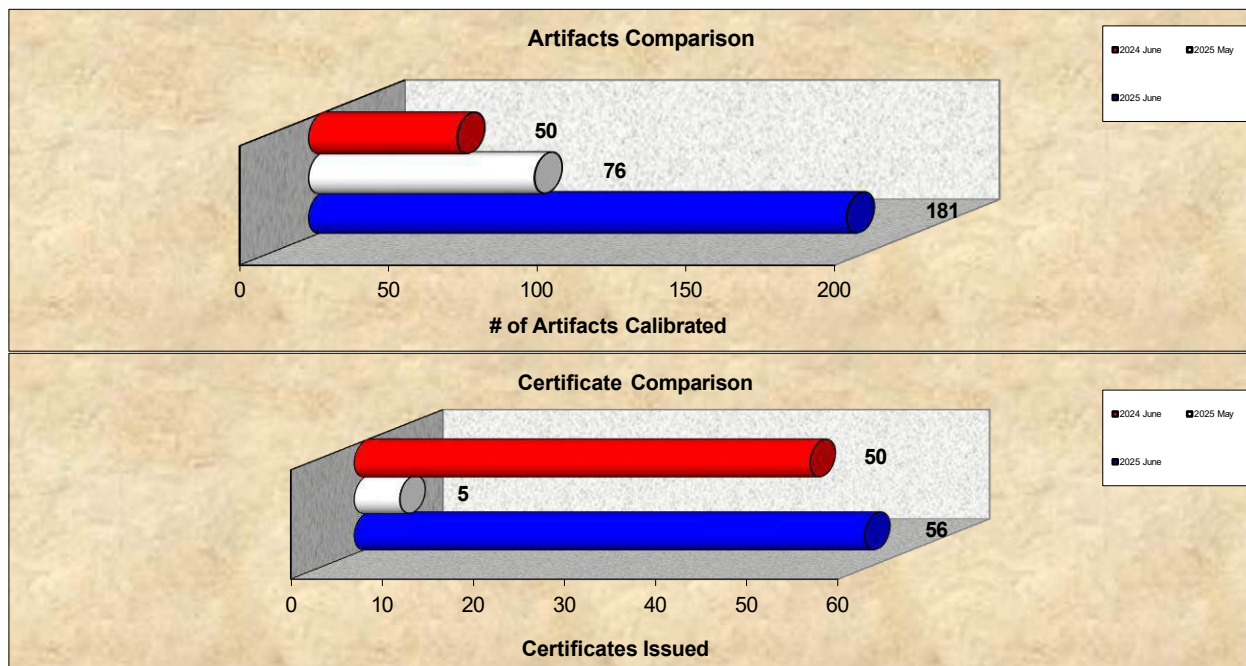


Pictured above: This is one of the 50-gallon provers that the Bureau calibrated for OCC, as well as multiple 5-gallon test measures.

Month	#	Fees	% of Fees	# Standards	% of Standards
Out-of-State Customers	0	\$0.00	0.00%	0	0.00%
In-State Customers	3	\$4,062.00	100.00%	181	100.00%
Totals	3	\$4,062.00	100.00%	181	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 July 1<sup>st</sup> through July 31<sup>st</sup>.

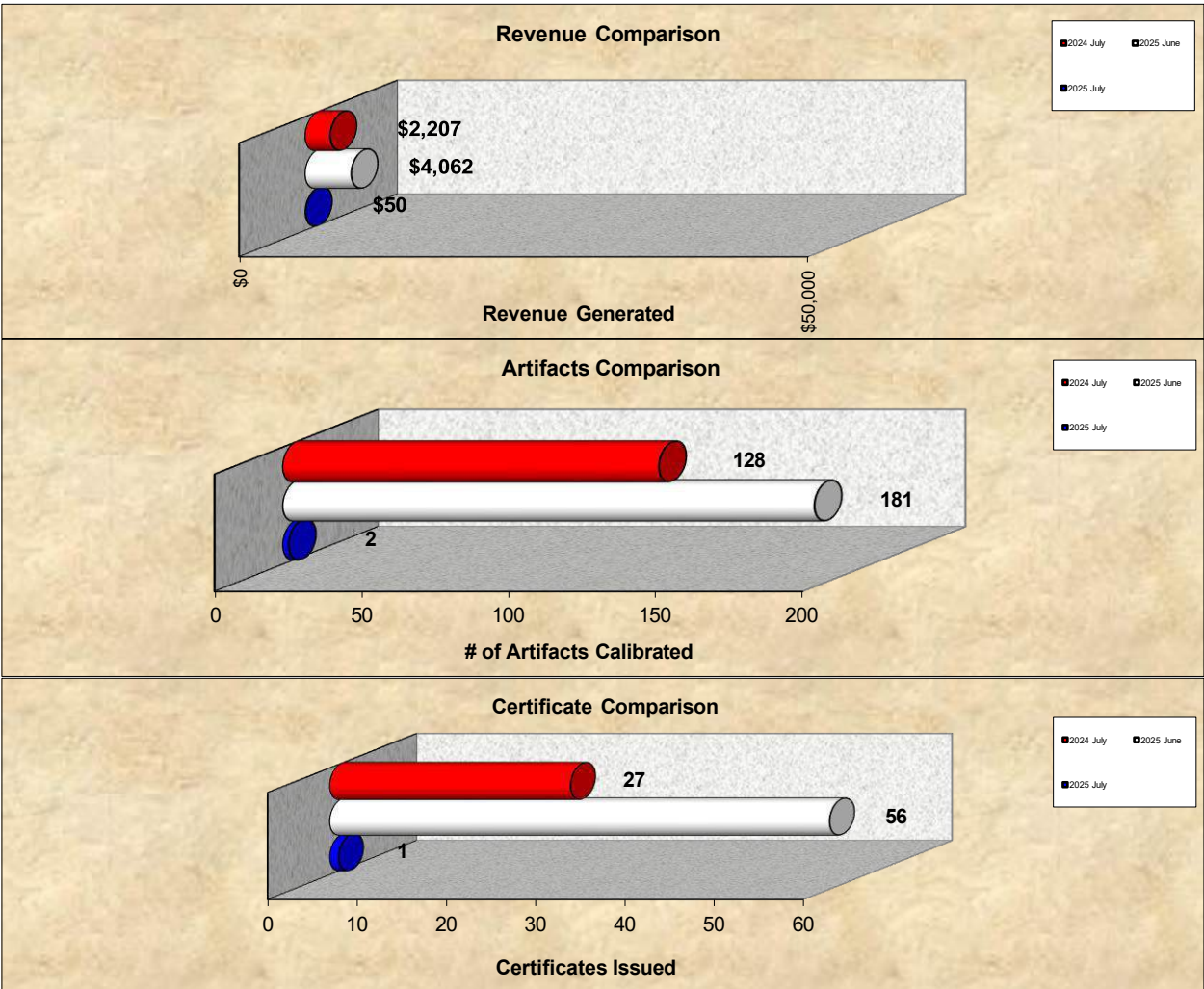
The Bureau generated a revenue of \$50.00 during the month of July 2025. The Bureau also has sent off a PTU environmental monitor for calibration to Vaisala. This will help ensure that the Bureau's environmental data remains stable and reputable.



Pictured above: This is a PTU301 environmental monitor that is being calibrated by Vaisala. This device monitors pressure, temperature, and humidity.

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



Respectfully Submitted,

Brian McDowell  
Laboratory Director  
Laboratory Services Division

**BOARD REPORT**  
**AGRICULTURAL LABORATORY SERVICES**  
**JUNE 2025 ACTIVITIES**

FEED SAMPLES	54
FEED DETERMINATIONS	258
POSSIBLE VIOLATIONS	12
 FERTILIZER SAMPLES	 46
FERTILIZER DETERMINATIONS	117
POSSIBLE VIOLATIONS	16
 LIME SAMPLES	 6
LIME DETERMINATIONS	38
POSSIBLE VIOLATIONS	2
 PESTICIDE SAMPLES	 37
PESTICIDE DETERMINATIONS	273
POSSIBLE VIOLATIONS	0
 MEAT SAMPLES	 0
MEAT DETERMINATIONS	0
VIOLATIONS	0
 INORGANIC LAB SAMPLES	 197
DETERMINATIONS	1287
 SEED SAMPLES	 100
SEED DETERMINATIONS	111
POSSIBLE VIOLATIONS	1
 BUREAU OF STANDARDS CERTIFICATES	 56
NUMBER OF STANDARDS CALIBRATED	181
FEE CHARGES	\$4,062.00
 DAIRY SAMPLES	 425
DAIRY DETERMINATIONS	781
POSSIBLE VIOLATIONS	17
 <b>TOTAL SAMPLES</b>	 <b>921</b>
<b>TOTAL DETERMINATIONS</b>	<b>3046</b>
<b>TOTAL POSSIBLE VIOLATIONS</b>	<b>48</b>

**BOARD REPORT**  
**AGRICULTURAL LABORATORY SERVICES**  
**JULY 2025 ACTIVITIES**

FEED SAMPLES	179
FEED DETERMINATIONS	426
POSSIBLE VIOLATIONS	31
 FERTILIZER SAMPLES	 46
FERTILIZER DETERMINATIONS	206
POSSIBLE VIOLATIONS	33
 LIME SAMPLES	 11
LIME DETERMINATIONS	66
POSSIBLE VIOLATIONS	2
 PESTICIDE SAMPLES	 73
PESTICIDE DETERMINATIONS	331
POSSIBLE VIOLATIONS	0
 MEAT SAMPLES	 0
MEAT DETERMINATIONS	0
VIOLATIONS	0
 INORGANIC LAB SAMPLES	 188
DETERMINATIONS	1277
 SEED SAMPLES	 160
SEED DETERMINATIONS	294
POSSIBLE VIOLATIONS	0
 BUREAU OF STANDARDS CERTIFICATES	 1
NUMBER OF STANDARDS CALIBRATED	2
FEE CHARGES	\$50.00
 DAIRY SAMPLES	 280
DAIRY DETERMINATIONS	572
POSSIBLE VIOLATIONS	22
 <b>TOTAL SAMPLES</b>	 <b>938</b>
<b>TOTAL DETERMINATIONS</b>	<b>3174</b>
<b>TOTAL POSSIBLE VIOLATIONS</b>	<b>88</b>



## **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.*

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### **FIRE MANAGEMENT**

#### **Executive Summary – Drew Daily**

##### ***Wildland Fire Management Executive Summary***

Growing season rainfall totals (March 1-August 6) continue to register more than 100% normal rainfall given the very wet May and June while the 30-Day Percent reveals pockets of building dryness heading into late summer. That early growing season rainfall prompted vigorous herbaceous growth that will translate to areas of well-above normal fuel loading for areas where grazing and haying do not occur contributing the increased likelihood for problematic to extreme fire behavior as the transition to seasonal dormancy begins.

Live fuel moisture moderates both fuel receptiveness and fire behavior during the growing season. Provided that the frequency of wetting rainfall supports maintaining live fuel moisture, both wildfire occurrence and resistance to control are held in check. Conversely, prolonged absence of wetting rainfall drives the inverse resulting in both an increase in wildfires and enhanced suppression difficulty. It is worthwhile noting that a combination of environmental factors contributes to fire behavior. Alignment and significance of alignment in these factors guide wildfire danger and can be loosely gauged monitoring the following environmental trigger points:

- Greater than 10 days separated from wetting rainfall.
- Consecutive days with temperature +10° above normal.
- Overnight relative humidity recovery less than 60%.
- Afternoon relative humidity values less than 25% east, 20% central/western and 15% Panhandle/northwest.
- KBDI values greater than 400 (Keetch-Byram Drought Index measuring reflecting upper-level soil moisture).
- Rapidly decreasing Live Herbaceous Fuel Moisture.
- Sustained wind speed greater than 20 mph.

During July, OFS responded and/or supported 49 wildfires that burned 598 acres. Additionally, OFS responded to and supported Caddo County fire departments and the Bureau of Indian Affairs with a wildfire south of Fort Cobb in late July. One week into August, OFS responded to 10 wildfires burning 52.4 acres and fire departments have reported 5 wildfires burning 107.7 Acres. Overall, there was a slight uptick in wildfire activity with probability of successful initial attack remaining very good.

At the time of the writing of this report, OFS had the following resources mobilized supporting incidents outside of Oklahoma:



- Montana: 1 Incident Commander Type 3 and 1 Safety Officer-Complex
- Washington: 1 Dozer Operator, 1 Initial Attack Dozer Operator, 2 Task Force Leaders and 1 Ground Support Unit Leader
- Arizona: 1 Safety Officer Complex
- Louisiana: 1 Type 6 Engine w/3 personnel

### **Fire Environment Outlook**

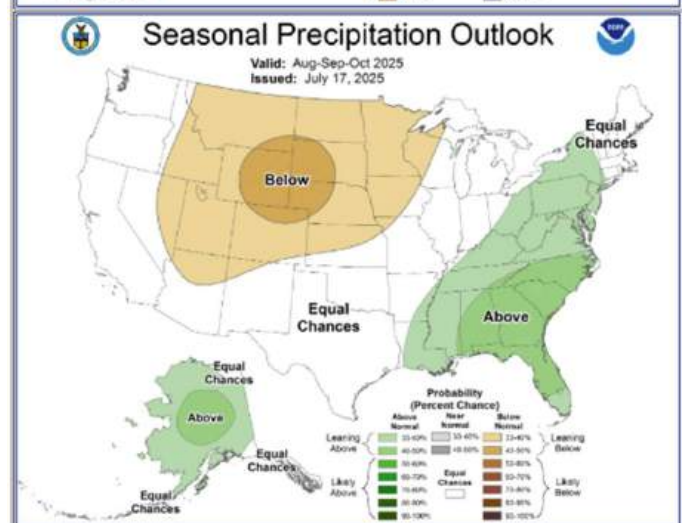
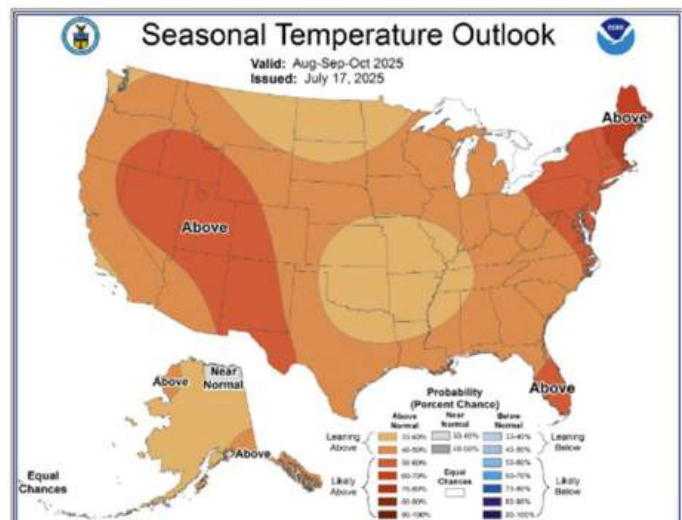
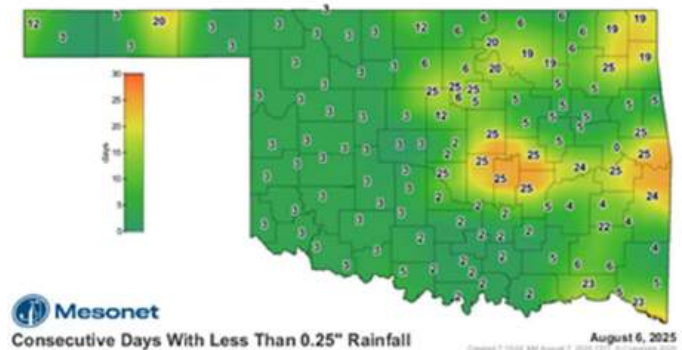
Ample rainfall in May and June, coupled with many locations receiving recurrent rainfall through July, encouraged vigorous herbaceous growth across most of Oklahoma. Entering August, those previous rains were followed up with another round of solidly wetting rainfall, boosting live fuel moisture and reducing overall fire danger to some extent. There are a handful of pockets in Oklahoma where dry conditions are beginning to emerge and are easily identified with Mesonet's Days Since 0.25" Rainfall map (right).

Fire danger is currently expected to remain moderate, bumping the high category occasionally when alignment in the environmental triggers identified in the Executive Summary occur. Expect to observe daily variation in fire danger coupled with increasing concern if the above normal temperatures continue in the absence of wetting rainfall.

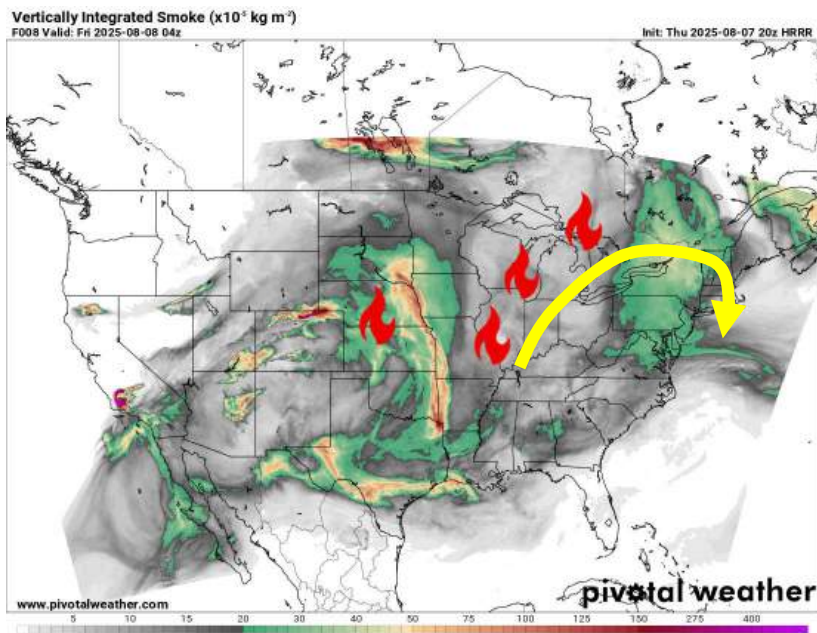
The Seasonal Temperature and Precipitation Outlooks (right) continue to lean toward above normal temperatures on average while the rainfall guidance remains a bit more challenging to decipher.

The statewide average rainfall for the month of August is 2.90". Many locations in the south-central and western regions have received 0.5"-1+" so far this month while amounts vary widely in the north-central and eastern half of the state ranging from nil to an area of 4.23" in LeFlore County. Again, separation from wetting rainfall coupled with above normal temperature supporting enhanced rates of evapotranspiration will lead to increasing fuels availability.

If you have noticed the red sunrises and sunsets lately, those are largely attributed to smoke from wildfires occurring to the west and northwest of Oklahoma as the smoke circulates around the high-pressure system ('heat dome') that is centered in New Mexico currently. As the smoke circulates around the high pressure it is depositing in Oklahoma increasing particulate matter in the air yielding red sunrises and sunsets.







### OFS Wildland Fire Research

While OFS does not specifically have either a predictive services or research arm within the agency, we do make considerable investment in these areas to inform incident responders and public situation awareness, to leverage science and technology within our capacity to advance cutting edge predictive services and to effectively warn incident responders and the public when a wildfire occurs that presents a Particularly Dangerous Situation. In fact, the Integrated Warning Team / Fire Warnings that were innovated here in Oklahoma in a partnership between OFS and the National Weather Service are being evaluated for potential implementation nationwide.

The most recent peer-reviewed publication titled “Dry Return Flow: A Critical Fire Weather Pattern on the Southern Great Plains” (July 2025; Lindley, Daily, et. al.) identifies the weather factors, fuel conditions and ambient fire environment contributors that have led to some of the most impactful wildfire events on the southern Plains, specifically Oklahoma. This work, published in the Journal of Operational Meteorology, equips meteorologists and agency fire planners with the knowledge to recognize those fire environment contributors that result in a high volume of wildfires occurring that strain response efforts. Somewhat unique to this partnered approach is the focus on research that directly correlates to operations that builds preparedness guiding more efficient response when wildfires do occur and enhanced prevention messaging in advance of the threat. One of the proposed, partnered communication graphics that is being considered is below.



### **Dry Return Flow: A Critical Fire Weather Pattern on the Southern Great Plains**

T. TODD LINDLEY,\* BARRY R. BOWERS,\* BENJAMIN J. HATCHETT,\* DOUGLAS A. SPEHEGER,\* PHILLIP J. WARE,\* BRANDON L. TOMERLIN,\* DREW C. DAILY,\* GREGORY P. MURDOCH,\* CHRISTOPHER A. REDMOND,\* STEVEN R. COBB\*

\*NOAA/NWS, Weather Forecast Office, Norman, Oklahoma

+NOAA/NWS, Weather Forecast Office, Indianapolis, Indiana

#Cooperative Institute for Research in the Atmosphere/Colorado State University, Fort Collins, Colorado

\*NOAA Global Systems Laboratory, Boulder, Colorado

~Texas Tech University, Lubbock, Texas

>Oklahoma Forestry Services, Oklahoma City, Oklahoma

& Texas A&M Forest Service, Mineral Wells, Texas

%Kansas State University, Manhattan, Kansas

@NOAA/NWS, Weather Forecast Office, Tulsa, Oklahoma

(Manuscript received 17 September 2024; review completed 18 December 2024)

## Changing Fire Conditions

Dry and Windy Conditions Will Create High Fire Danger Tomorrow

Good Burn Conditions Today...

...High Fire Danger Tomorrow

**Weather Summary:**

Dry and breezy conditions today will transition to drier and much windier conditions tomorrow. This will lead to an environment that is highly favorable for rapidly spreading wildfires.

### Potential Impacts

**When**  
[\*\*Edit D]

**Potential**

- Unextinguished fires could reignite and become uncontrollable as weather conditions rapidly change.

**What to Do**

- Fully extinguish and contain any fires (north side) before tomorrow.
- Avoid activities that could lead to additional fire start or spread.

Forecast issued: [\*\*Edit Time] Date \*\*]

**More info at:**  
[weather.gov/norman](https://weather.gov/norman)  
[ag.ok.gov/divisions/forestry-services](https://ag.ok.gov/divisions/forestry-services)

[https://nwas.org/wp-content/uploads/2025/07/Figure1\\_Template.pptx](https://nwas.org/wp-content/uploads/2025/07/Figure1_Template.pptx)

### **Hazardous Fuels Mitigation Program – Aaron Williams**

- State Fire Capacity Mitigation Grant FY23, the Tinker Project, has been completed and closed out with the USFS.
- Mitigation crews will begin moving equipment to the Tulsa area for work at the Gilcrease Museum project in early September. Mechanical treatments on the project will begin the first week of October.

