AGENDA

STATE BOARD OF AGRICULTURE

DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

Wednesday, October 28, 2026
10:30 A.M.

The Lodge at Stuart Ranch
52HW+4G, Waurika, Oklahoma 73573

1. Call to Order

2. Roll Call

3. Declaration of a Quorum

4. Introduction of Guests

5. Awards and Recognition

6. Consideration and Proposed Action on Minutes of Regular Board Meeting of August 25, 2026.

7. 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 – Bryce Boyer
   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

8. Consideration and Proposed Action on Purchases/Contracts

9. Consideration and Proposed Action on Cases Resolved by Stipulation

Consumer Protection Services
7-Eleven, Oklahoma City, Oklahoma
A&B Eco Safe Pest Control INC, Stillwater, Oklahoma
Cary Todd Warren, Duke, Oklahoma
Christopher Porter, Weatherford, Oklahoma
Crop Care Aerial Spraying of Oklahoma LLC, Burbank, South Dakota
Deterding Aerial, Pond Creek, Oklahoma
Deterding Aerial, Pond Creek, Oklahoma
Deterding Aerial, Pond Creek, Oklahoma
Dollar General, Cheyenne, Oklahoma
EDKO Vegetation Management, Shawnee, Oklahoma
Express Pest Services, Meeker, Oklahoma
Family Dollar, Enid, Oklahoma
Jason Borders, Sulphur, Oklahoma
LuckyGlean Biotech LLC, Boley, Oklahoma
Nature's Truth INC, Edmond, Oklahoma
Pendley's Pest Patrol, Eufaula, Oklahoma
Splended Garden LLC, Weleetka, Oklahoma
Turfworks Lawn Care, Oklahoma City, Oklahoma

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

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

Agricultural Environmental Management Services
Brandon's Lawn Care and Landscaping, Meeker, Oklahoma
Jays Lawn B Green and Pest Control LLC, Okemah, Oklahoma
Okie Drones, Stroud, Oklahoma

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11. Consideration and Proposed Action on Cases Resolved by Final Order

Consumer Protection Services
Rig Farms, Holdenville, Oklahoma

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12. Consideration and Proposed Action on Suspension of License

Consumer Protection Services
Black Mesa Hemp LLC, Oklahoma City, Oklahoma

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13. Next Board meeting scheduled for **December 9, 2026**, in Oklahoma City, Oklahoma.

14. Old Business

15. 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.

16. Adjournment

**Neither the Open Meetings Act nor the 1st amendment to the U.S. Constitution provide an opportunity for individuals to express views or interview members of a public body. Regular meetings are for the purpose of transacting business. They are not public hearings. Presentations to the Board by persons other than members of the Legislature, representatives of the Governor or employees of the Department shall not be placed on the Board agenda. Members of the Board and staff from ODAFF may join for breakfast, lunch, dinner, tours, or events on October 28 and 29, 2026. Board Members, staff, and the public may discuss program issues during breakfast, dinner, lunch, tours, or events on October 28 and 29, 2026; no votes or action will be taken during breakfast, dinner, lunch, tours, or events on October 28 and 29, 2026.*

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

Oklahoma City, Oklahoma
August 25, 2026

The Oklahoma State Board of Agriculture met in regular session at 10:00 a.m., August 25, 2026, in Oklahoma City, Oklahoma. Written notice of this meeting was filed with the Secretary of State. A notice was posted at the Agriculture Building in Oklahoma City 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
Brent Bolen
Clay Burtrum
Nocona Cook
Tyler Schnaithman

Others Present:

Kalley Whitlock, Executive Assistant
Brian McDowell, Director, Laboratory Services
Kenny Naylor, Director, Consumer Protection Services
Dieter Rudolph, Forestry Services
Andy James, Forestry Services
Teena Gunter, Director, Agricultural Environmental Management Services & Office of General Counsel
Dr. Dorrie Parrott, Animal Industry Services
Scott Yates, Director, Food Safety
Justin Cooper, Director, Wildlife Services
Daniel Ridings, Director, Administrative Services
Troy Marshall, Director, Agricultural Statistics
Meriruth Sellers, Director, Market Development
Bryce Boyer, Director, Communications
Melissa Beets, Consumer Protection Services
Mary Riccotti, Consumer Protection Services
Sidney Lee, Quorum Call
Luke Doran

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

Andy James, Forestry Services, was recognized for his 30 years of service to the State of Oklahoma. Mary Ricciotti, Consumer Protection Services, for her 50 years of service to the State of Oklahoma.

A motion was made by Mr. Burtrum, seconded by Mr. Schnaithman, to approve the minutes of the regular meeting of July 29, 2026, as presented