### **Community Fire Assistance Program – Tammy Carter**

- FFP Update: One structural fire truck was placed with a certified fire department in Oklahoma.
- FEPP Update: 4 pieces of equipment were returned to the Community Fire Assistance Yard in Goldsby to be processed for online GSA sales. 15 trucks are currently in the on-line sales cycle process.
- Operational Grants (FY26 \$8,414,550.00): There was a total of 827 certified Fire Departments to receive the operational grant. The first installment of the Operational Grants has been processed and the individual payment of \$10,174.78 is to be deposited in August via EFT. Qualifying fire departments can use these funds for things such as equipment maintenance, insurance premiums and training.
- 80/20 Grants (FY26 \$2,000,000.00): The application process opened in March and ran through May 1st. Those departments awarded grants can use the funding for fire station construction and fire equipment purchase. FY26 grant caps for building purposes has been raised to \$75,000.00 and \$30,000.00 on purchasing equipment.
- Equipment Replacement Grant: The first installment of this grant that was awarded to 127 departments has been processed and the first payment was deposited in August via EFT.
- Training: None from the Community Fire Standpoint.

### **Community Wildfire Defense Grant (CWDG) Program – Eric Ashlock/Erin Brazel**

- Progress across multiple regions continues under the CWDG program, with new hires, contractor engagements, and ongoing coordination taking place throughout Oklahoma.
- We are currently awaiting the preliminary results of Round 3 applications expected mid-August, and new outreach efforts are underway in additional communities. The application period closed on March 12, 2025, and Oklahoma submitted seven grants for Round 3.

### **Key Updates**

- |                            |  |
|----------------------------|--|
| • <i>City of McAlester</i> | Contractor hired to begin work on their CWDG-funded project  |
| • <i>Tulsa County</i>      | New employee hired to develop county wide CWPP   |
| • <i>Comanche County</i>   | Contract signed and awaiting bid for contractor to develop county wide CWPP  |
| • <i>OFS</i>               | New engagement underway with Stillwater, Edmond, Mannford, and the Nature Conservancy of Oklahoma for future CWDG projects |

## **FOREST MANAGEMENT**

### **Forest Health Program – Dieter Rudolph**

- Oklahoma hosted the 64th Annual Southern Forest Health Work Conference (SFHWC), July 15<sup>th</sup> through the 17<sup>th</sup>, in Tulsa. In the long history of SFHWC, this is the first time it has ever been in Oklahoma.
  - Dieter nominated Oklahoma as the host state for 2025 at the 62nd Annual meeting and acted as the Local Arrangements and Logistics contact for the meeting.
  - This conference focused on forest health issues across the southern region, welcoming around 80 professionals and grad students in the fields of forestry, forest entomology, and forest pathology.
  - Additionally, Dieter presented on Oklahoma Forestry Services focus on increasing outreach in rural areas, organized and presented at the field trip at Turkey Mountain Urban Wilderness Area, and gave the SGSF Forest Health Committee State Update.
- Since early June Dieter has worked with Chloe-Bennett-Steele, an Environment and Science Reporter with StateImpact Oklahoma, on the topic of emerald ash borer and the release of parasitic wasps as a biocontrol for the invasive pest. The final product, an article and radio segment, was released in July. (QR code to the article to the right)
- Oklahoma Forestry Services is developing new invasive species programs utilizing Bipartisan Infrastructure Legislation funding. These new projects will be developed and implemented over the next five years. They include:
  - Increasing capacity for remote sensing by collecting imagery over Musket Mountain to track changes in forest health over time to better create active management plans.
  - Increasing OFS capacity to increase outreach in rural Oklahoma, focusing on building partnerships with smaller communities across the state.
  - Creating a “toolshed” at each office, supplying invasive species and forest management tools to be checked out by landowners to implement the practices prescribed in their forest management plans.
- Oklahoma Forestry Services is now accepting applications for landowners to participate in the Oklahoma Forest Landowner Financial Assistance Program, a cost-share program focused on funding forest management practices to improve forest resiliency, increase timber production, increase acres of forest, and decrease the risk of catastrophic wildfires. This funding totals \$3 million and is provided through the US Forest Service and the Inflation Reduction Act.



### **Urban & Community Forestry Program – Riley Coy/Elizabeth Bland-Corbishley**



- July 3<sup>rd</sup> - Urban Forestry Coordinator Riley Coy pruned the Survivor Tree at the Oklahoma City National Memorial to remove lower limbs from visitor's reach.
- July 8<sup>th</sup> - Urban and Community Partnership Coordinator Elizabeth Bland-Corbishley attended the "Bug-Out" Training put on by Forest Health Specialist Dieter Rudolph at Lake Murray. This training is to get foresters familiar with what Emerald Ash Borer damage looks like in person.



- July 9<sup>th</sup> - Riley and Elizabeth met with the Black Heritage Tree Project folks in Tulsa to scout for historic witness trees in the Greenwood District.



- July 21<sup>st</sup> - Riley met with arborists at the Oklahoma City National Memorial and Museum to spray a yellow loblolly pine with Iron to see if it greens up. (Purely experimental)





- July 21st - The Urban and Community Forestry team opened the Urban and Community Forestry Match-Waived Grant for the second round of applications. Communities and non-profits can apply for up to \$50,000 to help communities that suffer from low tree canopy benefits. The grant application window closes on August 29th at 5:00pm.
- July 23rd - Urban Forestry Coordinator Riley Coy met with the Oklahoma City planners to help rewrite the parking lot codes which will dramatically decrease concrete coverage throughout the city and add low maintenance, native trees and green spaces to help absorb storm water and decrease summer heat radiation. With more people commuting and teleworking, the mandated parking spaces for new commercial construction requirements are antiquated and harmful to bigger cities.
- July 28<sup>th</sup> - Elizabeth visited NSU in Tahlequah to check the status of trees planted on campus through the U&CF grant. The trees all look healthy and have grown quite a bit due to the spring rainfall.





- July 31<sup>st</sup> - Riley met with arborists at the Oklahoma City National Memorial and Museum to treat trees slated for transplanting with Paclobutrazol. This treatment prepares the roots for the stresses of transplanting prior to the construction project that will ultimately require removal/transplanting.



#### **Forest Inventory and Analysis (FIA) Program – Josh Bradley**

- FIA continued to collect forest health, timber volume, and wildfire fuel data across the state. Plots were remeasured in Pawnee, Payne, Creek, Osage, Seminole, Pottawatomie, Love, Carter, Mayes and other counties. Remeasurement of these plots, in partnership with the US Forest Service, provides highly accurate estimates of fuel types, biomass, seedling components, and woody encroachment area on a regional level.
- FIA took a break from field work the first week of July to assist the Forest Regeneration Center in planting ~300,000 containerized loblolly seedlings to support commercial forests in McCurtain County, Pushmataha County, Leflore County, and beyond.

#### **Forest Heritage Center (FHC) – Shalee Buzan**

- The monthly board meeting was held on July 4<sup>th</sup> for the FHC Advisory Board where we discussed the group camp two roof project for forestry camp and changing our bimonthly meetings to September.
- We also received additional grants this year. We will now have playground equipment that is forestry themed at the Forest Heritage Center to encourage play for our young visitors that will hopefully keep them grounded and in the museum longer.
- The FHC Board of Directors added Adentro Services to our Wi-Fi here in the museum. We are now collecting data on our customers that visit the FHC. Early data shows that our attendees stay anywhere from 1 to 2 hours but most stay for two hours on average. Our repeat attendees over a three-day period attended more than once.

#### **Forestry Education Program – Tony Pascall**



- July 7<sup>th</sup> - Education Coordinator Tony Pascall taught at the First Americans Museum Summer Camp. 30 students learned about forestry and did close analysis of the trees outside the museum to start to identify them.
- July 10<sup>th</sup> - Tony held a booth at the Ag in the Classroom summer conference in Oklahoma City. 200 educators learned about PLT and forestry education resources, and 20 also attended a workshop on PLT's "Trees & Me" curriculum on incorporating forestry into early childhood education.
- July 15<sup>th</sup> - Tony led two PLT workshops for Edmond Public Schools. 25 K-8 teachers now have access to hands-on forestry lessons that they can use in their own classrooms.
- July 22<sup>nd</sup> - Tony taught 20 students from the OKC YMCA during their "outdoor day" at Scissortail park. These 3-6 year olds learned about finding shapes in nature, and why plants are important as pollinators and as habitats.



- July 23<sup>rd</sup> - Tony taught 20 kids aged 2-9 about how trees grow at the First Luther daycare in Ponca City. These students went on a nature walk and learned about the importance of forests.
- July 23<sup>rd</sup> - Tony taught 10 high schoolers about careers in forestry at the 104<sup>th</sup> 4H-roundup in Stillwater. These students learned about careers at OFS, as well as industry and research careers in the forest sector.
- July 29<sup>th</sup> and 30<sup>th</sup> - Tony co-hosted the Project Learning Tree facilitator retreat. This was a celebration for the volunteers who help run PLT workshops all over the state, as well as ongoing training on best practices in facilitating workshops for adult learners. 13 volunteers joined us for the two-day retreat at Lake Murray State Park in Ardmore.
- We also awarded our first "Facilitator of the Year" award to Tammy Coffee at this event. Tammy has led multiple workshops over the past couple years, and is committed to helping teachers get students outdoors more!



**Forest Regeneration Center (FRC) and Forest Tree Improvement Center (FTIC) – Justin Jones**

- Justin Jones, Forest Regeneration Programs Manager, could hardly wait to be the first one to pull a newly acquired 15-foot Land Pride bat-wing mower through the loblolly pinecone production orchards located at the Forest Tree Improvement Center in Idabel.
  - With the help of Ol' faithful, a well-maintained 1976 John Deere 4230 tractor, consistent mowing and orchard floor preparation will not only support effective cone collection, but also promote a cleaner, safer, and more accessible orchard environment for all fall cultural practices.
  - By integrating equipment upkeep with timely field operations, this approach strengthens the foundation for successful seed harvest and long-term productivity of the orchard.
- Sand plum (*Prunus angustifolia*) fruit was harvested for the purpose of seed production, with the goal of continual growing of future 1-0 bareroot seedlings.
  - Due to limited staffing availability, a flailing collection method was employed to maximize fruit recovery across the 5-acre orchard site located at the FRC.
  - This method, while somewhat coarse and abusive to orchard trees, allowed for rapid collection over large areas with highly intensified manual labor within a short duration.
  - Amazing work for such a small staff; we collected >5,000 lbs. in 3-4 days while multi-tasking and completing other day-to-day tasks.
  - After harvest, the fruit will be processed to extract and clean the seeds, followed by drying and proper cold storage to maintain viability until sowing.
  - This effort lays the groundwork for expanding native seedling production, contributing to future restoration, conservation, and habitat enhancement efforts involving this important native species.
- Field preparations are currently underway in anticipation of next year's seedling planting.
  - The process begins with primary tillage using a turning plow, effectively turning over the soil to incorporate surface residue and disrupt weed growth.
  - This is immediately followed by chiseling to break up the subsurface hard pan, enhancing root penetration depth and improving the soil's moisture-holding capacity, both critical factors for successful establishment of bareroot seedlings.
  - As part of the preparation, soil samples will be collected to assess organic matter content and overall soil health. These results will inform a long-term soil amendment strategy, particularly with the planned application of wood mulch.







- The mulch, sourced from donated material generated through local utility right-of-way mulching, offers a sustainable, locally available option to increase organic content, suppress weeds, and moderate soil temperature



- Justin Jones and Randy Holeman recently conducted site survivability inspections with Dan Lewia, Forestry Consultant from Antlers, across several tracts that were planted during the past year.
- The inspected tracts, located north of Antlers and back towards Pine Creek Lake, lie on the edge of the native loblolly pine range and are known for their difficult soils and drought-prone conditions.
- Despite the challenging site conditions, the group observed exceptionally high seedling survival and vigorous growth thanks to high-quality seedling genetics, favorable weather conditions, and sound planting practices.
- These early results validate the strategic investment in improved loblolly pine genetics with superior grown seedlings from our Regeneration program.
- It also lays the foundation for landowners in this region to be positioned to benefit from successful reforestation and future timber production thanks to the efforts of the OFS's Forest Regeneration Program.

## **Water Quality – Aaron Black**

### ***Best Management Practices (BPMs)***

- A total of six completed logging tracts and one ongoing tract have been surveyed for BMP implementation, all on industry lands. A combined total of over 1800 acres has been inspected with an average score above 90% implementation.
- Inspections were conducted in Pushmataha County.
- Stream Side Management Zones have been at 100% implementation and no risk to water quality has been identified at this time.
- Drier conditions have resulted in more tract access and high scores in all areas.

### ***Education and Training***

- One individual private landowner site visit in Oklahoma County was consulted on severe erosion issues and options for mature tree protection and stream bank armoring.
- Efforts are currently underway to try and obtain funds and responsibilities for potential repairs and mitigation.
- A commissioner's office site visit was made to inspect streamside erosion issues and help develop mitigation efforts through tree planting and riparian exclusionary fencing on an adjoining school and private tract.

*Example of failed outfall causing upstream erosion*



- A total of one BMP/ Erosion complaint was addressed and confirmed to be outside the scope of forestry BMPs and was directed to the appropriate agency.
- The OFS Water Quality program was presented to the OSU Agricultural Extension “Morning Coffee” discussion where BMPs and erosion mitigation tactics were covered as well as all service that could be provided to the public and private sectors.

## **EASTERN OKLAHOMA REGIONS**

### **NE Area Highlights – Kaley Helton/Craig Longshore**

#### ***Forest Protection***

- The Northeast Area had one fire in the protection area for 12 acres.
- Wildland personal protective equipment has started being delivered to those eligible volunteer firefighters that attended the S-130/190 training held in Bartlesville.

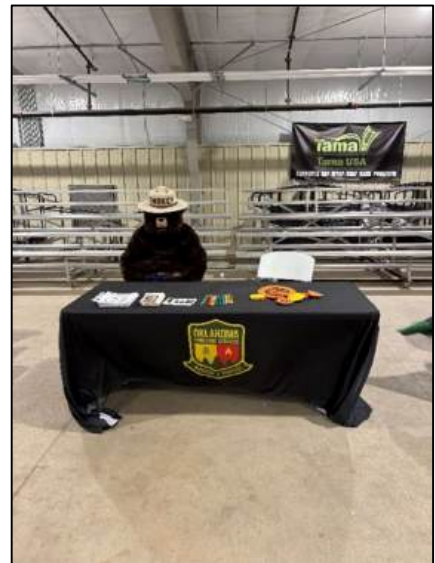
NE Area Personnel on Fire Assignments:

Tony Hadley – New Mexico and Washington, Task Force Leader

Cole Hix – Alaska, Task Force Leader

Joe Leak – Alaska and Oregon, Safety Office and Division Supervisor

- The Tahlequah Office hosted an Area meeting on July 31st. This meeting included discussions of saw chaps and work to rest guidelines.
- Cole Hix and Dustin Ryals attended a back-to-school event held at the Cherokee County fairgrounds. They set up a booth and spoke with adults and kids about fire prevention. Smokey Bear made an appearance at the event as well.



#### ***Forest Management/Programs***

- Harris Groberg met with four landowners to discuss tree health problems that needed addressed.
- Harris amended a forest management plan for one landowner in Delaware County and gave advice for timber harvesting.
- Craig Longshore met with a landowner in Osage County to look for possible disease problems with their Oaks.
- Craig also helped landowners in Cherokee County with timber harvest information.
- Harris and Craig met with landowners near Bartlesville to look at trees and determine why they are having tree decline.

#### ***Administrative***

- Kaley Helton joined the Fire Management Assistance Grant team to help submit FY24 & FY25 FMAG invoices to FEMA for reimbursement.

### ***Ongoing Issues & Upcoming***

- Adair County S-130/190 8/8-10/2025
- Smokey Event – Sequoyah State Park, August 9th
- Smokey Event- Muskogee Nation 9/13/25
- Smokey Event- Braggs Schools 10/6/25
- CPO Training- Chouteau GRDA 8/21/25

### **EC Area Highlights – Eve Hawkins/Caleb Fields**

#### ***Forest Protection***

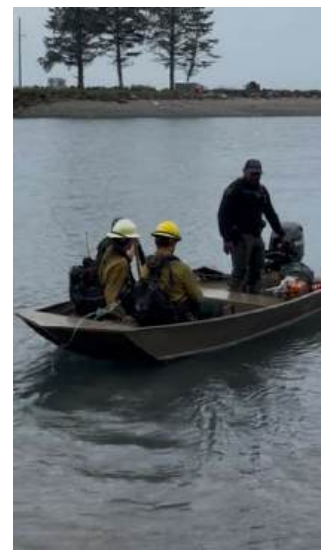
- EC has suppressed one fire within the EC protection area on a total of 0.1 acres.
- EC responded to one false alarm.
- As temperatures rise and rainfall amounts decrease, EC rangers prepare for an uptick in wildfire response.
- Many of the late summer wildfires that rangers respond to can be ignited by heavy equipment operations from hay baling, brush-hogging, land clearing, and logging activities.
- During the month of July, two EC rangers restaffed the T6 engine in Gasquet, California on a federal fire assignment for an additional two weeks.



- Four EC rangers also staffed an OFS dozer for a total of 35 days near Luna, NM. The first two weeks consisted of initial attack response, and the remaining days were spent on the Goose Fire near Silver City, NM.



- East Central currently has two rangers in Washington state on a 2-week fire assignment with one serving as a Task Force Leader near Forks, WA and the other ranger serving as a Initial Attack Dozer Operator near Clarkston, WA.



### ***Hazardous Fuels Mitigation***

- District Forester Eddie Woods completed two prescribed burn plans covering 1,252 acres.
- EC Area is waiting to hear from ODOT and Kiamichi Electric regarding a right-of-way clearing project on the powerline that feeds service to the Sycamore Tower on top of Winding Stair Mountain where one of OFS' radio repeaters is located.

### ***Forest Management***

- District Forester Eddie Woods prepared one Forest Stewardship plan on a property totaling 45 acres and visited two separate properties for sick tree assessments.
- EC Rangers traveled to Goldsby on two separate days to assist Forest Regeneration Center personnel with potting containerized tree seedlings.
- Forester Brandon Faulkenberry conducted site visits to inspect site prep work for tree planting on one tract totaling 42 acres and coordinated with aerial spraying contractor to conduct site prep spraying.
- He also visited with the US Fish and Wildlife partner's representative concerning cost-share assistance for private landowners.



### ***Information / Education***

- EC Foresters Eddie Woods and Caleb Fields attended the Survivor Tree Seedling planting at McAlester High School. The Survivor Tree seedling was planted by McAlester FFA students and attended by McAlester city officials and local news outlets.
- Eddie Woods also met with the Panola school 4-H students to assist with leaf collections for the Latimer county fair.
- Talihina Rangers and Forester conducted a Smokey Bear program at the LeFlore County Coalition for Healthy Living event in Poteau with approximately 250 kids rotating through.



### ***Equipment update***

- Wilburton rangers installed new track pads on one firefighting dozer.
- EC also received two new T6 engines. One is assigned to the Talihina Unit, and the other is assigned to the McCurtain Unit.



### ***Safety / Training***

- New employee Blake Hadley completed ROHVA/UTV safety training this past month.

- Rangers Jake Keen, Ry Johnson, Bobby Eubanks, and Steven Donnelly completed their Incident Commander Type 4 (ICT4) position task books to become qualified as Forest Ranger IIs. On a wildfire incident, the ICT4 develops strategies and oversees the implementation of tactics, while providing for the safety of the public and all personnel assigned to the incident.
- Forest Ranger Clayton Hurst will be assisting SE Forest Ranger Bob Cook in conducting a Heavy Equipment Operations course at Lawton in the latter part of August.



#### ***Ongoing Issues:***

- With the Talihina Forester I vacancy remaining in East Central the goal will be to post and fill that position during FY2026 if approved.

#### **SE Area Highlights – Brock Hill/Tama Lester**

##### ***Forest Protection***

- In the SE Protection Area, there were 20 fires for 51.6 acres during July.
- Pat Wayman and Bradley Walker reported to Montana for fire assignments; Bryden Walker reported to Washington for a fire assignment; Brock Marble reported to Washington for a fire assignment; Steve Painter reported to California for a fire assignment.
- SE Area received a new John Deere dozer for the Cloudy unit in July.

##### ***Forest Management/Programs***

- Will Phiher had 12 landowner contacts.
- Tyler Hyatt had nine landowner contacts with various landowners to plan and conduct site visits for timber management and prescribed burns.

- Jacob Lewis had 8 landowner contacts with various landowners to plan and conduct site visits for timber management, health and prescribed burns.
- Will Phifer wrote two Forest Stewardship plans in McCurtain County, 40 acres and 160 acres.

### ***Safety/Training***

- Pat Wayman held a safety meeting for Antlers: Heat Exhaustion was discussed.
- The Broken Bow safety meeting topic was chainsaw chap's inspections and general chainsaw use.
- Tony Macon facilitated the S290 class, Intermediate Wildland Fire Behavior, at the SE Area office. Participants included were Forest Rangers Anthony Williams, Blayne Hardaway, Woodrow Wilson, and Justin Grimmett.

### ***Employee Recognition/Other***

- Sonny Johnson attended the Fire Chiefs meeting in McCurtain County in July.
- Tony Macon attended the Fire Chiefs meeting in Pushmataha County in July.

### ***Upcoming Events/Activities***

- Southern Pine Beetle tree thinning – Southern McCurtain County = 230 acres
- Site Preparation: Ripping
- Cross Boundaries prescribed burns



*New John Deere dozer for Cloudy Unit E-186 July 2025.*





## CONSUMER PROTECTION SERVICES DIVISION

### AUGUST 27, 2025, BOARD MEETING REPORT FOR JULY 2025

#### PESTICIDE SECTION

##### Pesticide Registration Activity

##### Pesticide Registration Activity

Pesticide registrations from June 1<sup>st</sup> to July 31<sup>st</sup> in 2025 are presented in the following chart. A total of 3802 products were registered, of the products registered 3580 were renewals and 222 were new. There were 245 products cancelled.



##### Pesticide Samples

Pesticide samples taken June 1-July 31, 2025, are presented in the following chart. A total of 15 with 10 Residue, 1 Tank Mix, 2 Concentration, and 2 Documentary samples were taken.

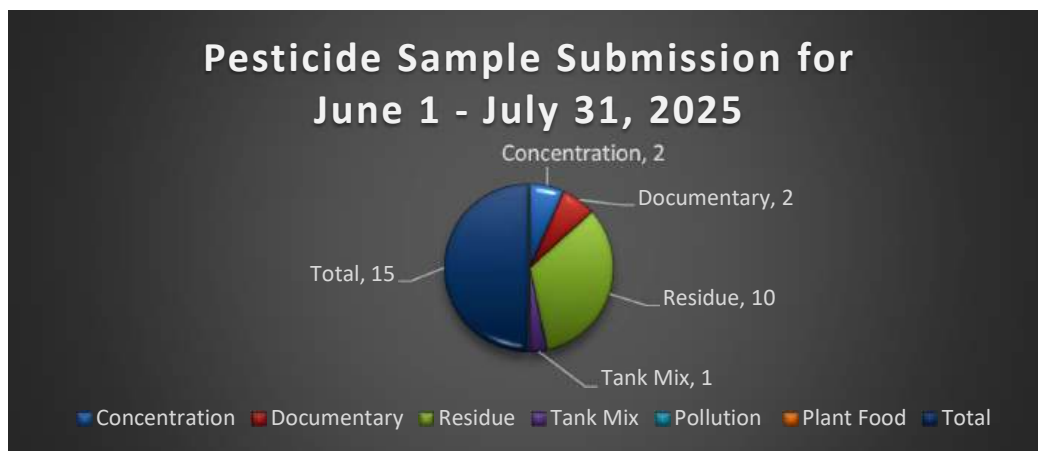




Table 1. Inspection Count for June - July 2025\*

Number of Inspections

Inspection Type	June	July	Two Month Total
CPS Investigation Form	16	20	36
Marketplace	14	27	41
Pesticide Applicator Facility	19	18	37
Pesticide Service Inspection	0	0	0
Restricted Use Pesticide Dealer	7	12	19
Container Containment Inspection	2	1	3
Producer Establishment	0	0	0
Use	35	21	56
Termite	1	0	1
Wood	0	0	0
Pre-treat	1	2	3
Drift Investigation	0	0	0
Pesticide Label	75	76	151
Worker Protection	6	0	6
Total	176	177	353

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

Along with the above inspections CPS pesticide inspectors also took 5 nonagricultural use samples, 8 agricultural use samples, and 2 producer establishment samples for a total of 15 samples.

### Pesticide Complaints

PESTICIDE COMPLAINTS	May 16, 2025 – June 30, 2025			
	RECEIVED	CLOSED	WARNINGS ISSUED	NO ACTION
CONSUMER GENERATED:	23	2	5	2
MUSK THISTLE:	5	0	0	0
PMR CASES:	9	2	9	2
CASES REFERRED TO OGC:	14			

## ENVIRONMENTAL RESOURCE AND HORTICULTURE SECTION

### *Plant Protection Program*

### Phytosanitary Certificates

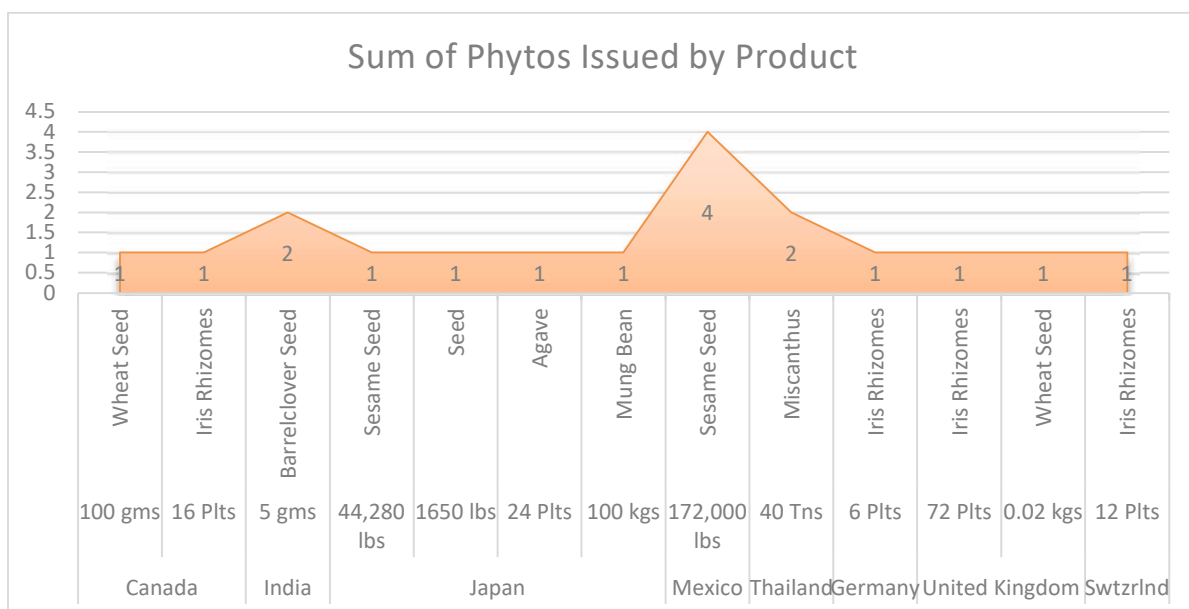
Federal phytosanitary certificates Issued from July 2025

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

9 Federal phytosanitary certificates issued @ \$106.00 each

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

8 Federal phytosanitary Certificates issued @ \$61.00 each



## State

State phytosanitary certificates Issued from July 2025.  
46 phytosanitary certificates for 1880 plants.



## *Hemp*

There are currently 82 hemp growers, 39 hemp processors/handlers, 249,679 licensed sq ft, and 3105 licensed acres.

## National Plant Board Meeting

Kenny Naylor, CPS Division Director, attended the National Plant Board meeting in Honolulu, HI. The annual meeting is an opportunity for the states, USDA, and Custom and Border Protection to meet to discuss plant protection issues and concerns. There were 31 states attending the meeting and the following items were some of the topics that were covered. Invasive pest response was one of the main topics of discussion specifically looking at how the islands protect themselves and the continental US from invasive pests entering the country. Discussions were also had regarding various state responses to new pest detections in the continental US. There was also discussion regarding the changes at the federal level and what states may need to do going forward with existing and new pests.

Kenny Naylor joined the National Plant Board as their incoming Secretary/Treasurer and will serve in that position for 2 years.



Figure 1: CBP demonstrating how they check luggage with dogs for prohibited materials.



Figure 2: A pineapple at Dole Plantation.

## **AGRICULTURE RESOURCE SECTION**

### Fertilizer Program

#### *Program Performance*

Below you will find the performance numbers for the fertilizer, agricultural lime, and soil amendment programs for the time-period July 1<sup>st</sup> through 31<sup>st</sup>, 2025.

Sample Type	Number	Deficiency Penalty/SS
Fertilizer	43	16
Lime	7	-

Investigation Type	Number
Letters of Warning or Deficiency	0
Dry Bulk Fertilizer Storage Facility	14
Liquid Bulk Fertilizer Storage Facility	7
NH <sub>3</sub> Nurse Tank Inspections	0
NH <sub>3</sub> Storage Tank Inspections	0

#### *Anhydrous Ammonia Safety Training*

On July 16th, Fertilizer Program Administrator, Joshua Maples, provided safety training to all anhydrous ammonia handlers. This training is a coordinated effort done by Triangle Insurance and the Consumer Protection Services Division of the Oklahoma Department of Agriculture, Food, & Forestry. The presentation and discussions cover general anhydrous ammonia safety and the regulatory requirements set forth in the Oklahoma Fertilizer Act & Rules.



Figure 3: NH<sub>3</sub> tank used for the safety training

## Feed Program

### *Program Performance*

During this reporting period there were a total of 81 official feed samples analyzed, with 402 feed determinations made from these samples. These determinations resulted in the issuance of 15 violations for feeds or feed ingredients that did not meet established tolerances based on their guaranteed analysis. Most of these violations were issued for products deficient in Crude Protein. Other violations include Potassium, Calcium, Vitamin A, Zinc, and Salt.

Ten stop sales orders were issued for feed products with severe deviations from their guaranteed analysis. Four stop sales were issued for products deficient in Vitamin A. Two stop sales were issued for products deficient in Crude Fat. Two stop sales were issued for products deficient in Calcium. One stop sale was issued for a product deficient in Salt. One stop sale was issued for a product that exceeded the max allowable for Crude Fiber.

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 June 2025 – July 2025**

Nutritional Guarantee	Number of Label Violations		
	July <sup>1</sup>	June <sup>2</sup>	Two Month Total
Crude Protein	7	2	9
Non-protein Nitrogen	0	0	0
Crude Fat	0	1	1
Crude Fiber	0	1	1
Calcium	2	1	3
Phosphorus	0	0	0
Salt	1	0	1
Magnesium	0	0	0
Potassium	2	0	2
Copper	0	0	0
Manganese	0	0	0
Iron	0	0	0
Zinc	1	0	1
Vitamin A	2	1	3
Methionine	0	0	0
<b>Total</b>	<b>15</b>	<b>6</b>	<b>21</b>

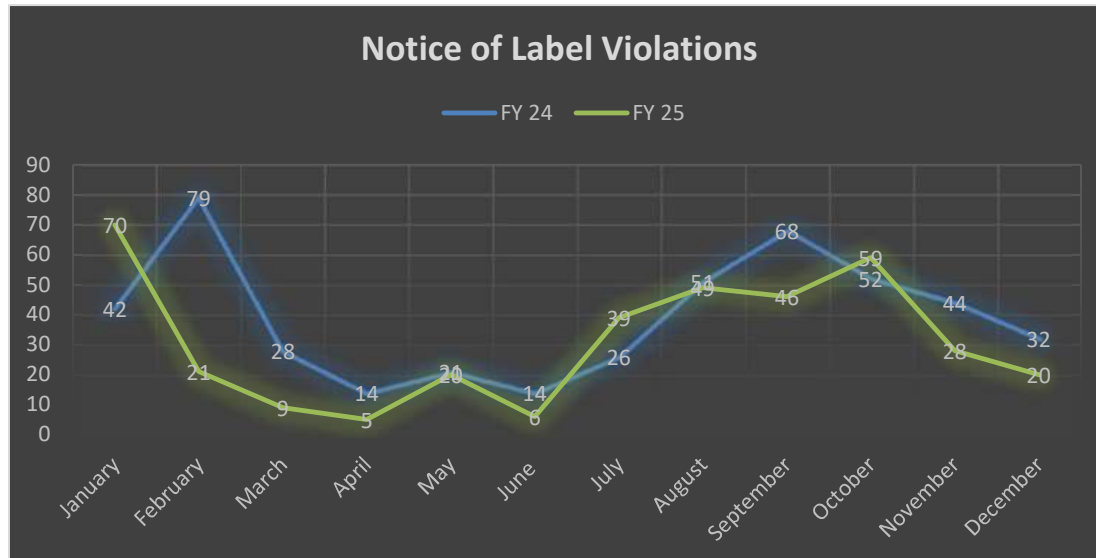
<sup>1</sup> 81 feed samples analyzed with 402 determinations; <sup>2</sup> 56 feed samples analyzed with 258 determinations

**Table 2. Feed Stop Sale Summary June 2025 – July 2025**

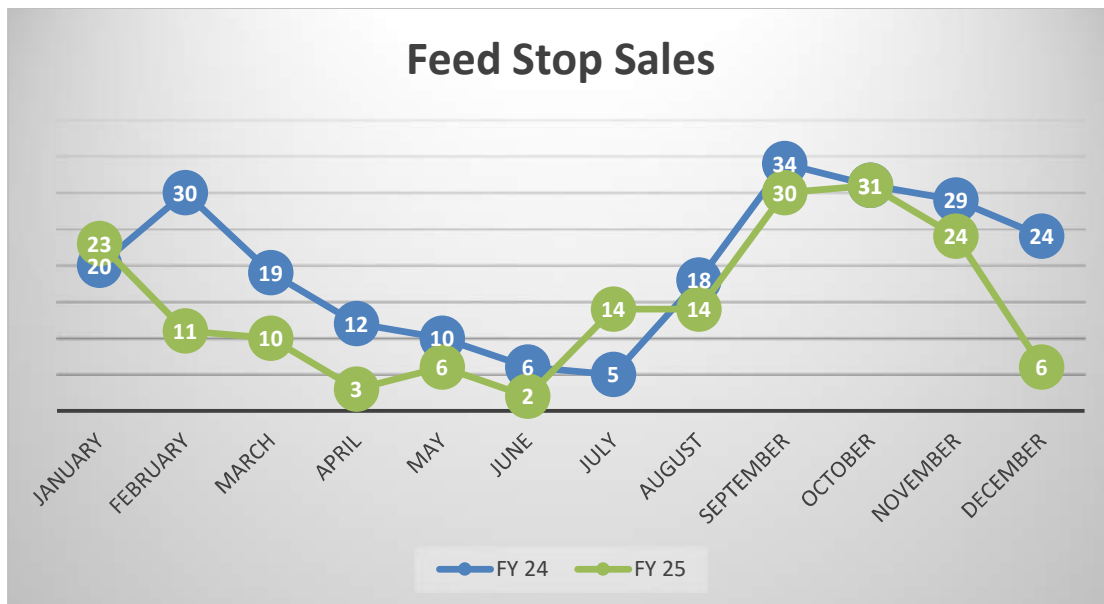
Nutritional Guarantee	Number of Stop Sales		
	July <sup>1</sup>	June <sup>2</sup>	Two Month Total
Crude Protein	0	0	0
Non-protein Nitrogen	0	0	0
Crude Fat	2	0	2
Crude Fiber	1	0	1
Calcium	2	0	2
Phosphorus	0	0	0
Salt	1	0	1
Manganese	0	0	0
Potassium	0	0	0
Copper	0	0	0
Zinc	0	0	0
Vitamin A	4	2	6
Medicated Feed	0	0	0
<b>Total</b>	<b>10</b>	<b>2</b>	<b>12</b>

<sup>1</sup> 81 feed samples analyzed with 402 determinations; <sup>2</sup> 56 feed samples analyzed with 258 determinations

The following graphs show a comparison of label violations and stop sale orders issued by the Department for feed products that did not meet their guaranteed analysis between fiscal year 2025 and fiscal year 2024.



FY 24 had ~2400 samples collect and FY 25 had ~1900 samples collected.



FY 24 had ~2400 samples collect and FY 25 had ~1900 samples collected.

### Weights & Measures Program

The large capacity scale technicians tested 129 Vehicle scales and 18 of the scales were rejected.

CPS Field Agents checked a total of 827 small scales and 25 platform scales, 11 of the scales were rejected. There were 18 random pack inspections and 45 standard pack inspections conducted. Additionally, 52 price verification inspections were conducted at various retailers that resulted in 4 companies receiving a letter of warning.

Four scale companies received a letter of warning for not properly servicing scales.

During FY25 our four COOL Inspectors conducted 45 Country of Origin Labeling inspections for the USDA.

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

Kenny M. Naylor



Oklahoma Department of Agriculture, Food and Forestry  
Animal Industry Services Board Report  
August 27, 2025  
Activities July 1, 2025 – July 31, 2025

**Animal Disease Traceability:**

During this time, we distributed 5,300 orange calfhood vaccination EID tags to veterinarians, and 10,400 official EID tags to veterinarians, livestock markets, and producers. We also distributed a laptop with market software to a livestock market veterinarian. They are using the software and appreciate the built-in features to assist with billing and CVI creation.

15 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.

AIS continues to work with Acclaim services through the transition planning for moving the information from USA Herds to the new Ag Enterprise platform. We are currently in the UAT phase after receiving training within the Staging site the week of July 21-25.

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 late renewal license and had two new inquiries. July is the timeframe that we initiate aquaculture facility inspections. Inspections completed thus far indicate no issues.

**Biologics:**

During this time, six new products were registered.

**Cattle Programs:**

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 seven 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.

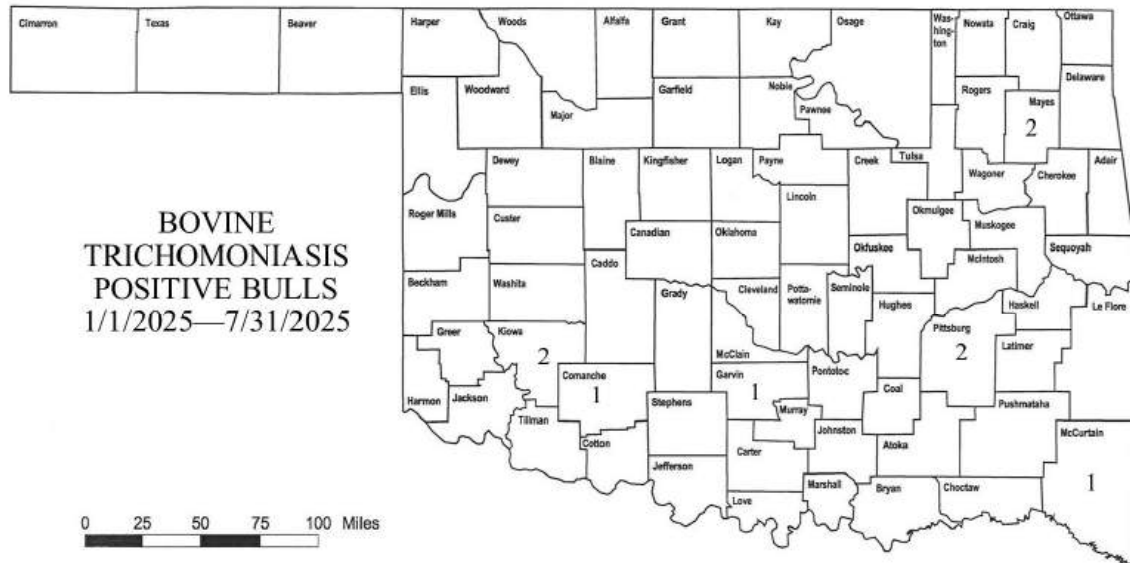
While there is very little need to test for *B abortus* any longer, this means we have very little or no surveillance for *Brucella suis* (Swine Brucellosis) in cattle, which currently infects approximately 20% of the feral swine that our Wildlife Services personnel test. *B suis* can, and does, infect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

### **Tuberculosis:**

We were notified of a feedyard in Cimarron County that received a cull dairy cow that originated from a 25,000 head infected dairy in Texas. I followed up with feedyard management and will monitor the pen of cull cows until they are slaughtered at an inspected processing plant.

### **Trichomoniasis:**

During this period there were 360 Oklahoma bulls tested for Trichomoniasis with no positive confirmations.





### **Emergency Management:**

On July 16, Dana Call attended the Inter-Tribal Emergency Management Coalition (ITEMC) meeting, hosted by the Chickasaw Nation Emergency Operations Center in Ada. 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.

AIS will be participating in their Annual ITEMC Summit in August of this year. Dana Call will be attending, and Dr. Gorczyca-Southerland and Austyn Fuss will be speaking at the Summit. We will have an information table as well.

### **Equine Programs:**

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

A quarantine remains in place related to one of our positive EIA cases involving a foal in Kay County. This foal is the result of an embryo transfer from a mare that later tested positive for EIA. It is believed that the embryo transfer occurred prior to the donor mare's exposure to or infection with EIA. The recipient mare has tested negative for EIA. The foal will undergo EIA testing two to three months post-weaning. Weaning is expected to occur in early August 2025.

On July 30, Dr. Gorczyca and I met with Oklahoma State Fair Park officials and officials with American Quarter Horse Association to discuss biosecurity plans and response plans for upcoming horse shows at the Fairgrounds.

### **Farmed Cervidae Programs:**

AIS completed the 2025 Annual CWD-Herd Certification Program (HCP) annual report detailing the activities of Oklahoma Cervidae Producers. There are 16 CWD certified herds in Oklahoma with a combined total of 2,104 animals in the program. These producers submitted a total of 74 CWD test samples for this reporting period. There have been no reports of CWD positive cases in the wild or in the captive cervid herds to date. There is a total of 2,721 animals in the remaining 92 non-HCP herds in Oklahoma.

We continue to receive genetic testing results from the whitetail deer producers participating in the 2024 CWD cooperative agreement.

AIS received notification of approval for additional funding for the 2025 CWD cooperative agreement. The \$50,000.00 award will fund genetic testing for elk producers who participate in the CWD- HCP to gather data for identifying genetic markers for CWD resistance in elk.

On July 11 Dr. Stone held a wet lab training for CWD sampling of Cervidae.

On July 15, Dana Call participated in a webinar discussing CWD management in native populations.

**Feral Swine:**

We continue to work with Acclaim and OMES for data migration from Kelly Registration Solutions to Ag Enterprise. OMES has collected historical information for the feral swine licenses from Kelly for the transition to Ag Enterprise.

**Foreign Animal Disease:**

During this time we had two FAD investigations. The first was a horse from Harper County with oral lesions compatible with Vesicular Stomatitis. The second was a litter of pigs with oral and skin lesions compatible with FMD, ASF, or CSF. Our field veterinarians performed investigations and submitted appropriate samples. Thankfully, both cases were confirmed to not be FADs.

Our Oklahoma New World Screwworm Working Group met July 15 and July 29. I gave updates on the most current information from USDA, we had discussion on outreach material, Dr. Gorczyca demonstrated the information and mapping tool we developed with the assistance of Oklahoma Forestry Services GIS specialist to transmit the location of cases and other pertinent information. We also briefly discussed Oklahoma's response plan and ongoing efforts by USDA and the State Veterinarians Working Group to develop plans that all states can use as a guide.

USDA is hosting a series of listening sessions focused on different aspects of the NWS response. I attended virtual sessions on July 2, 7, and 11.

I am part of a working group from the National Assembly of State Animal Health Officials that is working to develop protocols to manage infestations that will satisfy states that are receiving animals from states that are affected with infestations. We met July 2, 9, 16, 23, and 30.

On July 23, Dr. Gorczyca and I met with representatives from Oklahoma Cattlemen's Association, the OK Beef Council, and the Livestock Marketing Association to discuss the ODAFF NWS response plan specific to the cattle industry.

Dr. Gorczyca has been working with OFS and Chris Mask to utilize ArcGIS to develop reporting and mapping tools for the NWS response. A QR code has been developed that will be included on outreach materials for self-reporting of suspicious larvae or flies from the public.

On July 28, AIS staff participated in the first of several webinars addressing New World Screwworm (NWS) management using the Emergency Management Response System. AIS staff are preparing for Oklahoma's NWS response plan by coordinating supplies and finalizing instructions for sample submissions.

### **Livestock Market Audits:**

During this period, staff conducted an audit of 4S Livestock Auction. A routine audit of the company's custodial account indicated a shortage in the account and subsequent audits discovered violations of the market's handling of custodial account funds. After a formal letter of warning, a follow-up audit will be conducted in the following month to confirm that the market has corrected the problems found.

Also, during the month of July, two of the states licensed markets ceased operations. Clinton Livestock Auction owner Sandy Berry sold her property and the new owners do not plan to reopen as a livestock auction. Additionally, G & C Feathers and Furs located outside of Blanchard has suspended operations of their goat and sheep auction.

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

#### **Livestock Auction Market Activities**

Auction market licenses issued	0
Auction market licenses pending	0
Market custodial audits completed	4
Auction market complaints investigated	0
Fines collected	0
Livestock Markets with Legal Action	1
Special Audits (Market Development)	0

### **Outreach:**

On July 9, Dr. Gorczyca was interviewed by Jaxxon Staggs of Purcell FFA about NWS

On July 22, I met with a working group that is suggesting updated statutory and administrative rule language that apply to newer technologies, telemedicine, etc.

On July 25, I gave a presentation on NWS at Oklahoma Cattlemen's Association Convention. I thought it was well received and had very good questions and input from the cattlemen present.

On July 27, I attended Oklahoma Livestock Marketing Association's Summer Meeting. We discussed the NWS issue and discussed our plan in broad terms, especially how it affects livestock auction markets.

### **Poultry Programs**

There have been eight sick or dead birds submitted for our sick bird/dead bird program since last report and a total of 116 since January 1<sup>st</sup>, 2025.

We have had no new HPAI (High Pathogenicity Avian Influenza) positive detections in Oklahoma since the last report. Our two HPAI positive WOAHP Non-poultry flocks from Grady County and Woodward County have been released from 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 last detection of HPAI in poultry in the U.S. was 7/2/2025. 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 1,709 confirmed premises and 444 active Control Areas and Surveillance Zones still in effect.

Even though we are observing a downward trend in HPAI poultry cases across the United States, we must remain vigilant. 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 offices.

Dr. Parrott and our NPIP (National Poultry Improvement Plan) Coordinator, Sherrie Davis, attended the OSA (Official State Agency) and GCC (General Conference Committee) meeting on July 14<sup>th</sup>- July 17<sup>th</sup>. This meeting allows representatives from each state's OSA and USDA to gather and discuss poultry health issues, review NPIP program operations, share updates on disease surveillance, and coordinate implementation of NPIP standards in their respective states. It serves as a forum for collaboration between states and federal officials to maintain and improve poultry health certification programs nationwide.

#### **Public Health**

There were no significant public health activities during this time.

#### **Rabies in Livestock:**

On July 10, a positive rabies case was confirmed in a pregnant heifer in Mayes County, Oklahoma. The heifer was part of a herd of 32 heifers, two bulls, and six horses. The heifer also had contact with six bottle calves and three butcher calves. To mitigate the risk of further spread, a four-month quarantine was implemented for all the livestock on the premises.

On July 18, a case of rabies was confirmed in a dog in Custer County, Oklahoma. The dog resided on a property with multiple livestock, including 13 goats that the owner observed the dog attempting to attack the day prior to its euthanasia. The evening before euthanasia, the dog was also confined in a pen with two calves and routinely lived outdoors with one milk cow. To mitigate the risk of disease transmission, all livestock on the premises have been placed under a six-month quarantine.

#### **Sheep and Goat Programs:**

There were no significant activity in the Sheep and Goat Programs.

#### **Swine Programs:**

The third herd of show pigs that had a seropositive sow had its last whole herd test. Thankfully all sows were negative, and the herd was released from quarantine.

AIS has established a commuter herd agreement for The Hanor Company between Oklahoma and Illinois for commercial swine movement.

There are two approved swine production health plans and swine movement data for Seaboard's pilot program in Ag View. We are looking forward to expanding this platform for Seaboard and other commercial swine producers.

The US SHIP House of Delegates meeting is in September. Oklahoma received 10 voting delegates this year based on the number of certified sites in the state. Delegates will be chosen with collaboration from the US SHIP OSA and the OK Pork Council. Each delegate will represent a sector of the swine industry within the state. Dr. Gorczyca will be a panel member for the US SHIP Traceability Working Group and the Biosecurity Working Group breakout sessions at the HOD meeting.

On July 16<sup>th</sup>, Dr. Gorczyca attended the monthly US SHIP OSA call.

On July 29, we received a trace back from some show pigs that were tested positive for brucellosis in Arkansas. The information we received was that two show pig producers in Oklahoma sold pigs to exhibitors in Arkansas with no testing or CVIs. We quarantined the Oklahoma herds and will be testing them.

**Miscellaneous:**

Dr. Stone was to testify on July 10 in Payne County Court, for the Payne County Sheriff's Office, following an investigation of animal abuse or neglect from March 18, 2024. The owner faced 26 felony abuse charges. Fortunately, the defendant and their attorney agreed to a plea deal that included education for rescue shelters, animal nutrition, pasture management and animal health

On July 31, I submitted our USDA Cooperative Agreement reports for the quarter from April 1 – June 30.

Respectfully,

A handwritten signature in black ink that reads "Rod Hall DVM". The signature is written in a cursive, flowing style.

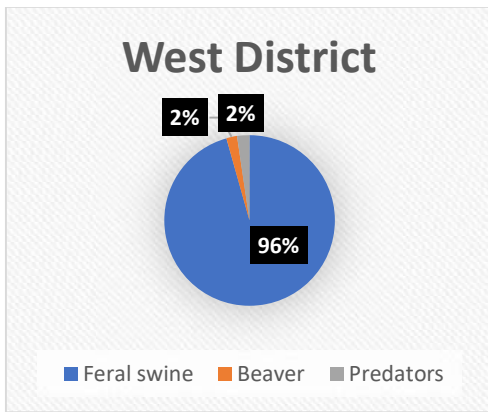
Rod Hall, DVM

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

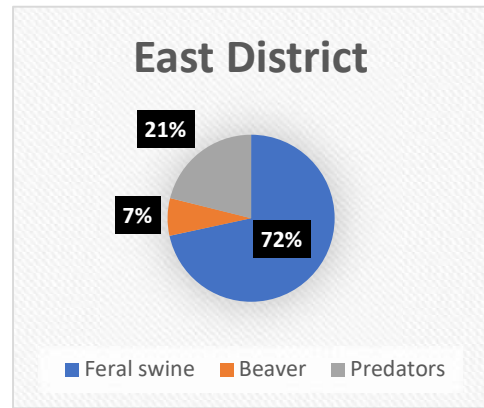
**Introduction**

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 381 properties with an estimated 678,838 acres of land under agreement. Additionally, WS helped 180 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 \$532,495 during this period. Beaver damages accounted for losses totaling \$330,500. Predation, primarily coyotes and black vultures were responsible for a number of damage requests, largely to livestock, with losses totaling \$15,624. Feral swine damages accounted for losses totaling \$184,871, while other species of wildlife were responsible for \$1,500 in damages to property, agriculture, and livestock.

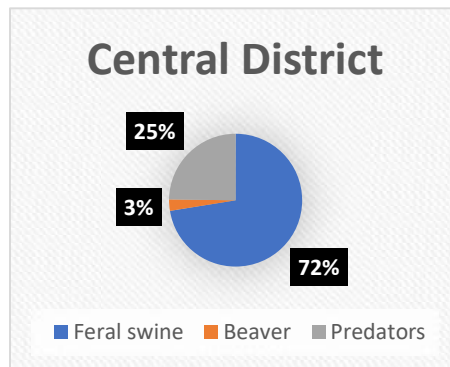
**Providing Wildlife Services**



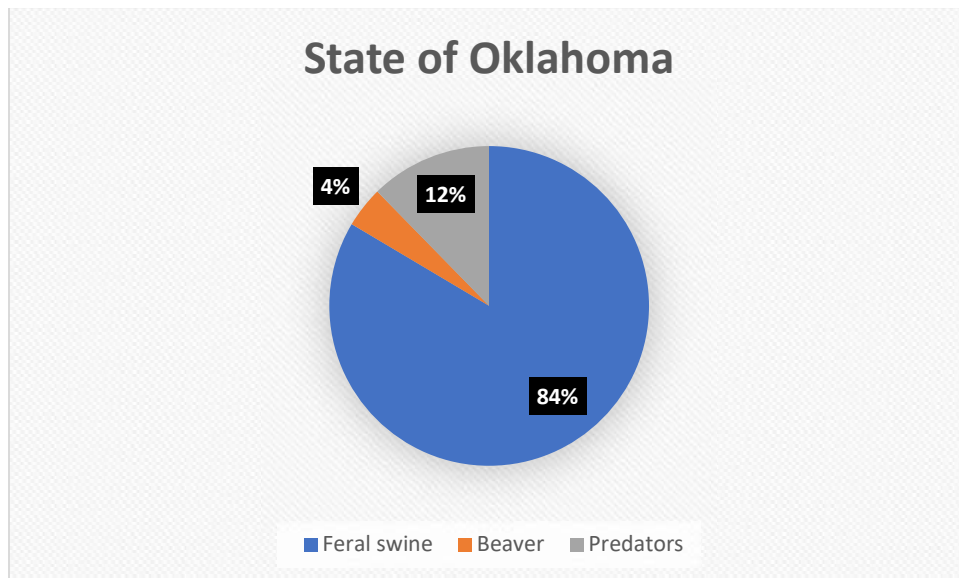
*Figure 1: Species Removed in West District by percentage during July 2025*



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



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



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

### **Predator Damage Management**

**Love County** landowner called WS, reporting coyotes on the camera on their property. Two fawns were found predated on near their pens with estimated losses at \$2000. A WS Specialist met with the landowner and verified the loss. WS scouted the area and found where coyotes were digging under the fence. Devices were set and one coyote has been removed from the property.

**Logan County** landowner called WS with a report of coyotes killing sheep. WS met with the landowner and verified coyotes were responsible for the losses at \$1000 for five sheep. Devices were set on the property, and two coyotes have been removed at this time with work ongoing currently.

**Garfield County** cooperator called WS with reports of losing two lambs valued at \$400 from coyote predation. After scouting the area, equipment was set and three coyotes were removed with no further losses.

**Ellis County** livestock producer requested assistance with coyotes predated on his lambs. The producer reported coyotes killed three lambs valued at \$700. The Wildlife Specialist assigned to Ellis County responded to the request and examined one carcass and confirmed coyotes were responsible for the loss. The Specialist recommended non-lethal methods of carcass removal, night penning, shed lambing, and guarding animals to reduce future lamb losses from coyotes. Control efforts have removed four coyotes and are continuing currently.

**Greer County** landowner requested assistance with coyotes predated on one of his calves valued at \$881. The Wildlife Specialist assigned to Greer County examined the carcasses and verified that coyotes were responsible for the loss. Damage management efforts were successful in removing

six coyotes from the property. Control efforts continue to help further reduce the threat to the cooperator's calves.

**Stephens County** livestock producer requested assistance with coyotes preying on his calves valued at \$881. The Wildlife Specialist assigned to Stephens County conducted a site visit and determined coyotes were responsible for the loss. Damage management efforts were successful in removing four coyotes from the property. No further losses have occurred, and work is ongoing currently.

### **Feral Swine Damage Management**

**Pawnee County** landowner called WS about feral swine destroying a barn pad foundation that was damaged and rooted through the dirt. WS responded and verified the damage estimated at \$2000. Prebait was applied to the property and a trap was set up when the feral swine were identified. Eighteen feral swine were removed from the property by WS, and no more activity has been identified.

**Pottawatomie County** landowner called WS with reports of feral swine tearing up hayfields, with damages estimated at \$5000. WS responded to the call and determined the damage was caused by feral swine. Prebait was started with corn and a corral trap was placed on the property. Twenty-seven feral swine have been removed from the property and there is no more sign of feral swine on his property.

**Custer County** landowner contacted WS needing assistance with feral swine damaging his pastures estimated at \$2,000. The Wildlife Specialist assigned to Custer County responded to the request and verified the damage. Control efforts resulted in the removal of eighty-seven 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.

**Harmon County** farmer requested assistance with feral swine causing damage on thirty acres of pasture valued at \$1,500. The Wildlife Specialist assigned to Harmon County responded to the request and his field inspection verified the damage to his pasture. The Specialist utilized a live trap to remove sixty-one feral swine. The area continues to be monitored for activity to determine if additional management efforts are needed to further reduce damage.

**Roger Mills County** landowner contacted WS needing assistance with feral swine damaging forty acres of wheat fields valued at \$5,000. The Wildlife Specialist assigned to the county responded to the request and verified the damage. A live trap was used to remove twenty-five feral swine from two locations on the property. No additional damage has occurred, and the feral swine population in the area is being monitored to determine if additional management is needed.

**Osage County** producer called WS reporting rooting damage to his Bermuda grass hay fields. The damage was verified and estimated at \$3,200. After pre-baiting with corn, a remote camera trap was placed out. The remote camera trap along with thermal hunting was effective in removing forty-four feral swine, with this project still being monitored.



**Nowata County** rancher called WS reporting rooting damage to his cattle pastures. The damage was verified and estimated at \$12,000. After pre-baiting with corn, a remote camera trap was placed out. Nine feral swine have been removed with this project still being monitored. The owner was advised of environmental changes that he could make that could deter future feral swine damage.

**Hughes County** producer called WS reporting feral swine rooting damage to his hayfields. The damage was verified and estimated at \$10,600. After pre-baiting, a remote camera trap was placed. Fifty-two feral swine have been removed with this project still being monitored.

### **Aerial Operations**

Aerial operations were conducted in **Tillman County** in response to nine landowners experiencing feral swine damage on multiple corn fields in the county. Landowners reported to the Wildlife Specialist that feral swine damaged one hundred-eighty acres of corn valued at \$80,000. The helicopter was utilized for 11.8 flying hours for two days and resulted in the removal of four hundred and ninety-two feral swine from area. Feral swine activity in and around the cornfields is being closely monitored and additional aerial operations will be conducted to further reduce damage.

Aerial operations were conducted in **Greer County** on roughly 5,000 acres in response to multiple requests from landowners with feral swine damaging corn and milo fields. The helicopter was utilized for 4.5 flying hours with the removal of eighty-one feral swine. Additional flight operations are planned in this area to further reduce populations and damage associated with feral swine.

### **Beaver Damage Management**

**Noble County** landowner contacted WS with reports of having damage from beavers flooding a field and access point. The damage was previously verified, and beavers were removed. The project was finished by WS draining the area and destroying dams with explosives. There was no sign of beavers when on site and the project was completed.

**Cleveland County** VA center in Norman called WS for assistance with beaver damage. WS met with them, giving technical assistance. WS coordinated with Cleveland County personnel to remove the beaver dam, to lower the pond level, which will decrease the chances of losing the dam. Work is ongoing currently.

**Kingfisher County** Commissioner called WS with reports of beavers damming up a culvert and flooding a county road. WS Specialist met with them and verified beavers were the cause. Devices were set on the property. Seven beavers have been removed at this time, with work ongoing currently. Estimated loss is \$1000 for cleaning out culvert.

**Custer County** landowner contacted WS for assistance with beavers that were responsible for burrowing into his pond dam on his property. The landowner estimated the damage to the dam to be valued at \$2,000. The Specialist for Custer County responded and verified beavers were

responsible for 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.

**Woodward County** rancher contacted WS and reported that beavers were cutting down trees on his pond. WS responded to the call and verified beavers were responsible for the damage estimated at \$1000. Devices were deployed and six beavers were removed with no further damage being reported.

**Comanche County** landowner contacted WS for assistance with beavers that were responsible for damming up the creek on his property and flooding his pasture. The landowner estimated the damage to the pasture to be valued at \$500. The Specialist for Comanche County responded and verified beavers were responsible for damage. Control measures employed by the Specialist were successful in removing the beavers from the creek to reduce any additional damage to pasture.

**Blaine 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 \$1,500. Conibear traps were placed, and three beavers were removed. The owner was advised of environmental changes that could deter future beaver damage, and this project has concluded.

**Cherokee County** Commissioner called WS reporting beavers were causing flooding damage to a county road. The damage was confirmed and estimated at \$700. The beaver dams were removed by hand to alleviate the flooding issue. Conibear traps were set, and five beavers were removed.

**Le Flore County** property owner called for WS assistance with beavers, reporting that his driveway and yard were being flooded by beaver activity near his house. The beaver activity was verified, and damage was minimal. Conibear traps were placed to remove two beavers, with this project still being monitored.

**Pushmataha County** cooperator called WS reporting flooding damage to his property. The damage was verified and estimated at \$2,500. The dam was removed by hand to alleviate the flooding and conibear traps were placed out. Two beavers were removed to conclude this project.

### **Special Projects - Disease Sampling**

Wildlife Services is involved in disease management, research, disease surveillance, emergency response, education and outreach for diseases of feral swine. There are around 1.6 million feral swine in the United States today. Feral swine can be reservoirs of disease and may act as a host to a number of parasites, leaving the Oklahoma domestic swine industry vulnerable to disease.

The Oklahoma Wildlife Disease Biologist sampled twenty-three feral swine at the request of the Muskogee Creek Nation during July. The swine were sampled during wildlife damage control operations. The collected samples were submitted for African Swine Fever (ASF), Classical Swine Fever (CSF), Pseudorabies (PRV) and Swine Brucellosis (SB).

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

County	Beaver	Predators	Feral swine	District
Adair	6	2	1	E
Alfalfa		1		C
Atoka			27	E
Beaver				W
Beckham				W
Blaine	2		24	W
Bryan	2	121	97	E
Caddo		36		C
Canadian	2			C
Carter		4	24	C
Cherokee	8		3	E
Choctaw	3		43	E
Cimarron				W
Cleveland				C
Coal				C
Comanche	1		100	W
Cotton				W
Craig			15	E
Creek				E
Custer	7	3	130	W
Delaware		16		E
Dewey	1		55	W
Ellis			38	W
Garfield				C
Garvin				C
Grady		1		C
Grant				C
Greer		4	87	W
Harmon		1		W
Harper	2	3		W
Haskell	2		17	E
Hughes	4		166	E
Jackson		1	28	W
Jefferson			5	C
Johnston				C
Kay				C

Kingfisher	1			C
Kiowa				W
Latimer	2			E
Leflore	3			E
Lincoln				C
Logan	1	5	110	C
Love		1		C
Major				W
Marshall				C
Mayes				E
McClain	2			C
McCurtain				E
McIntosh	4			E
Murray		5	8	C
Muskogee				E
Noble				C
Nowata			21	E
Okfuskee				E
Oklahoma			8	C
Okmulgee	3		35	E
Osage				E
Ottawa			2	E
Pawnee				C
Payne				C
Pittsburg	6		5	E
Pontotoc				C
Pottawatomie				C
Pushmataha	5			E
Roger Mills	2			W
Rogers				E
Seminole			40	E
Sequoyah				E
Stephens		8	6	W
Texas				W
Tillman			342	W
Tulsa				E
Wagoner				E
Washington				E
Washita				W
Woods				W
Woodward	2			W

<b>TOTAL</b>	<b>71</b>	<b>212</b>	<b>1437</b>	
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\*E –East, W – West, C - Central Districts

Respectfully submitted,

Justin Cooper  
Division Director  
Wildlife Services Division

**July 2025 Activity Report  
for  
August 2025 Board Meeting  
Agricultural Statistics Division**

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

<b>Survey</b>	<b>Enumerated by:</b>	<b>Survey Dates</b>
NACS Phase 2	DCC	3/17 - 7/31
ARMS 1	DCC	6/8 – 7/12
July Ag Yield	DCC	6/30 – 7/8
July Cattle	DCC	6/30 – 7/11

\*On July 31, 2025, NASDA shifted all Data Collection Centers to a remote posture. We no longer will have enumerators making calls in the Oklahoma Call Center.

**Statistics:**

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

Corn production increased by 44% from 40.2 million to 57.9 million bushels, thanks to expanded acreage and improved yields.

Sorghum production increased by 55% to nearly 20 million bushels.

Winter wheat production decreased by 3.5%, from 108.3 million to 104.5 million bushels.

Soybean production saw a 1.9% increase, reaching 8.25 million bushels.

Cotton production increased 74%, from 270,000 to 470,000 bales, reflecting both increased harvested area and better yields.

Peanut production forecast increased by 8% to 81.7 million pounds over the 2024 crop year.

All Hay production is forecasted at 5.7 million pounds, down 4% from 2024.

**Information Requests:** Phone calls, personal visits to our office, and requests via e-mail for information since last report totaled 24.

**Releases for July:**

Crop Production  
Farm Production Expenditures  
Cattle on Feed  
July Cattle  
Agricultural Prices

**Relating Dates:**

July 1, 2025  
2024, 2025 calendar year  
July 1, 2025  
July 1, 2025  
July 15, 2025

**Release Dates**

July 11, 2025  
July 25, 2025  
July 25, 2025  
July 25, 2025  
July 31, 2025

**Releases for August:**

Cash Rents-State Level  
Crop Production  
Cattle on Feed  
Cash Rents-County Level  
Agricultural Prices

**Relating Dates:**

2025  
August 1, 2025  
August 1, 2025  
2025  
August 15, 2025

**Release Dates**

August 1, 2025  
August 12, 2025  
August 22, 2025  
August 22, 2025  
August 29, 2025

Respectfully Submitted,



Troy Marshall

# MARKET DEVELOPMENT SERVICES

August 27, 2025

## Report to the State Board of Agriculture

### AG IN THE CLASSROOM

#### AG IN THE CLASSROOM IMPACT

- Total Number of Teachers/Administrators Impacted: 667
- Total Number of Pre-service Teachers Impacted: 0
- Total Number of Extension Educators Impacted: 25
- Total Number of Students Directly Impacted by Coordinators: 37
- Total Number of Resources Given: 1,675
- Total Number of Teachers/PreService Teachers Resources Given to: 683
- Total Number of PreK-12th Grade Students Resources Given to: 30

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

- The AITC monthly email is delivered to 17,336 accounts.
- The AITC Facebook page now has 10,375 followers.
- Oklahoma AITC Instagram account now has 926 followers.
- Oklahoma AITC Pinterest account now has 156 followers.
- The AITC YouTube channel now has 10,313 views.

#### Ag in the Classroom- Professional Development Workshops

Number of Educators & Grade Level(s)	Location	Lessons/Activities Used	Resources Given	Professional Development Workshop/Booth
19	Tahlequah - Riverology GRDA Project Wet	Journey 2050 - Lesson 3 Water	Dairy Max bags, Lesson printed, Rack Card, National Ranching Heritage Lesson, Mesonet Site discussed	PD
100	Muskogee Middle School	Booth	6 card decks, Aggie and Annie Resources, Pencils, AITC Rack Card,	BOOTH -OSDE Pages to Literacy - Heroes Literacy Team Professional Development
175	Broken Arrow	Booth	6 card decks, Aggie and Annie Resources, Pencils, AITC Rack Card,	BOOTH - OSDE Pages to Literacy - Heros Literacy Team Professional Development
240 Oklahoma educators (teachers, extension, administrators), ODAFF staff, and vendors	Oklahoma AITC State Summer Conference - Metro Technology Center	Teachers were able to choose from 9 different workshops during each of the 5 sessions during the day based on grade level and interest. It was a successful	AITC Notepads; Various AITC classroom resources in many different workshops	



		Conference where we encouraged teachers to 'Find their Hive' with Ag in the Classroom.		
6 teachers from the Osage County Cooperative of teachers (OCIC)	OCIC Headquarters in Hominy	AITC Website and Resources; My Farm Web	Barn full of AITC Resources	Professional Development
60 Headstart/PreK teachers	Choctaw Nation Education Bash - Durant, OK	Booth with AITC Resources related to their theme "Bloom"	Specialty Crop Coloring Books/Activity Books; Strawberry/bee/water melon tear sheets/ Flat books and resources	Booth
35 Oklahoma Educators	One-Day Specialty Crop Tour - Triple S Farms & Mast Farms	Farm Tours; lunch made of locally grown ingredients; resources shared on bus about specialty Crop resources	Zora's zuchinni books & readers	Professional Development Bus Tour
17 STEAM Teachers	Moore Public Schools	Grady	Flat(already delivered)	Professional Learning

#### Ag in the Classroom- Student Events

Number of Participants & Grade Level(s)	Location	Lessons/Activities Used	Resources Given
30 students from Oklahoma Schools (FFA, FCCLA, & 4-H)	Building the Bridge Workshop - Lawton, OK	4 Ag Literacy kits - Flat Aggie & Annie, Molly grew a Pie, Cattle Branding, Jackie's Soil in her Garden	2 of the 4 Ag Literacy Kits (Flat! Aggie & Annie & Pumpkin box)
7 Interns (ODAFF, Pork Council, etc)	ODAFF	ODAFF Career Day Panel - Emily sat on a panel and discussed her career with summer interns	N/A

#### Ag in the Classroom- Resources Mailed or Delivered

Payne County Farm Bureau	Moore Public Schools
Sequoyah FFA	

## Ag in the Classroom- Other Events

Event	Highlights
Building the Bridge Workshops begin	<p>Oklahoma Ag in the Classroom received a grant from CHS and National Ag in the Classroom for \$10,000. This grant was designed to pair with the “Year of Youth in Agriculture” and train students to teach agricultural literacy in an Elementary School Classroom. We are focusing on high schools students in the following organizations: 4-H, FFA, and FCCLA. AITC is hosting 5 Building the Bridge Workshops throughout the state, where up to 2 students from each school/club can attend the workshop and receive 4 kits throughout the school year to complete with up to 30 elementary students per kit. Each kit includes an accurate ag book and enough materials for 1-2 activities with students. Participants at the workshop will receive instruction and training with each of the kits to feel confident and comfortable going into an elementary school classroom. All 5 workshops around the state are FULL.</p> <p>Kit 1: Flat! Aggie &amp; Annie, My Farm Web activity, Aggie &amp; Annie cutouts and letter writing</p> <p>Kit 2: Molly Grew a Pie book; Pumpkin Pie in a Bag activity</p> <p>Kit 3: Can-Do-Cowkids; Cattle Branding with Pipe cleaners and paint</p> <p>Kit 4: The Soil in Jackie’s Garden; Planting seeds with students</p>

# Build The Bridge

Empowering High School Leaders in Agricultural Literacy

A NEW free training for 4-H, FFA, & FCCLA students to teach ag literacy to elementary kids using fun lessons & kits!







Training High School Students to Bring Agriculture to Elementary Classrooms

What participants will gain:

- Gain Leadership Experience
- Get free resources
- Learn how to teach younger students using hands on activities
- Make a real life impact in your community

SCAN QR CODE FOR MORE INFORMATION

OKLAHOMA AG IN THE CLASSROOM





## **AGRITOURISM**

### **Agritourism - Site Visits**

<b>Producer</b>	<b>Location</b>	<b>Category</b>	<b>Highlights</b>
Peach Tree Farms	Ada	Farm-to-Table	Attended video production for producer highlight video series. Checked in for 2025

			season update. Peaches were struggling from the storm season in the spring, customers were still very active.
Livesay Orchards	Porter	U-pick	Attended video production for producer highlight video series. Checked in for 2025 season update. Delivered member sign.
The Peach Barn	Porter	Farm-to-Table	Attended video production for producer highlight video series. Checked in for 2025 season update. Delivered member sign.
Salt Creek Alpacas	Chickasha	Fiber	Attended with the Grady County OSU Extension Ag Tour
3J Farms	Dibble	Farm-to-Table, Country Stays	Attended with the Grady County OSU Extension Ag Tour

#### **Agritourism - New Producers or Potential Producers**

<b>Producer</b>	<b>Location</b>	<b>Category</b>	<b>Highlights</b>
Ranchero El Rey	Mustang	Horticulture, U-Pick, Teachable Moments, Wedding	Site visit, added into the program. New flower farm hosting on farm u-pick and dinners in the flowers.
Grande Horn Ranch	Yukon	Farm & Ranch Attractions	Site visit, added into the program. Hosting farm tours of bison, longhorn, wild horses, and Watusi cattle.
Carter Cattle Co	Stratford		Attended video production for producer highlight video series.
Sugar Sand Farms	Stratford	Farm-to-Table	Site visit, added into the program. On farm, farm stand selling produce. Walked through production spaces.
Madhopper Brewing	Oklahoma City	Brewery	Site visit, added into the program.
Yo Grows	Collinsville	U-Pick, Horticulture	Site visit, added into the program,
Coffey's Mini Cattle Co.	Blanchard	Petting Farm	Site visit, added into the program

#### **Social media**

##### Facebook

- 23,434 likes
- 26,488 followers

##### Instagram

- 9,972 followers

#### **Agritourism - Other Activities**

- Phone consult/conversations with Rod Ardoin – Acadian Family Farms, Madeline Bartel – Acres USA, Yolanda Moody – Yo Grows, Dawna Livesay – Livesay Orchards and The Peach Barn, Angelina Coffey – Coffey's Mini Cattle Co., Bob Sloan – Buffalo Creek Berry Farm, Chris Davis, Cindy Dorsey – Grande Horn Ranch, Meredith Scott – ONIE, Robin Cunningham – One Farm Poultry, Asaleigh Cline – Slaughterville FM, Tamara Kizer – Blossom and Bee Flower Farm, Cowtown Stockyards Farm Hub,
- Email consults: Chong Lee – Tulsa Eastside Market, Elk City FM, Norman FM, Cowtown Stockyards Farm Hub, Riders Market, Wildhorse Market
- Attended weekly social media meetings with Micaela and Trinity



- NAAMO, North American Ag Marketing Officials
  - Awarded the NAAMO Marketing Excellence Award. Presented Simple Snacks project to audience of 25 states.
- Judged National Junior Angus Show Poster contest
- Met with Ariana (Langston Intern) about creating graphic for her data collection. Gave her a brief overview of Canva
- Coordinated details for the Great American Farmers Market in Washington D.C.
- Presented to potential producers at the Grady County OSU Extension Ag Tour

## **ECONOMIC DEVELOPMENT**

Activity	Action
Healthy Food Financing Program	The deadline to submit applications for the Healthy Food Financing Program was July 1 and there was 1 grant application submitted. The selection committee will meet in August to review and take action on the application.
Ag Enhancement and Diversification Program	The deadline to submit applications for Ag Enhancement and Diversification Program was July 1 with 13 grant applications (2 Product Development, 2 Value Added, 3 Diversification and 6 Veteran/Young Farmer) were received. One application was deemed ineligible and was not reviewed by the selection committee. The committee is scheduled to meet on August 5 <sup>th</sup> to consider applications for funding.
Resilient Food Systems Infrastructure grant (RFSI)	All twenty-one (21) proposals submitted by Oklahoma for the RFSI grant received approval from USDA in July. Contracts were already approved by ODAFF General Council and were emailed to the recipients along with additional paperwork required to establish a Purchas Order. ODAFF conducted two mandatory grant orientation Zoom trainings with the Equipment Only and Infrastructure recipients. During the training participants went through the contractual agreement and learned the process in which to request reimbursement from ODAFF on purchases made. Majority of all projects have begun and all Equipment Only projects will be completed by January 2026.
Cattle Grading	The cattle grading contest normally held at Perkins in July was canceled in 2025. This contest was normally held in conjunction with the OSU Big 3 Field Days. Officials with the Big 3 contacted ODAFF staff to grade feeder cattle and make them available to participants and their advisors to grade during their free time. This was not a contest and served as a practice or introduction to grading for those who may not have contest in their states.



## **FARM TO SCHOOL**

<b>Date</b>	<b>F2S Contact Meetings and Events</b>	<b>Highlights</b>
7/9/25	Meeting with Cheri Long	Started planning for fall school garden trainings. Created a School Garden Training Inquiry Form for those who are interested in attending or hosting a training. Form: <a href="#">School Garden Training Inquiry</a>
7/11/25	F2S cafeteria Training	<p>Hosted a free professional development training for school nutrition staff—including cafeteria personnel, nutrition directors, and food service professionals.</p> <p><b>Training Objective:</b> To enhance cafeteria staff confidence and competence in cooking with fresh foods by providing practical training and resources. This training is designed to empower staff to effectively start or expand farm-to-school practices within their schools, fostering a deeper connection between the food served and its local sources, and ultimately improving school meals' nutritional quality and sustainability.</p> <p><b>Each training session incorporated the following topics:</b></p> <ul style="list-style-type: none"> <li>- Exploring The Why of Child Nutrition</li> <li>- Enhancing Your Program through Local Foods</li> <li>- In the Kitchen</li> </ul> <p>9 attendees  Attending Schools:</p> <ul style="list-style-type: none"> <li>- Stillwater Public Schools</li> <li>- Maysville Public Schools</li> <li>- Colcord Public Schools</li> <li>- Leedey Public Schools</li> <li>- Santa Fe South Public Schools</li> </ul> <p>Gold Star Foods K-12 Distributor  Number of students attending schools serve during the school year: 11,985</p>
7/30/25	School Nutrition Association of OK State Conference	<p>Hosted a F2S Booth at the State Conference for the OK School Nutrition Association.</p> <p>Attendees: 300</p>

### **School Garden Contest:**

Total Applications: 14

2025 Contest Winners:

- **Best Startup Garden \$1,000:** Middleberg Elementary School
- **Best Harvest School Garden \$500:** Little Sprouts Learning
- **Best Education-Based Garden \$500:** Kingston Public Schools
- **Best Pollinator School Garden \$500:** Tuttle High School

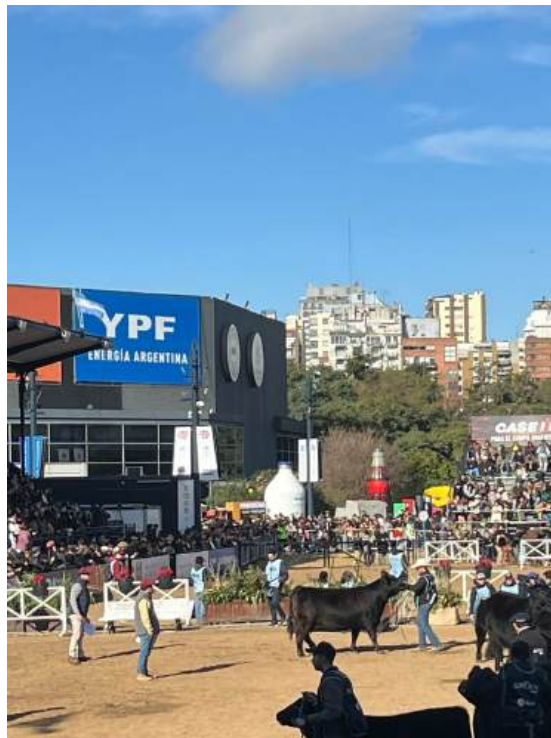
**F2S Social Media:**

<b>FB Followers</b>	Total: 2,246    New followers: 9
<b>FB Post Reach:</b> This metric counts reach from the distribution of your post.	1,905
<b>FB Views:</b> The number of times your content was played or displayed.	4,925

**INTERNATIONAL**

Activity	Action
Certificate of Free Sale	<ul style="list-style-type: none"> <li>• Bar S</li> <li>• Lopez Foods</li> </ul>
Food Export	<ul style="list-style-type: none"> <li>• Fine Food Australia recruitment has come to a close and we have our kickoff calls scheduled</li> <li>• Funding for 2026 Opened Aug 1<sup>st</sup> encouraging all companies to apply early, they are starting to allocate the last of 2025 funds currently</li> <li>• Brendan Wilson, CEO and Michelle Rogowski, COO will be visiting Oklahoma Sept 12<sup>th</sup> to observe the state fair store, we will also be visiting one potential Food Export company</li> <li>• Participated in the review committee for RFP for the Caribbean Latin America In Market Rep</li> </ul>
USLGE	<p>The Oklahoma delegation successfully completed the USLGE-supported outbound trade mission to <b>La Exposición Rural</b> in Palermo, Argentina—one of the largest and most prestigious livestock shows in the world. The event featured over 4,500 animal exhibitors, 400 trade exhibitors, and strong international participation, providing an exceptional platform for industry engagement and market development.</p> <p>Oklahoma participants included:</p> <ul style="list-style-type: none"> <li>• <b>Richard Coffey</b> – Oklahoma State University</li> <li>• <b>Jirl Buck</b> – Buck Cattle</li> <li>• <b>Zane Brazle</b> – Linz Beef</li> <li>• <b>Chad Hefty</b> – Hurricane Ranch</li> <li>• <b>Jamie Cummings</b> – Oklahoma Department of Agriculture, Food &amp; Forestry</li> <li>• <b>Erin Dorsey</b> – Cattleman’s Congress / Red Angus Association</li> </ul> <p>Preliminary feedback from the delegation was very positive. Participants reported valuable networking opportunities, productive discussions on breeding and genetic advancements, and meaningful connections with potential partners and buyers. The event also offered insights into Argentina’s livestock industry, market trends, and production practices, contributing to knowledge-sharing and potential future collaborations. We had the opportunity to tour the Angus and Herford barns with the association leaders and had a breakfast meeting with Brangus Association group. The FAS and Embassy staff hosted a reception at the Ambassador’s residence known as the Bosch Palace.</p> <p>We are currently awaiting the return of detailed participant surveys, which will provide measurable outcomes and further evaluation of the mission’s impact. Once collected, we will be able to highlight results, success stories, and recommendations for future engagement in Latin America.</p> <p>Overall, the mission was a strong step in strengthening Oklahoma’s global presence in the livestock sector and advancing export opportunities for our state’s producers.</p>

	This mission was also in collaboration with the Idaho Dept of Ag and the Red Angus Association.
Misc Meetings	<ul style="list-style-type: none"> <li>Met with ODOC to coordinate the Ag portion of the upcoming Japan trip with LG Pinnell</li> </ul>



## **MADE IN OKLAHOMA PROGRAM**

Events	Date	Location	Details
Site Visit	July 8	Jones	Visit to Cottage Goods, candle/soap/etc. maker for video and photography content
Site Visit	July 8	OKC	Visit to Nunu's Mediterranean Café, restaurant with two retail products for video and photography content
MIO Store Planning	July 15	OKC	Discuss plans for MIO Store during OK State Fair
Site Visit	July 17	OKC	Visit to Rusticana Furniture, industrial style furniture maker for video and photography content

Site Visit	July 17	OKC	Visit to Good Girl Chocolate for video and photography content
Arts Along Route 66	July 25	Virtual	Presentation for communities/artists/etc. to provide resource information to support them during Route 66 Centennial
Site Visit	July 29	Edmond	Visit to Ortons House Seasoning for video and photography content

<b>Upcoming Events:</b>	<b>Date:</b>	<b>Location:</b>	<b>Notes:</b>
MIO Store at Oklahoma State Fair	Sept. 11-21	OKC Fairgrounds	78 companies planned to participate in store
Tulsa State Fair	Sept.25-Oct.	Tulsa Fairgrounds	48 Vendor booths
Stockyards Stampede	Oct. 18	Stockyards City, OKC	Market held as part of stampede

**New Producers:**

Artful Adornments	Howdy's Custom Fabrication	Larsen Family Farm	Tangled Element Design
Rocky's Famous Treats	Icarus Soap Company	B&B Products OKC	Bronco Blinds and Shades
Boujee Delights	JenCPottery LLC	Lucky Lu Pottery	Septimber Creations
A&K Land and Cattle	Pansies and Prawn	Bellmon's Bounty	Red Dirt Kitchen
Meat Tribe	Yeti Scrubs	Tamlae King	May Picnic Table
Ellenburg Farms	Swisher Beef Co	Louise Crafts	IGrowBlooms Flower Farm
Graceful Links	Maennche	Julian Leather and Wool	3 <sup>rd</sup> Street Soda Co
Take Up Your Cross	Miss Lindsey's Handmade	Next Horizon Designs	Oliver Fragrance Co.
Let's Get Saucey	Dry Creek Meats	The Little Dickens Shop	RAH Handyman Service
Thread & Butter OKC	So Stumped!	Firehouse Bar-B-Q	Yellow Dog Coffee Co.
Ember Croft Creations	Arrow Apothic		

# BOARD REPORT

Madi Franklin - Viticulture & Enology

*July 1<sup>st</sup> - July 31<sup>st</sup>, 2025*



## Site Visits

### Native Spirits Winery - Norman, OK

Mr. Rick needed some more wine trails brochures. Sadly, he lives too close to the tourism warehouse for delivery so I did a warehouse pickup and drop off for him. They're doing pretty well and have decided to slow down on the festival circuit.



### Rock House Winery - Durant, OK

Met the new owners of Rock House Winery who recently purchased the business and moved it to downtown Durant. We reinitiated them into Oklahoma Agritourism as well as shared new info on the app, grant opportunities, and our upcoming conference.



## **Meetings, Consultations, and Events:**

- 7/3/25: Talked with Karen Thornton from TTB in D.C. about edits needed for the Texoma AVA border revision petition.
- 7/9/25: Judged the 2025 Oklahoma State Fair wine competition. There were around 70 entries this year.
- 7/29/25: Had a call with Rob McMynn from Turismo to continue to work out the issues with the new Oklahoma Wine Trails App update. The app launched and is up and running.
- 7/30/25: Went to lunch with our Texas Monthly rep. We talked about future campaign opportunities for promoting the app and wine trails in general during peak tourist season 2026.
- 7/30/25: Talked to two Texas A&M extension agents about speaking at OGGWC this November. Not only did they agree, but they were a wealth of knowledge and connections and pointed me in several beneficial directions for further speaker and vendor sourcing.
- The petition for the Texoma AVA expansion was deemed perfected and will move on to public comment and eventually statute ruling.

## **MARKET NEWS SERVICES**

**July 7, 2025-August 11, 2025**

- **Grain Report:**

	<b>July 7, 2025,</b>	<b>August 11, 2025,</b>	<b>DIFFERENCE</b>	
<b>WHEAT: (bu)</b>	\$4.07-\$4.72	\$3.99-\$4.64	\$0.08 to \$0.08	<b>Lower</b>
<b>MILO: (bu)</b>	\$3.13-\$4.03	\$2.95-\$3.58	\$0.18 to \$0.45	<b>Lower</b>
<b>SOYBEANS: (bu)</b>	\$8.96-\$9.56	\$8.86-\$9.51	\$0.10 to \$0.05	<b>Lower</b>
<b>CORN: (bu)</b>	\$3.63-\$4.46	\$2.50-\$4.33	\$1.13 to \$0.13	<b>Lower</b>
<b>COTTON: (lb)</b>	62.54 cents	61.29 cents	1.25 cents	<b>Lower</b>

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

<b>Year</b>	<b>Gender</b>	<b>Muscle Thickness</b>	<b>Prices</b>	<b>500-600 lb. Weighted Average</b>
8-6-2024	STEERS	Number 1	\$272.00-\$310.00	\$291.00
8-5-2025	STEERS	Number 1	\$337.50-\$438.00	\$387.75

<b>Year</b>	<b>Gender</b>	<b>Muscle Thickness</b>	<b>Prices</b>	<b>500-600 lb. Weighted Average</b>
8-6-2024	HEIFERS	Number 1	\$250.00-\$275.00	\$262.50
8-5-2025	HEIFERS	Number 1	\$357.50-\$412.50	\$385.00

- **Weekly Report:**

- Six weekly Oklahoma Market Reports were sent to 11,900 subscribers July 7,2025-August 11,2025 (**up from 2 subscribers last report**).

- **Voice Messaging System:**

- The market news voice messaging system during
  - Monthly Total: July 7,2025-August 11, 2025, **5,875 Accessed Times**
  - Last Report: May 19, 2025-July 7,2025, **6,120 Accessed Times**
  - Compared to Last Month: **Accessed Times-is DOWN 245 on Accessed times**

- **Oklahoma Agriculture Market News**

- **Facebook Page**
    - Likes/Followers 800
    - **Likes/Followers UP 14**
    - People reached through past report: 646 people

- **Oklahoma Hay Directory**

- Hay Directory
    - **94 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 were one of the few that had a late start to bailing hay. I wish it would rain another half inch. Having that extra rain will allow me to have a second cutting.
- I have been in the business for 52 years, and I have never seen it this slow.
- There is too much hay in the country and not enough cattle.
- There is not a lot of good hay right now. We do have a lot of cow hay and grinding hay in Oklahoma.
- Receiving this much rain has been just as bad as a drought.
- A positive way of looking at the situation, we will have hay for the winter and into the next season.
- People will purchase hay again. Do not know when, but we do know it will happen.

		<b>July 11-August 8, 2025</b>	<b>July 12-August 16, 2024</b>	<b>Difference</b>
<b>Tons:</b>	Hay	3,520	3,640	<b>DOWN 120</b>
<b>Bales:</b>	Hay	1,693	5,845	<b>DOWN 4,152</b>

### OKLAHOMA HAY MARKET REPORT 8-8-25

		<b>This Week</b>	<b>Last Reported</b>	<b>Last Year</b>
<b>Tons:</b>	Hay	600	1640	0
<b>Bales:</b>	Hay	1330	135	0

Compared to the last report, Demand is slow. There are some movements, but not enough for a trend for all types of hay. Oklahoma has been able to bale hay over the past few weeks. Some areas are requesting another rain shower to see if they can get one more cutting of hay, while others are in good shape with the amount that they have baled this year. We continue to experience heat in Oklahoma, along with high humidity.

Trends: No Trends currently.

The Oklahoma Mesonet Drought Monitor shows that 0 percent of the state is in exceptional drought, 0 percent is in extreme drought, 0 percent is in severe drought, 0 percent is moderate, 0.17 percent is abnormally dry conditions, and 98.83 percent has no drought conditions.

\*\*\* The next report release will be on August 22nd \*\*\*

#### Central

<b>Type</b>	<b>Quality</b>	<b>Ask or Trade</b>	<b>Bale/ Per Ton</b>	<b>Size</b>	<b>Shape</b>	<b>Qty</b>	<b>Price Range</b>	<b>Wtd. Avg.</b>	<b>Freight/Used</b>
Alfalfa	Good/Premium	Ask	Per Ton	Large	Square 4x4	0	160.00		F.O.B.
Alfalfa	Good	Trade	Per Ton	Large	Square 4x4	320	150.00	150.00	F.O.B.
Alfalfa	Fair/Good	Ask	Per Ton	Ground	Grinding	0	80.00		
Bermuda	Fair/Good	Trade	Per Bale	Medium	Round	400	50.00	50.00	F.O.B

#### North Central

<b>Type</b>	<b>Quality</b>	<b>Ask or Trade</b>	<b>Bale/ Per Ton</b>	<b>Size</b>	<b>Shape</b>	<b>Qty</b>	<b>Price Range</b>	<b>Wtd. Avg.</b>	<b>Freight/Used</b>
Bermuda	Premium/ Supreme	Ask	Per Bale	Large	Round	0	80.00		F.O.B.
Bermuda	Premium/ Supreme	Ask	Per Bale	Small	Square	0	9.00		Picked up out of Field
Bermuda	Good/Premium	Trade	Per Bale	Large	Round	90	70.00	70.00	F.O.B.



Bermuda	Good	Trade	Per Bale	Large	Round	160	60.00	60.00	F.O.B.
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**Northeastern**

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Good	Ask	Per Ton	Large	Square 4x4	0	150.00		F.O.B.
Prairie/ Meadow	Good/Premium	Trade	Per Bale	Large	Square 3x4	80	60.00	60.00	F.O.B.
Prairie/ Meadow	Good/Premium	Trade	Per Bale	Medium	Round	300	50.00	50.00	F.O.B.
Prairie/ Meadow	Good	Trade	Per Bale	Medium	Round	300	45.00	45.00	F.O.B.

**Northwestern**

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Premium	Ask	Per Ton	Large	Square 4x4	0	165.00		F.O.B.
Alfalfa	Good	Ask	Per Ton	Ground	Ground	0	90.00		F.O.B.
Alfalfa	Good	Ask	Per Ton	Large	Square 4x4	0	150.00		F.O.B.
Alfalfa	Good	Ask	Per Ton	Large	Round	0	150.00		F.O.B.
Alfalfa	Fair	Trade	Per Ton	Large	Round	280	130.00	130.00	F.O.B.
Grass	Fair/Good	Ask	Per Ton	Large	Round	0	65.00		F.O.B.

**Agricultural Environmental Management Services (AEMS)**  
**Division Activities**

**General Activities**

- AEMS Staff attended the Erosion and Sediment Certification/Recertification Training. Three new staff were certified and four staff were recertified.
- AEMS Staff attended the Kansas/Oklahoma Arkansas River Commission meeting in Bartlesville, OK.
- AEMS Staff attended the OWRC Water Research Advisory Board Meeting in Oklahoma City to identify priority objectives for the upcoming year's proposed research projects.
- Poultry Annual Reports, both PFO & PWA, are being received now. Mailouts and email reminders have been sent. These are due by September 1<sup>st</sup>.

**Complaints**

	<b>Received</b>	<b>Closed*</b>
This Reporting Period	14	6
Total FY25	14	18

*\*These numbers include closing of older complaints.*

**Complaint Breakdown for this Reporting Period**

Cattle:	0
Swine:	1
Poultry:	5
Misc Animal:	1
Other:	1
Animal Shelter:	2
Pet Breeder:	4

**Program Activities**

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

**CAFO & LMFO ACTIVITIES**

	July 1-July 31	FY 25 Total
Complaint or Compliance Follow-ups	13	13
Annual Inspections	60	60
Technical Assistance with Contacts	89	89
Site Visit/Review – No contact made	19	19

**POULTRY ACTIVITIES**

	July 1-July 31	FY 25 Total
Complaint or Compliance Follow-ups	4	4
Annual Inspections	16	16
Technical Assistance with Contacts	228	228
Site Visit/Review – No contact made	76	76
OSU Poultry Education Classes Attended	0	0
Eucha-Spavinaw CNMP Written	6	6

### PET BREEDER & SHELTER ACTIVITIES

	July 1-July 31	FY 25 Total
Complaint or Compliance Follow-ups	11	11
Annual Inspections	32	32
Technical Assistance with Contacts	63	63
Close Outs	3	3

### AGPDES ACTIVITIES

	July 1-July 31	FY 25 Total
Complaint or Compliance Follow-ups	0	0
Site Inspections	4	4
Technical Assistance with Contacts	8	8

### COMPOSTING ACTIVITIES

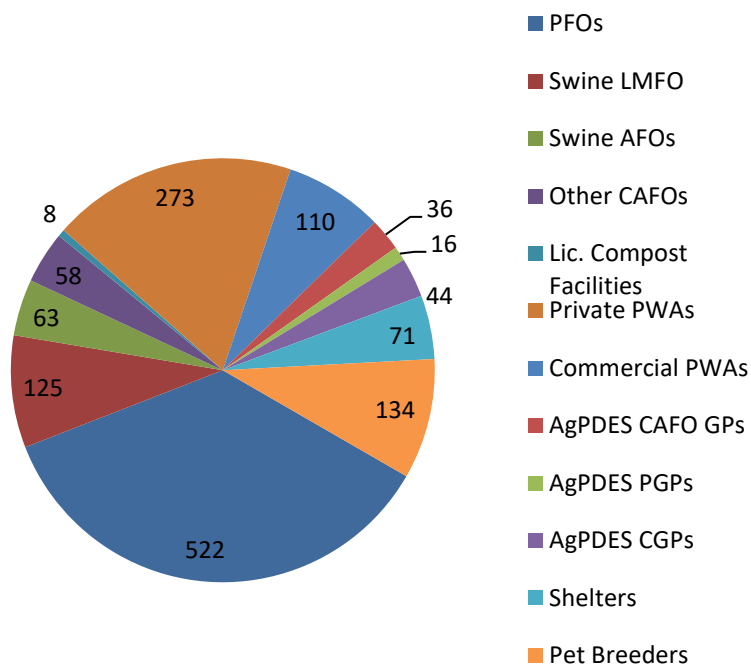
	July 1-July 31	FY 25 Total
Complaint or Compliance Follow-ups	3	3
Site Inspections (all)	4	4
Technical Assistance with Contacts	10	10

### AgPDES Permitting Activities

- Number of AgPDES CAFO Authorizations this reporting period: 1
- Number of AgPDES PGP Authorizations this reporting period: 0
- Number of AgPDES CGP Authorizations this reporting period: 3

### 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  
AUGUST 2025 BOARD REPORT  
REGARDING JULY 1, 2025 THROUGH JULY 31, 2025 ACTIVITIES OF THE OFFICE  
OF GENERAL COUNSEL**

**AMOUNT OF ADMINISTRATIVE FINES COLLECTED:**

<b>Amount to Date (2025)</b>	<b>Amount of Fines for this Board Meeting</b>
\$117,815	\$18,150
\$236,230	2024
\$372,095	2023
\$207,400	2022

**CONTRACTS REVIEWED OR DRAFTED (112):**

Marketing: 10
Admin: 9
Animal Industry: 4
AEMS: 1
FOR: 85
CPS: 2
LAB: 1

**ADMINISTRATIVE HEARING PROCEEDINGS:**

Total Number of Open Cases: 84
Total Number of New Cases: 7
Total Number of Cases Closed: 12
NOVs Sent: 13

**OTHER ACTIONS AND PROCEEDINGS:**

<b>Stitt v Drummond, Oklahoma County Case Number CV-2024-606:</b> 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 held June 17, 2025.
<b><i>Spring Creek Coalition v. ODAFF and Trong, Cherokee County Case Number CJ-2021-29:</i></b> Petition seeking declaratory and injunctive relief. Answer filed.
<b><i>Spring Creek Coalition v. ODAFF and Phan, et al., Delaware County Case Number CJ-2021-33:</i></b> Petition Seeking Declaratory and Injunctive Relief. Order Granting Partial Summary Judgment entered June 28 <sup>th</sup> , 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. Case assigned to Court of Civil Appeals.

***Cody Tyle Roach et al. v. Blayne Arthur et al.***, U.S. District Court for the Western District of Oklahoma Civil Action No. CIV-25-424-J: Plaintiffs sued agents of Investigative Services for civil rights violations during a search and seizure performed by agents of Investigative Services. Other agency members were included for negligent supervision. This case is being defended by the Attorney General's Office.

### **MEETINGS:**

<b>Date</b>	<b>Activity</b>
July 1, 2025	AEMS Legal
July 7, 2025	AEMS Legal
July 8, 2025	Biosolids
July 9, 2025	OMES ESI
July 10, 2025	ALJ Docket
July 10, 2025	EPA-Agriculture Departments of Region 6
July 14, 2025	AEMS Legal
July 15, 2025	Directors
July 15, 2025	Directors Special
July 15, 2025	OBA GALPS
July 16, 2025	AALA Symposium Planning Committee
July 21, 2025	AEMS Legal
July 22, 2025	Directors
July 23, 2025	State Board of Agriculture
July 25, 2025	OBA ELS
July 28, 2025	Directors
July 28, 2025	OMES Contract kickoff
July 28, 2025	HEA
July 28, 2025	AEMS Legal
July 29, 2025	Flood and Drought Task Force
July 30, 2025	Weaver and Michelle Sutton
July 31, 2025	AgPDES
July 31, 2025	OGC Staff

### **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. On May 28, 2025, the rules were approved by HJR 1033.

On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.
<b>Chapter 15. Animal Industry (Permanent FY 2025):</b> 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. On May 28, 2025, the rules were approved by HJR 1033. On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.
<b>Chapter 17. Water Quality (Permanent FY 2025):</b> 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. On May 28, 2025, the rules were approved by HJR 1033. On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.
<b>Chapter 30. Consumer Protection (Permanent FY 2025):</b> 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 May 28, 2025, the rules were approved by HJR 1033. On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.
<b>Chapter 37. Food Safety (Permanent FY 2025):</b> 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. On May 28, 2025, the rules were approved by HJR 1033. On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.
<b>Chapter 40. Market Development (Permanent FY 2025):</b> 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. On May 28, 2025, the rules were approved by HJR 1033. On July 1, 2025, the rules were published by the Office of Administrative Rules. The rules became effective on July 11, 2025.

### **OPEN RECORDS REQUESTS (52):**

AEMS: 5
CPS: 12
AIS: 8
Pet Breeders: 10
Food Safety: 8
Forestry: 9

**OTHER ACTIVITIES:**

Phone calls or emails with the public: 11
Assistance to industry: 1
Assistance to AEMS: 2
Assistance to CPS: 9
Assistance to Wildlife Services: 0
Assistance to Forestry: 14
Assistance to AIS: 6
Assistance to Admin: 4
Assistance to Market Development: 1
Assistance to other state agencies: 6
Assistance to federal agencies: 0
Assistance to Food Safety: 7
Assistance to NASS: 0
Assistance to Executive Office: 9
Assistance to Lab: 4
Assistance to Investigative Services: 5
Assistance to Human Resources: 1
Assistance to Legislature: 1
Assistance to Attorney General: 0
Assistance to Public Information: 1
Assistance to Governor's Office: 0

Respectfully Submitted,



Teena G. Gunter  
General Counsel



# **FOOD SAFETY BOARD REPORT**

**AUGUST 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 1,860,220 pounds of poultry – boneless/skinless leg meat & bone in/skin on parts and ground meat. ODAFF inspectors provided USDA Shell Egg grading on 42,530 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:

- Eight organic crop producers
- Three organic processors
- Collected one organic sample
- Fourteen retail organic inspections
- The organic section had requests for 3,000 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 4 requests for organic crop applications, 2 requests for organic processing applications and 1 request for an organic livestock application.

# POULTRY & EGG GRADING, PRODUCE AND ORGANIC SECTION

## PRODUCE SAFETY SECTION

- Visited 6 farms updating farm inventory and adding new farms to the inventory
- Conducted an On Farm Readiness Review to help producer prepare for inspection
- Assisted 6 farms with technical assistance
- Visited 14 farmers markets and local food stores providing outreach and education to producers and to collect farm inventory
- Completed FDA updated inspector training for the new water rule
- Preparing to teach the new water rule to producers
- Sent e-mail newsletters to inform farms about produce safety classes, dealing with flooding, and annual farm registration
- Regular conference calls with TX, LA, AR, NM, MO, MS

## HOMEMADE FOOD FREEDOM ACT

- Received 8 complaints on Homemade Food Freedom Act businesses.
- Meat compliance assisted with 5 complaints.
- Verbal warnings were given to 2 producers and 4 we have been unable to contact.
- We now have over 400 registered homemade food freedom act businesses.
- Taught a Homemade Food Freedom Act workshop with OSU in Okmulgee.



## OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

<b>Planned Compliance Reviews</b>	07
<b>Random Compliance Reviews</b>	194
<b>Person-to-Person Contacts</b>	84
<b>Special Investigations and/or Projects</b>	09
<b>Reports of Apparent Violations</b>	00
<b>Detentions</b>	00
<b>Consumer Complaints</b>	08
<b>Verbal Warnings Issued</b>	13
<b>Letters of Warning Issued</b>	00
<b>Samples Submitted to Lab for Analysis</b>	00
<b>Accident Investigations</b>	00
<b>Administrative Procedures Act</b>	00

The Oklahoma Highway Patrol notified Meat Inspection Compliance with one (1) truck accidents in the month of July 2025.

See details below:

ACCIDENT LOCATION	ANIMAL PRODUCT	DISPOSITION
<ul style="list-style-type: none"> <li>Purcell MM 91 N I-35</li> </ul>	<ul style="list-style-type: none"> <li>39800 Pounds of Frozen Chicken Quarters</li> </ul>	<ul style="list-style-type: none"> <li>Truck caught on fire. All products were taken to Waste Connection Landfill.</li> </ul>

### 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.

# OKLAHOMA MEAT INSPECTION SERVICES INVESTIGATIONS AND COMPLIANCE ACTIVITIES

## SLAUGHTER MEAT INSPECTION

<b>Number of Cattle</b>	2,499
<b>Total Beef Condemned</b>	26,300 lbs
<b>(Beef heads &amp; livers)</b>	(avg. H wt 20 lbs, avg. L wt 10 lbs)
<b>Number of Swine</b>	539
<b>Total Pork Condemned</b>	2,840 lbs
<b>(Pork heads &amp; livers)</b>	(avg. H wt 10 lbs, avg. L wt 2 lbs)
<b>Number of Sheep &amp; Goats</b>	8,114
<b>Total Condemned</b>	74 lbs
<b>Number of Chickens</b>	1,530
<b>Number of Rabbits</b>	101
<b>Total Condemnations</b>	0 lbs
<b>Number of Buffalo</b>	40
<b>Total Condemnations</b>	910 lbs
<b>TOTAL MEAT INSPECTED</b>	2,698,016 lbs

### AVG. CARCASS WT

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

### AVG. SWINE

HEAD/LIVER  
Head 10 lbs / Liver 2 lbs

### AVG. BEEF HEAD/LIVER

Head 20 lbs / Liver 10 lbs

### AVG. LAMB/GOAT

HEAD  
Head 2 lbs

## PROCESSED BOXED MEAT INSPECTED

<b>Processed Red Meat</b>	1,925,189 lbs
<b>Condemned on Reinspection</b>	0 lbs
<b>Poultry (Portions)</b>	615,546 lbs
<b>Condemned on Reinspection</b>	0 lbs
<b>Rabbit Meat</b>	0
<b>Condemned on Reinspection</b>	0 lbs
<b>Exotic Deer Meat</b>	0
<b>Condemned on Reinspection</b>	0 lbs
<b>TOTAL PROCESSED MEAT INSPECTED</b>	2,540,735 lbs

## MEAT SAMPLE ACTIVITY

22 Samples Submitted for Analysis  
 22 Samples Analyzed  
 22 Samples Negative Analysis  
  
 0 (Heat) Samples Not Analyzed  
 0 Samples Non-Compliant  
 0 Sample Positive Results

## 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.

Additionally, Dairy Services conducted the following dairy farm and plant surveys:

- CEC 69 (BTU 40-069) located in Northeastern Oklahoma
- BLUE BELL CRYSTAL (REC 40-009) located in Broken Arrow

These state surveys received passing scores and information regarding these surveys are available on FDA's Interstate Milk Shippers List website.

In June FDA Milk Specialist, Samuel Carter and 'Grade "A" National Dairy Standard', Curtis Griner, conducted FDA Check ratings for the following facilities:

- Hiland Dairy (PMO 40-025) located in Norman
- DFA SE Council 100 (BTU 40-100) in Mayes County

Both Check Ratings received passing scores.

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 seven months in a row.

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

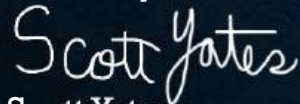
Oklahoma Dairy Services has agreed to participate in Year 3 of a Multi-Drug Residue Raw Milk Monitoring Project. Dairy services will collect raw bulk milk samples from milk tankers and submit blind samples for drug residue analysis to help determine if current residue screenings are sufficient.

Oklahoma dairy services is working with FDA and ORAU to create a dairy plant training video at one of our Oklahoma Dairy Plants in September. This will be a teaching aid for dairy inspectors throughout the country.

Dairy inspector Jayson Jones is currently out on maternity leave and will be out until mid-October.

Dairy Director, Pete Echelle, is scheduled to retire at the end of the month after giving 38+ years of service to the dairy program! We wish him the best and he will be deeply missed!

Sincerely,



Scott Yates

Director of Food Safety



## Communications

July 1, 2025 – July 31, 2025

### Events:

- Junior Nationals honored at the Capitol with Gov. Stitt & Legislators
- Agriculture Intern Day
  - Gathered summer interns from ODAFF & Agriculture focused groups to thank them for their hard work this summer
- Continued planning for the Agriculture Youth Council
- Continued planning for the AgHERCulture conference

### News outreach:

- News 9 joined us for Junior Nationals, producing 2 stories on our event: [51 Oklahoma students honored at State Capitol for national livestock titles](#)

### Social:

- Junior Nationals was the big performer of the month
- Youth in agriculture highlights
- AgHERCulture promotions
- Highlighting FFA group visits to ODAFF
- Remembering Bob Funk

### Social media reach:

- Facebook:
  - Followers: 25.5K
  - Reach: 310K people
  - Engagement: 5.9K
  - Compared to June: Reach is up 95%, engagement is up 63%
- Instagram:
  - Followers: 4.5K
  - Reach: 120K people
  - Engagement: 2.7K
  - Compared to June: Reach is up 156%, engagement is up 44%



# **August 27, 2025, BOARD MEETING**

## **PURCHASES/CONTRACTS**

### **ADMINISTRATIVE SERVICES**

#### **FY26- Laserfiche - \$40,500 –**

The agency currently employs Laserfiche software as an automated digital repository with workflow capabilities; however, the system requires an upgrade. Presently, we are utilizing Laserfiche version 10.4, and maintenance and support for this version will soon be discontinued. Additionally, Laserfiche is installed on Windows Server 2008 R2, for which support ended in January 2020. In the absence of this upgrade, the agency will no longer have access to essential support services. Transitioning to Laserfiche version 12 will facilitate migration to an upgraded OMES-hosted platform. Furthermore, the upgrade will enable the installation of two new local Quick Fields workstations, thus eliminating ODAFF of two leased OMES servers, saving the agency \$7,968/year.

### **LABORATORY SERVICES**

#### **FY26 – Hazardous Waste Disposal-\$5,672.05**

Purchase to remove and dispose of hazardous waste material from laboratory.

### **FORESTRY SERVICES**

#### **FY26 –Southern Pine Beetle Federal Grant- PC 87 Federal Funding -\$20,000**

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.

#### **FY26 –Oklahoma Forest Landowner Assistance Program- PC 76 Federal Funding - \$250,000**

The Oklahoma Forest Landowner Assistance Program is a new grant designed to provide financial assistance to private landowners. The primary goal is to help them implement critical forest management activities that they may not be able to afford otherwise. The program targets Non-Industrial Private Forest (NIPF) landowners, which includes private individuals, groups, trusts, associations, federally recognized tribes, and corporations without publicly tradable stocks (e.g., boy/girl scouts). This grant will be administered to eligible landowners through a cost-share model. **Justification:** All funds spent on this program will be federally reimbursed.

The approval of this program is crucial to advance several key forestry initiatives across the state. This grant will fund practices that:

- **Promote Forest Health:** The program will support management activities that mimic historic disturbance regimes, reducing competition for resources and enhancing the forests' ability to resist pests and pathogens.
- **Restore Native Ecosystems:** It will provide funds to combat non-native invasive species, which out-compete native plants, threaten species diversity, and increase competition for limited resources.
- **Enhance Reforestation Efforts:** The grant will help landowners restore woody cover in areas that have experienced reduced stocking levels due to natural causes or management practices. Prompt reforestation is vital to prevent erosion and invasive species establishment while increasing landscape-scale forest resiliency.
- **Mitigate Wildfire Risk:** Funding will support the promotion of fire-adapted ecosystems through prescribed burning, which reduces fuel loads and decreases the risk of catastrophic wildfires. It will also fund the creation and maintenance of fuel breaks, which are essential for slowing the spread of fire and enhancing suppression efforts.
- **Increase Landscape Diversity:** The program will allow for the conversion of land to native woody species through afforestation and agroforestry practices, increasing the diversity of species and land use across the landscape.

## **CONSUMER PROTECTION SERVICES**

### **FY2025 – Large Vehicle Scale Truck Bed Repair - \$5,500.00**

Large vehicle scale truck bed needed a repair to the hydraulic pump which had stopped working. The pump had stripped gears and needed to be replaced.

## **WILDLIFE SERVICES**

### **FY26- OKC SE Landfill- \$29,040**

Cooperative Agreement, spanning October 1, 2025 through September 30, 2026, regarding the control and removal of nuisance birds defecating on and damaging property. Furthermore, this will help reduce the threat of bird/aircraft interaction at Tinker AFB close by.

## **MARKET DEVELOPMENT**

### **FY2026 – Tulsa County Public Facilities Authority – 2025 Tulsa State Fair – Made in Oklahoma booths - \$25,616.00**

Justification: ODAFF contracts with the Tulsa County Public Facilities Authority for the purpose of providing a Made in Oklahoma Exhibit in the Exchange Center during the Tulsa State Fair. ODAFF sublets booth spaces within this exhibit area to MIO companies. The MIO Exhibit at the Tulsa State Fair is a rare opportunity for new MIO companies to introduce their products to an average of over 1 million potential customers. The average number of companies impacted each year is around 48 companies. The event falls within the

purpose of the MIO Program which is to assist local agricultural companies in collectively promoting brand awareness and consumer loyalty for Oklahoma products through cooperative marketing activities. If this proposed expense is not approved, there will not be a labeled MIO exhibit at the Tulsa State Fair. The economic impact to the MIO companies intending to participate in this Exhibit will potentially lose thousands of dollars in sales during the 11-day event held each year.

**FY2026 – Tulsa Home and Garden Show – booth rental – cost share basis for 10 Made in Oklahoma companies - \$12,000.00**

**FY2026 – Value-Added Agriculture Grant – viticulture – Daniel Montreuil - \$10,000.00**

**FY2026 – Farm to School – printing – educational resources – funded entirely by the Farm to School State Formula Grant - \$50,000.00**

Justification: It is the goal of the Farm to School Program to offer students hands on learning experiences that foster an understanding of where their food comes from, promote healthy eating habits and strengthen local food systems along with educating school food service staff and teachers through printed educational materials. Some of these printed materials include posters, cookbooks, recipe card sets, school garden quick start guide and signage. If this expense is not approved, it will hinder the education of children and school staff on local food along with running the risk of not being awarded USDA FNS Farm to School State Formula grants in the future.

**FY2026 – NASDA – National Restaurant Association Show – booth space - \$18,525.00**

**FY2026 – Whova – conference event management tool – Oklahoma Local Ag Summit – funded entirely by Specialty Crop Block Grant - \$10,000.00**

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

**APPROVAL OF CASES**

ON THIS 27<sup>th</sup> day of August 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 27<sup>th</sup> day of August 2025.

---

Blayne Arthur  
President  
State Board of Agriculture

**Exhibit A**  
**Board of Agriculture**  
**August 27, 2025**

**Consideration and Proposed Action on Cases Resolved by Stipulation:**

**Agricultural Environmental Management Services**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
Mary Houston & Brian Wagner	OGC-24-643	AEMS	\$200.00
David Imhoff	OGC-25-166	AEMS	\$250.00
Darwin Nightingale	OGC-25-492	AEMS	\$250.00
Eddie & Richie Robinson	OGC-24-195	AEMS	\$5,000.00

**Consumer Protection Services**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
81 Express, LLC	OGC-25-439	CPS	\$450.00
Lawn Buster	OGC-25-856	CPS	\$500.00
West Termite, Pest & Lawn SW-Missouri	OGC-25-707	CPS	\$1,500.00

**Consideration and Proposed Action on Cases Resolved by Consent Order:**

<b><u>Name</u></b>	<b><u>File No.</u></b>	<b><u>Division</u></b>	<b><u>Amount</u></b>
Simple Organics	OGC-25-556	CPS	\$10,000.00

**OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**

**v. MARY HOUSTON & BRIAN WAGNER**

**Case File No. OGC-24-643**

**MARY HOUSTON & BRIAN WAGNER**

**CAFO# 990002**

**461 E CENTRAL ST**

**CENTRAL, UT 84722**

**Summary of Facts:** The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding the Respondent's expired Concentrated Animal Feeding Operation (CAFO) license and renewal fee of One Thousand Nine Hundred Eighteen Dollars and Twenty Cents (\$1,918.20).

**Statute or Rule Violation:** Respondent violated Okla. Stat. Tit. 2 § 20-16(A), 20-16(B), and 20-16(D) by failing to renew their CAFO license and pay the renewal fee.

**Proposed Administrative Penalty:** The proposed penalty for this case was Two Hundred Dollars (\$200.00) and the renewal fee of One Thousand Nine Hundred Eighteen Dollars and Twenty Cents (\$1,918.20).

**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.**

**Case No: OGC-24-643**

**MARY HOUSTON & BRIAN WAGNER  
CAFO# 998002  
461 E CENTRAL ST  
CENTRAL, UT 84722**

**RESPONDENT.**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Thousand One Hundred Eighteen Dollars and Twenty Cents (\$2,118.20) 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:



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.

MARY HOUSTON & BRIAN WAGNER  
CAFO# 990002  
461 E CENTRAL ST  
CENTRAL, UT 84722

RESPONDENT.

**FILED**

JUL 23 2025

STATE BOARD OF AGRICUL

Case No: OGC-24-643

**STIPULATION**

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RESPONDENT:

Signature

Printed Name and Title:

Date: \_\_\_\_\_

paid 7/17/25  
CK # 19143  
\$2,118.20

**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.**

**MARY HOUSTON & BRIAN WAGNER  
CAFO# 990002  
461 E CENTRAL ST  
CENTRAL, UT 84722**

**RESPONDENT.**

**FILED**  
**MAR 04 2025**  
**STATE BOARD OF AGRICULTURE**

**Case No: OGC-24-643**

**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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. April 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.**

<sup>1</sup> 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 Swine Feeding Operations Act, Okla. Stat. Tit. 2 § 20-2 *et seq.*, ODAFF has authority to regulate persons who are swine feeding operations.

17. That Act at Okla. Stat. Tit. 2 § 20-16(A) states: "*Licenses shall expire on June 30 of each year and may be renewed upon payment of the license and swine animal unit fees set forth in this section and continued compliance with the provisions of the Oklahoma Swine Feeding Operations Act and the rules of the Board.*"

18. That Act at Okla. Stat. Tit. 2 § 20-16(B) states: "*The fees for a swine feeding operations license and annual renewal thereof shall be. . . 3. Seventy-five Dollars (\$75.00) for facilities with a capacity of five hundred one (501) to three thousand (3,000) swine animal units.*"

19. That Act at Okla. Stat. Tit. 2 § 20-16(D) states: "*The Department shall review costs related to the administration, regulation, and enforcement of licensed managed feeding operations. Based on the review, rules shall be promulgated pursuant to the Administrative Procedures Act establishing a renewal fee for licensed managed feeding operations. The fee shall be based on the costs incurred by the Department in salaries, travel claims, and other necessary expenses incurred in fulfilling its regulatory and administrative obligations with*

*regard to licensed managed feeding operations. Under no circumstances shall the fee exceed eighty cents (\$0.80) per swine animal unit.”*

### **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 April 15, 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department mailed initial Concentrated Animal Feeding Operation (CAFO) license renewal forms to the Respondent.

22. On or about June 6, 2024, the Department mailed a reminder letter to the Respondent that CAFO license renewals are due on the 30<sup>th</sup> of June.

23. On or about August 30, 2024, the Department sent Respondent a Letter of Warning (LOW) regarding their expired licenses, with how to calculate the cost of the license renewal. The Respondent has 2,304 animal units, therefore the total amount due for a license renewal is One Thousand Nine Hundred Eighteen Dollars and Twenty Cents (\$1,918.20).

24. To date, the Respondent has not paid for their license.

### **ALLEGED CONCLUSIONS OF LAW**

25. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 20-16(A), 20-16(B), and 20-16(D) by failing pay the license renewal fee for their CAFO.

### **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](mailto: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). In this case, we are seeking a Two Thousand One Hundred Eighteen Dollars and Twenty Cents (\$2,118.20) 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 Thousand One Hundred Eighteen Dollars and Twenty Cents (\$2,118.20).

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 submit 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 25TH 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

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 24th day of March, 2025, a true and  
correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

**MARY HOUSTON & BRIAN WAGNER**

**CAFO# 990002**

**461 E CENTRAL ST**

**CENTRAL, UT 84722**

*GB*

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.**

**MARY HOUSTON & BRIAN WAGNER  
CAFO# 990002  
461 E CENTRAL ST  
CENTRAL, UT 84722**

**RESPONDENT.**

**Case No: OGC-24-643**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Thousand One Hundred Eighteen Dollars and Twenty Cents (\$2,118.20) 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. DAVID IMHOFF**

**Case File No. OGC-25-166**

**DAVID IMHOFF PWA#789  
820807 S 3500 RD  
STROUD, OKLAHOMA 74079**

**Summary of Facts:** The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding the deadline of December 31<sup>st</sup> for four (4) hours of missed educational training for Poultry Waste Application (PWA). AEMS then sent a reminder email regarding the continuing educational requirements needed by December 31, 2024. The Respondent failed to complete the educational training.

**Statute or Rule Violation:** Respondent violated 2 O.S. § 10-9.17(F), 10-9.5(F)(1), 10-9.5(F)(3), 10-9.77(F)(4) and O.A.C. 35:17-5-11(b) by failing to complete the four (4) hours of continuing education.

**Proposed Administrative Penalty:** The proposed penalty for this case was Two Hundred and Fifty Dollars (\$250.00). Respondent stipulated to and paid the penalty and attended the four (4) hours of continuing education.

**Other Actions Required:** None.

**OGC Attorney:** Abigail Wilburn

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**  
JUL 28 2025  
STATE BOARD OF AGRICULTURE

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

COMPLAINANT,

v.

DAVID IMHOFF PWA#789  
820807 S 3500 RD  
STROUD, OKLAHOMA 74079

RESPONDENT.

Case No: OGC-25-166

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred and Fifty Dollars (\$250.00) for this action. **attended the four (4) hour education courses**, 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:

David Imhoff  
Signature

David Imhoff owner  
Printed Name and Title:

Date: 7-22-25

**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.**

**DAVID IMHOFF PWA#789  
820807 S 3500 RD  
STROUD, OKLAHOMA 74079  
RESPONDENT.**

**Case No: OGC-25-166**

**STATE BOARD OF AGRICULTURE  
JUL 19 2025**

**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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. August 14, 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.**

---

<sup>1</sup> 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 2007.

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 four (4) hours of continuing education, with 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 31<sup>st</sup> deadline.

26. To date, the Respondent has not completed any of the four (4) 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 four (4) 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](mailto: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, as well as the four (4) 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 attend the four (4) 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 June 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 Wormus, 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 16 day of July, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**DAVID IMHOFF PWA#789  
820807 S 3500 RD  
STROUD, OKLAHOMA 74079**

9/11/25  
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.**

**DAVID IMHOFF PWA#789  
820807 S 3500 RD  
STROUD, OKLAHOMA 74079**

**RESPONDENT.**

**Case No: OGC-25-166**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Two Hundred and Fifty Dollars (\$250.00) for this action, **attended the four (4) hour education courses**, 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. DARWIN NIGHTINGALE**

**Case File No. OGC-25-492**

**DARWIN NIGHTINGALE #5198  
21081 E 458 RD  
JAY, OK 74346**

**Summary of Facts:** The Agriculture Environmental Management Services (AEMS) Division of the Department sent the Respondent a Letter of Warning (LOW) regarding their expired Poultry Waste Application (PWA) Certification, with a deadline of February 15, 2025. The Respondent failed to renew their application and pay the Seventy-Five Dollar (\$75.00) fee.

**Statute or Rule Violation:** Respondent violated 2 O.S. §10-9.17(E)(1) by failing to renew their PWA Certification and pay the fee.

**Proposed Administrative Penalty:** The proposed penalty for this case was Two Hundred and Fifty Dollars (\$250.00) and the application fee of Seventy-Five Dollars (\$75.00). Respondent stipulated to and paid the penalty and provided the renewal application.

**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.

DARWIN NIGHTINGALE #5198  
21081 E 458 RD  
JAY, OK 74346

RESPONDENT.

Case No: OGC-25-492

**FILED**

JUL 28 2025

STATE BOARD OF AGRICULTURE

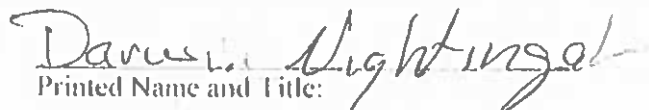
STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Three Hundred and Twenty-Five Dollars (\$325.00) for this action, and **submitted PWA registration form**, 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: 7-25-25

**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.**

**DARWIN NIGHTINGALE #5198  
21081 E 458 RD  
JAY, OK 74346**

**RESPONDENT.**

**Case No: OGC-25-492**

**FILED**  
**JUN 10 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 Conference<sup>1</sup> 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.**

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<sup>1</sup> 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(E)(1) states: *"The Department shall issue a commercial applicator certificate for a five-year period if a properly completed application is filed with the Department not later than the first day of January of the subsequent five-year period. A registration fee of Seventy-Five Dollars (\$75.00) shall accompany every initial and renewal application for certification."*

### **ALLEGATIONS OF FACT**

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

19. In September 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department mailed a renewal notice for the Poultry Waste Application Certification registration due date of January 1, and the renewal fee.

20. On or about January 16, 2025, Department sent Respondent a Letter of Warning (LOW) regarding their missing expired Poultry Waste Applicator (PWA) Certification, with a due date of February 15, 2025, with the Seventy-Five (\$75.00) Dollar registration fee.

21. To date, the Respondent has failed to apply for their PWA Certification and pay the registration fee.

### **ALLEGED CONCLUSIONS OF LAW**

22. Based upon the application of the above law to the aforementioned facts, Respondent has violated Okla. Stat. Tit. 2 § 10-9.17(E)(1) by failing to apply for their PWA certification and pay the registration fee.

### **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](mailto: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 Three Hundred and Twenty-Five Dollar (\$325.00) administrative penalty, and **submission of PWA registration form.**

#### **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 Three Hundred and Twenty-Five Dollars (\$325.00), **as well as submittal of the PWA registration.**

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 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 5TH day of June 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 Wormus, 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 10 day of June, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

**DARWIN NIGHTINGALE PWA#5198  
21081 E 458 RD  
JAY, OK 74346**

MB  
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.**

**DARWIN NIGHTINGALE #5198  
21081 E 458 RD  
JAY, OK 74346**

**RESPONDENT.**

**Case No: OGC-25-492**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Three Hundred and Twenty-Five Dollars (\$325.00) for this action, and **submitted PWA registration form**, 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 DEPARTMENTT OF AGRICULTURE, FOOD, AND FORESTRY**

**v. EDDIE AND RICHIE ROBINSON**

**Case File No. OGC-24-195**

**Eddie and Richie Robinson  
South Canadian Farms  
PO Box 917  
Holdenville, OK 74848**

**Summary of Facts:** Respondent discharged process wastewater to waters of the state.

**Statute or Rule Violation:** 2 O.S. § 20-48(B)(1)

**Proposed Administrative Penalty:** The penalty was assessed at \$5,000. Respondent stipulated and paid the penalty.

**Deviations:** None.

**Other Actions Required:** None.

**OGC Attorney:** Wendi Morse

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**  
JUL 14 2025  
STATE BOARD OF AGRICULTURE

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

COMPLAINANT,

v.

EDDIE AND RICHIE ROBINSON  
SOUTH CANADIAN FARMS, LLC  
PO BOX 917  
HOLDENVILLE, OK 74848

RESPONDENT.

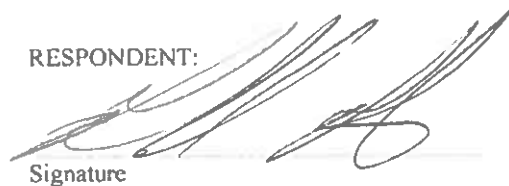
Case No: OGC-24-194 195

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of Five Thousand Dollars (\$5,000.00) 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

Richard Robinson Treasurer  
Printed Name and Title:

Date:

7-7-25

**RECEIVED**

JUL 11 2025

ODAFF FINANCE

  
7-14-25

**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. )**

**Case No: OGC-24-195**

**EDDIE AND RICHIE ROBINSON )  
SOUTH CANADIAN FARMS, LLC )  
PO BOX 917 )  
HOLDENVILLE, OK 74848 )**

**RESPONDENT. )**

**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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on June 12, 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.**

<sup>1</sup> 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(7); 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/operating a concentrated animal feeding operation in Oklahoma.

16. Pursuant to the Oklahoma Concentrated Animal Feeding Operations Act, Okla. Stat. Tit. 2 § 20-41 *et seq.*, ODAFF has authority to regulate Concentrated Animal Feeding Operations.

17. 2 O.S. § 20-48(B)(1) states: "*There shall be no discharge of process wastewater to waters of the state except in accordance with the provisions of the Oklahoma Concentrated Animal Feeding Operations Act.*"

### **ALLEGATIONS OF FACT**

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

19. On or around February 2, 2024, the Agricultural Environmental Management Services (AEMS) Division of the Department was notified of an unauthorized discharge at the Respondent's Farm.

20. On or around February 5, 2024, inspectors with the AEMS Division went to Respondent's farm.

21. The processed wastewater flowed into an intermittent creek that flows from the land application area through a culvert leaving the Respondent's farm.

22. Nowhere in this flow path was there enough effluent pooled, nor an accessible location in which to reclaim the waste and return it to the lagoon.
23. Respondent estimated that approximately Fifty-Four Thousand (54,000) gallons of wastewater were discharged.
24. On or about February 5, 2024, the Department sent Respondent a Letter of Warning regarding the discharge of process wastewater in violation of the law.
25. This discharge was logged with the Department as D-24-019.

#### **ALLEGED CONCLUSIONS OF LAW**

26. Based upon the application of the above law to the aforementioned facts, Respondent has violated 2 O.S. § 20-48(B)(1), by discharging process wastewater to waters of the state in violation of the Oklahoma Concentrated Animal Feeding Operations Act.

#### **ATTORNEY CONFERENCES**

27. 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 405-522-5997.
28. 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.
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.

#### **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 Five Thousand Dollars (\$5,000.00).

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 8TH day of April 2025.

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

*Wendi Morse*

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) 522-5997  
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:

**EDDIE & RICHIE ROBINSON  
SOUTH CANADIAN FARMS, LLC  
PO BOX 917  
HOLDENVILLE, OK 74848**

---

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. )

**EDDIE AND RICHIE ROBINSON** )  
**SOUTH CANADIAN FARMS, LLC** )  
**PO BOX 917** )  
**HOLDENVILLE, OK 74848** )

**RESPONDENT.** )

Case No: OGC-24-~~194~~ / 195

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of Five Thousand Dollars (\$5,000.00) 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. 81 EXPRESS, LLC**

**Case File No. OGC-25-439**

**81 EXPRESS, LLC  
201 S CHISHOLM TRAIL  
DOVER, OK 73734**

**Summary of Facts:** An investigator conducted a price verification inspection at 81 Express at 201 S Chisholm Trail in Dover, 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 2<sup>nd</sup> 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 Four Hundred and Fifty Dollar (\$450.00)(6 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. )

81 EXPRESS, LLC )  
201 S CHISHOLM TRAIL )  
DOVER, OK 73734 )

RESPONDENT. )

Case No: OGC 25-439

**FILED**  
JUL 23 2025  
STATE BOARD OF AGRICULTURE

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Hundred and Fifty Dollars (\$450.00)** 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.

**RECEIVED**

JUL 17 2025

ODAFF FINANCE

*[Handwritten signature]*  
7-17-25

RESPONDENT

*[Handwritten signature]*  
Signature

*Leah Muegggenberg*  
Printed Name

*Office Admin*  
Job Title

*7/10/25*  
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.**

**81 EXPRESS, LLC  
201 S CHISHOLM TRAIL  
DOVER, OK 73734**

**RESPONDENT.**

**Case No: OGC 25-439**

**FILED**  
JUN 12 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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on July 10<sup>th</sup>, 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.**

---

<sup>1</sup> 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 81 Express, located at 201 S Chisholm Trail, Dover, OK 73734.

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. 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**

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



20. On or about November 4, 2024, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 81 Express in Dover, 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 January 24, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 81 Express in Dover, Oklahoma. The inspection revealed that six (6) 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](mailto: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 Four Hundred and Fifty Dollar (\$450.00) 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 **Four Hundred and Fifty Dollars (\$450.00) (6 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 \_\_\_\_\_ 29<sup>TH</sup> day of MAY, 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 Wormus, 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 13 day of June, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**81 EXPRESS, LLC  
201 S CHISHOLM TRAIL  
DOVER, OK 73734**

*GB*

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.**

**81 EXPRESS, LLC  
201 S CHISHOLM TRAIL  
DOVER, OK 73734**

**RESPONDENT.**

**Case No: OGC 25-439**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Hundred and Fifty Dollars (\$450.00)** 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	81 Express, LLC			
Inspection Number	JCB-012425-1			
Inspector's Name	Joseph C Baker	Manager: Justin Mueggenborg		
Date:	01/24/2025	AGN:		
Site Address	201 S Chisholm Trail	Dover	OK	73734 CountyKingfisher
Phone Number	(405)828-4660	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Follow Up	Previous Inspection number: JCB-110424-4	
Type of Store: Convenience Store		Item Status: Non Sale		
PRICE VERIFICATION INFORMATION				
PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Tostitos Chunky Salsa Mild 15.5oz	028400055970	4.09	5.09	1.00
Life Water 23.7 fl oz	012000161162	1.79	1.99	0.20
Modelo 12pk cans	080860957159	15.99	16.49	0.50
Pure Leaf Sweet Tea 18.5 fl oz	01200286193	1.69	1.99	0.30
SlimJim Original Monster Size	026200140605	2.99	3.29	0.30
Mexicana Hannah's Red Hot Pickled Sausage	727968110410	0.99	1.09	0.10
Total Number Checked: 50		Total Number of Violations: 8	Accuracy: 88%	Result: Notice of Violation
REMARKS SECTION				
<p>I checked a total of 50 items for pricing accuracy and observed 8 violations. This inspection is a follow up inspection to inspection no. JCB-110424-4 that was performed on 11/4/2024 which resulted in a letter of warning being issued. This inspection is not an approved inspection with 88% accuracy. An accuracy of 95% or higher is required for a Price Verification Inspection to be approved. The ownership of the firm is the same, however the manager is a new manager.</p>				

Person Interviewed: Danah Allen Inspector: \_\_\_\_\_

**OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY**

**v. LAWN BUSTER**

**Case File No. OGC-25-856**

**LAWN BUSTER  
3649 ELIZABETH ST.  
CHOCTAW, OK 73020**

**Summary of Facts:** In March of 2025, a pesticide use inspection was performed in Midwest City, OK. During this inspection, our inspector observed the Respondent's company making an ornamental and turf application. The Respondent's application records indicate that Trimec 992 and Specticle Flo Herbicide were applied. The inspector observed the Respondent's employee in training was not wearing a long sleeve shirt during application, which is required by the product's label. Additionally, the application records were missing the following required records: the complete trade name for the 2,4-D and Glyphosate, the EPA registration number for all the products listed, the total gallons of tank mix applied, the size of the area treated, and the dilution rate for mixing.

**Statute or Rule Violation:** Respondent violated 2 O.S. § 3-86(A)(4), O.A.C. 35:30-17-21(a)(9), O.A.C. 35:30-17-21(a)(10), O.A.C. 35:30-17-21(a)(11), and O.A.C. 35:30-17-21(a)(12) by applying a pesticide in a manner inconsistent with the product label, and not keeping accurate application records.

**Proposed Administrative Penalty:** The proposed penalty for this case was Five Hundred Dollars (\$500.00). Respondent stipulated and paid.

**Other Actions Required:** None.

**OGC Attorney:** Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**  
AUG 05 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-25-856

LAWN BUSTER )  
3649 ELIZABETH ST. )  
CHOCTAW, OK 73020 )

RESPONDENT. )

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Five Hundred Dollars (\$500.00)** 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

Keri Cooper / Office manager  
Printed Name and Title:

Date: 7/29/25



**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.**

**LAWN BUSTER  
3649 ELIZABETH ST.  
CHOCTAW, OK 73020**

**RESPONDENT.**

JUL 09 2025  
STATE BOARD OF AGRICULTURE

Case Nos: OGC-25-856

**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 Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 13<sup>th</sup> day of November 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.**

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<sup>1</sup> 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 March 13, 2025, a pesticide use inspection was performed by the Consumer Protection Division of the Department at 213 E. Myrtle Dr. in Midwest City, OK.

19. Our inspector observed your company making an ornamental and turf application at this residence.

20. Your application records indicate that Trimec 992 and Specticle Flo Herbicide were the products being applied.

21. Our inspector documented that the employee in training that was making the application was not wearing a long sleeve shirt. The product's labels require applicators to wear a long sleeve shirt when applying Trimec 992 and Specticle Flo Herbicide.

22. Additionally, the application records you supplied our office were missing the following required records: the complete trade name for the 2,4-D and Glyphosate that you have listed, the EPA registration number for all the products listed, the total gallons of tank mix applied, the size of the area treated, and the dilution rate for mixing. Your records indicated that you mixed the product with 80 gallons of water, but you did not record how much product is mixed with the 80 gallons of water.

23. Applying a pesticide product in a manner inconsistent with the product label and not keeping accurate application records are violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4), O.A.C. 35:30-17-21(a)(9), O.A.C. 35:30-17-21(a)(10), O.A.C. 35:30-17-21(a)(11), and O.A.C. 35:30-17-21(a)(12).

#### **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), O.A.C. 35:30-17-21(a)(9), O.A.C. 35:30-17-21(a)(10), O.A.C. 35:30-17-21(a)(11), and O.A.C. 35:30-17-21(a)(12) which are 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.”

- O.A.C. 35:30-17-21(a)(9): “(a) Commercial and non-commercial applicators shall keep accurate records pertaining to pesticide activities, which, at a minimum, show: (9) Dilution rate for mixing.”
- O.A.C. 35:30-17-21(a)(10): “(a) Commercial and non-commercial applicators shall keep accurate records pertaining to pesticide activities, which, at a minimum, show: (10) Total quantity tank mix used.”
- O.A.C. 35:30-17-21(a)(11): “(a) Commercial and non-commercial applicators shall keep accurate records pertaining to pesticide activities, which, at a minimum, show: (11) Complete trade name of pesticide product used.”
- O.A.C. 35:30-17-21(a)(12): “(a) Commercial and non-commercial applicators shall keep accurate records pertaining to pesticide activities, which, at a minimum, show: (12) EPA registration number of pesticide product used.”

#### **PRAYER FOR RELIEF**

25. The Department is seeking an administrative penalty in the amount of **Five Hundred Dollars (\$500.00)**.

#### **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](mailto: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 **Five Hundred Dollars (\$500.00)**.

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 11th day of June, 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 10 day of July, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**LAWN BUSTER  
3649 ELIZABETH ST  
CHOCTAW, OK 73020**



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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.**

**LAWN BUSTER  
3649 ELIZABETH ST.  
CHOCTAW, OK 73020**

**RESPONDENT.**

**Case Nos: OGC-25-856**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Five Hundred Dollars (\$500.00)** 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. WEST TERMITE, PEST, AND LAWN-SW MISSOURI**

**Case File No. OGC-25-707**

**WEST TERMITE, PEST, AND  
LAWN -SW MISSOURI  
P.O. BOX 1520  
LOWELL, AR 72745**

**Summary of Facts:** In March of 2025, a complaint investigation was conducted in the Grand Lake area of Oklahoma where it was reported that the Respondent was doing business as Jim's Pest Control. The inspector secured invoices from several customers. The invoices stated payment was to be made to the Respondent with the company address located in Lowell, Arkansas. The Respondent's address is not on file with ODAFF as being a commercial pesticide applicator company.

**Statute or Rule Violation:** Respondent violated 2 O.S. § 3-82(A) and 2 O.S. § 3-86(A)(15) by conducting business as a commercial pesticide applicator without a license.

**Proposed Administrative Penalty:** The proposed penalty for this case was Fifteen Hundred Dollars (\$1,500.00). 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.

WEST TERMITE, PEST, AND  
LAWN -SW MISSOURI  
P.O. BOX 1520  
LOWELL, AR 72745

RESPONDENT.

Case Nos: OGC-25-707

STATE BOARD OF AGRICULTURE  
JUL 16 2025

FILED

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Fifteen Hundred Dollars (\$1,500.00)** 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:

*Phil D West*

Signature

*Phil D West Vice President*

Printed Name and Title:

Date:

*7-9-25*

RECEIVED

JUL 15 2025

ODAFF FINANCE

*[Signature]*  
*H625*

**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. )

WEST TERMITE, PEST, AND )  
LAWN -SW MISSOURI )  
P.O. BOX 1520 )  
LOWELL, AR 72745 )

RESPONDENT. )

**FILED**  
JUN 10 2025  
STATE BOARD OF AGRICULTURE

Case Nos: OGC-25-707

**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. The Respondent is hereby notified that a Prehearing Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at 1:30 p.m. on 13<sup>th</sup> day of November 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.**

<sup>1</sup> 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. The 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 March 27, 2025, a complaint investigation was performed by the Consumer Protection Division of the Department in the Grand Lake area of Oklahoma where it was reported that your company was doing business as Jim's Pest Control.

19. Our inspector secured invoices from some of your customers and the invoices stated to submit payment to West Termite, Pest, and Lawn - SW Missouri with the company address being in Lowell, AR.

20. This location is not on file with ODAFF as being a commercial pesticide applicator company.

21. Receiving compensation for pest control is considered conducting commercial business and requires the location who receives the payment to be licensed with ODAFF.

22. Conducting business as a commercial pesticide applicator without a license is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-82(A) and 2 O.S. § 3-86(A)(15).

#### **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) and 2 O.S. § 3-86(A)(15) 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.”



### **PRAYER FOR RELIEF**

24. The Department is seeking an administrative penalty in the amount of **Fifteen Hundred Dollars (\$1,500.00)**.

### **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](mailto: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.

#### **OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT**

31. 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**

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 **Fifteen Hundred Dollars (\$1,500.00)**.

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 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 3rd day of June, 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  
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 10 day of June, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

**WEST TERMITE, PEST, AND LAWN - SW MISSOURI  
P.O. BOX 1520  
LOWELL, AR 72745**

*MB*

\_\_\_\_\_  
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.**

**WEST TERMITE, PEST, AND  
LAWN -SW MISSOURI  
P.O. BOX 1520  
LOWELL, AR 72745**

**RESPONDENT.**

**Case Nos: OGC-25-707**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Fifteen Hundred Dollars (\$1,500.00)** 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. SIMPLE ORGANICS**

**Case File No. OGC-25-556**

**Riley Czaplewski/Nallely Rivera**  
**Simple Organics**  
**6855 NW 178<sup>th</sup> St. Unit A1**  
**Edmond, OK 73012**

**Summary of Facts:** In January of 2025, an investigation was conducted into the Respondent. During this investigation, the Department found that Respondent was processing non-compliant hemp, without an Industrial Hemp Processing License, as well as processed and/or handled hemp that were not approved in the state of origin. The Respondents provided records to the Department of unapproved varieties and unofficial Certificates of Analysis to secure their license. The Respondent failed to provide accurate and complete records in response to a request for information. Specifically, not all licenses were provided for hemp processed/handled and Certificates of Analysis were not approved by state of origin. The Respondent failed to retain records required by the Industrial Hemp Program Rules. Based on the investigation Respondent handled, processed, and/or sold non-compliant hemp which entered the stream of commerce. Specifically, Respondent was in possession and processing hemp that had a total THC above the allowable threshold of 0.3%. The Respondent failed to follow transportation rules.

**Statute or Rule Violation:** Respondent violated O.A.C. 35:30-24-12(h)(1), O.A.C. 35:30-24-12(h)(2), O.A.C. 35:30-24-12(h)(3), O.A.C. 35:30-24-12(h)(10), O.A.C. 35:30-24-12(h)(12), and O.A.C. 35:30-24-12(h)(13) by providing false information or otherwise engaging in deception to secure or retain a license, failing to provide accurate and complete records in response to a request for information from the Department, failing to retain records required by this subchapter or produce such records at the request of the Department, handling, processing, or selling non-compliant hemp which enters the stream of commerce, failing to follow transportation rules, and processing or handling hemp grown without a license.

**Proposed Administrative Penalty:** The proposed penalty for this case was Ten Thousand Dollars (\$10,000.00). Respondent signed Settlement Agreement and Consent Order.

**Deviations:** None.

**Other Actions Required:** None.

**OGC Attorney:** Kiersten Wormus

BEFORE THE STATE BOARD OF AGRICULTURE  
STATE OF OKLAHOMA

**FILED**  
AUG 12 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-25-556

RILEY CZAPLEWSKI/NALLELY RIVERA )  
SIMPLE ORGANICS )  
6855 NW 178TH ST. UNIT A1 )  
EDMOND, OK 73012 )

RESPONDENT. )

**SETTLEMENT AGREEMENT AND CONSENT ORDER**

**PARTIES**

1. This Settlement Agreement and Consent Order (the "Agreement") is between the Oklahoma Department of Agriculture, Food, And Forestry (the "Department") and Simple Organics (the "Respondent").

**AUTHORITY**

2. The Department has authority over this matter pursuant to Okla. Const. Art. VI, Section 31 and 2 O.S. § 2-4(16).

**DEPARTMENT'S NOTICE**

3. On the 7<sup>th</sup> day of April 2025, the Department issued a Notice of Violation in Case No. OGC-25-556, ("Notice") to the Respondent, which is attached hereto as Exhibit A. The Allegations of Fact and Summary of Applicable Law of that Notice are incorporated herein by reference.

**ORDER AND AGREEMENT**

4. In compromise and full settlement of *this matter*, the Respondent shall pay to the Department an administrative penalty of Ten Thousand Dollars and Zero Cents (\$10,000.00).
5. Upon the execution of this agreement by both parties, payment shall be made within ninety (90) days by Respondent payable to the "Oklahoma Department of Agriculture, Food, And Forestry" and mailed to the following address:

Office of General Counsel  
Oklahoma Department of Agriculture, Food, and Forestry

2800 N. Lincoln Blvd.  
Oklahoma City, OK 73105-4298

#### **EFFECT OF THE AGREEMENT**

6. In exchange for Respondent's compliance with the terms of this Agreement, the Department agrees not to initiate any further administrative, civil, or criminal proceedings against Respondent, its officers, directors, agents, customers, servants, employees, representatives, parents, subsidiaries, successors and assigns, based or relating to the facts alleged in the Department's Notice. This release shall not prevent the Department from enforcing the terms of this Agreement and does not release Respondent from liability for other unknown or undiscovered past violations or potential future violations of state or federal law. This Agreement relates only to claims within the jurisdiction of the Department and specifically does not release Respondent from actions initiated by other state or federal agencies having jurisdiction over related matters.
7. Respondent and the Department recognize there is risk and expense inherent in any litigation. Thus, the parties agree to enter into this compromise and settlement to avoid incurring any further cost and expense arising as a result of this dispute. Respondent and the Department each do not waive and each expressly reserves all of its rights in any future proceeding against it.
8. The Department does not by entering into this Agreement concede that its factual basis for initiating this Action, and violations found based upon those facts, are not true and accurate. Respondent, without admitting the truth of said factual averments and having previously contested the alleged violations in informal discussions with representatives of the Department, voluntarily waives its right to a formal evidentiary hearing to contest such factual averments. By entering into this agreement, Respondent does not admit or consent to the truth of the factual averments set forth in the Notice. The Department and Respondent are avoiding further contention, including litigation of this matter, through settlement of this Action by this Agreement.

#### **NO ADMISSION**

9. This Agreement and any proceedings taken hereunder are not intended and shall not in any event be construed as, or deemed to be, an admission or concession or evidence of any liability or any wrongdoing whatsoever on the part of any party. The parties hereto specifically disclaim and deny any liability or wrongdoing whatsoever with respect to the allegations and claims asserted against them in this action and enter into this Agreement solely to avoid the further expense, inconvenience, burden and uncertainty of litigation.

#### **NON-ADMISSIBILITY**

10. These settlement negotiations have been undertaken by the parties in good faith and for settlement purposes only, and neither this Agreement nor any evidence of negotiations hereunder, shall be offered or received in evidence in this Action, or any other action or proceeding, for any purpose other than in an action or proceeding to enforce the terms of this Agreement.



### **HEARING WAIVER**

11. Respondent hereby agrees to waive its right to a hearing and its opportunity to appeal or contest this Agreement. Respondent enters into this Agreement freely and voluntarily.

### **NOTICE**

12. Unless otherwise specified, reports, notice, or other submissions required under this Agreement shall be in writing and shall be sent to:

For the Oklahoma Department of Agriculture, Food, and Forestry:

Kiersten Wormus  
Assistant General Counsel  
2800 N. Lincoln Blvd.  
Oklahoma City, OK 73105-4298

For Respondent Simple Organics:

Felina N. Rivera, OBA #31696  
Anna Y. Sanchez, OBA #34775  
Matt Kichn, OBA #36421  
Renaissance Legal Solutions PLLC  
8524 S Western Ave Suite 101  
Oklahoma City, OK 73139  
Attorney for Respondent

### **MISCELLANEOUS**

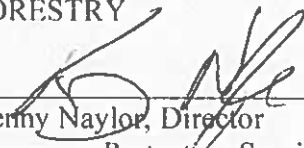
13. This Agreement may be amended only by mutual agreement of the Department and Respondent. Such amendments shall be in writing, shall have as their effective date the date on which they are signed by both parties, and shall be incorporated into this agreement.
14. The undersigned representative of the Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry agrees to propose and recommend this Agreement to the State Board of Agriculture (the "Board"). Furthermore, Respondent understands that the Office of General Counsel Representative neither possesses the legal power to bind the Board nor can the Office of General Counsel Representative promise acceptance of this Agreement by the Board. Respondent understands that it may attend the meeting of the Board but is not required to do so.
15. In the event the Board accepts this Agreement, Respondent shall receive a copy of the Approval. Compliance with this Agreement shall constitute full and complete settlement.
16. In the event the Board does not approve this Agreement, then Respondent or the Department is free to make a counterproposal for the Board's consideration, or the Parties may choose to go through a formal administrative hearing on the above charges, and the recitations herein will be held for naught and are inadmissible in any future proceedings.

17. No breach of any provision of this Agreement can be waived by any undersigned party unless in writing. Waiver of any one breach by an undersigned party shall not be deemed to be a waiver of any other breach of the same or any other provision of this Agreement.

18. This Agreement shall be governed by the laws of the State of Oklahoma.

Executed by the Parties on the dates set forth below:

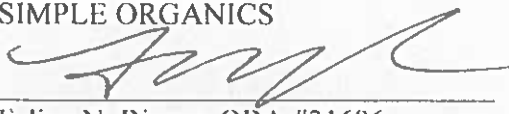
OKLAHOMA DEPARTMENT  
OF AGRICULTURE, FOOD, AND  
FORESTRY

  
Kenny Naylor, Director  
Consumer Protection Services  
2800 N. Lincoln Blvd.  
Oklahoma City, OK 73105-4298  
Telephone: (405) 522-0625

Date: 8/12/25

- and by -

SIMPLE ORGANICS

  
Felina N. Rivera, OBA #31696  
Anna Y. Sanchez, OBA #34775  
Matt Kiehn, OBA #36421  
Renaissance Legal Solutions PLLC  
8524 S Western Ave Suite 101  
Oklahoma City, OK 73139

Date: 5/8/2025

**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.**

**RILEY CZAPLEWSKI/NALLELY RIVERA  
SIMPLE ORGANICS  
6855 NW 178TH ST. UNIT A1  
EDMOND, OK 73012**

**RESPONDENT.**

**Case No: OGC-25-556**

**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. Respondents are hereby notified that a Prehearing Conference<sup>1</sup> will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on the 8<sup>th</sup> day of May 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.**

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<sup>1</sup> 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. Respondents have 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 processing and handling commercial hemp.

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 Respondents.

18. In January of 2025, the Consumer Protective Services Division of the Department received information from the Oklahoma Bureau of Narcotics that Respondents were processing and selling THC products in Oklahoma

19. The Department conducted an investigation into the Respondents. Upon reviewing Respondent's website and Certificates of Analysis, the Department found that Respondents were processing non-compliant hemp at 6855 NW 178th St, Edmond, OK without an Industrial Hemp Processing License.

20. Respondent provided false information or otherwise engaged in deception to secure or retain their license. Specifically, Respondent listed unapproved varieties and unofficial Certificates of Analysis within records provided to the Department.

21. Respondent failed to provide accurate and complete records in response to a request for information from the Department. Specifically, not all licenses were provided for hemp processed/handled and Certificates of Analysis were not approved by state of origin.
22. Respondent failed to retain records required by the Industrial Hemp Program Rules.
23. Respondent handled, processed, and/or sold non-compliant hemp which entered the stream of commerce. Specifically, Respondent handled, processed, and/or sold hemp products that were above the 0.3% Total THC allowed by the Industrial Hemp Program Rules.
24. Respondent failed to follow the transportation rules found in the Industrial Hemp Program Rules.
25. Respondent processed and/or handled hemp that was grown without a license. Specifically, Respondent processed and/or handled unapproved varieties of hemp and processed and/or handled varieties of hemp that were not approved in the state of origin.
26. Based on the allegations above, the Respondent has violated the Oklahoma Industrial Hemp Program Laws & Rules, specifically 2 O.S. § 3-404(A), O.A.C. 35:30-24-12(h)(1), O.A.C. 35:30-24-12(h)(2), O.A.C. 35:30-24-12(h)(3), O.A.C. 35:30-24-12(h)(10), O.A.C. 35:30-24-12(h)(12), and O.A.C. 35:30-24-12(h)(13).

#### **ALLEGED CONCLUSIONS OF LAW**

27. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-404(A), O.A.C. 35:30-24-12(h)(1), O.A.C. 35:30-24-12(h)(2), O.A.C. 35:30-24-12(h)(3), O.A.C. 35:30-24-12(h)(10), O.A.C. 35:30-24-12(h)(12), and O.A.C. 35:30-24-12(h)(13) which are stated below:

- 2 O.S. § 3-404(A): “(A) A person intending to engage in industrial hemp growth, cultivation, handling, or processing authorized under the

Oklahoma Industrial Hemp Program shall apply to the Oklahoma Department of Agriculture, Food, and Forestry for a license prior to planting, handling, or processing the industrial hemp.”

- O.A.C. 35:30-24-12(h)(1): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be limited to, the following conduct: (1) Providing false, misleading, or incorrect information or otherwise engaging in fraud or deception to secure or retain a license.”
- O.A.C. 35:30-24-12(h)(2): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be limited to, the following conduct: (2) Failure to timely, accurately, and truthfully complete and submit any application, report, or request for information from the Department.”
- O.A.C. 35:30-24-12(h)(3): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be limited to, the following conduct: (3) Failure to retain records required by this subchapter or produce such records at the request of the Department.”
- O.A.C. 35:30-24-12(h)(10): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be limited to, the following conduct: (10) Handling, processing, or selling non-compliant hemp which enters the stream of commerce.”
- O.A.C. 35:30-24-12(h)(12): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be

limited to, the following conduct: (12) Failure to follow transportation rules as provided within this subchapter.”

- O.A.C. 35:30-24-12(h)(13): “(h) Violations of the Oklahoma Industrial Hemp Program and the rules of this subchapter shall include, but not be limited to, the following conduct: (13) Processing or handling hemp grown without a license.”

### **PRAYER FOR RELIEF**

28. The Department is seeking an administrative penalty in the amount of **Ten Thousand Dollars (\$10,000.00)**.

### **ATTORNEY CONFERENCES**

29. 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](mailto:Kiersten.wormus@ag.ok.gov).

30. 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.

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. Any person, holder or non-holder of a valid license violating any of the provisions of 2 O.S. §3-86(A)(1)-(22) shall be guilty of a misdemeanor and shall be punishable by a fine of not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00), imprisonment in the county jail for not less than thirty (30) days and not more than one (1) year, or both.

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

#### **OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT**

36. 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**

37. 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**

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 **Ten Thousand Dollars (\$10,000.00)**.

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 26th day of March, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2025, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt

Requested, as follows:

**Riley Czaplewski/Nallely Rivera  
Simple Organics  
6855 NW 178th St. Unit A1  
Edmond, OK 73012**

\_\_\_\_\_  
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-25-556**

**RILEY CZAPLEWSKI/NALLELY RIVERA )  
SIMPLE ORGANICS )  
6855 NW 178TH ST. UNIT A1 )  
EDMOND, OK 73012 )**

**RESPONDENT. )**

**STIPULATION**

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Ten Thousand Dollars (\$10,000.00)** 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: \_\_\_\_\_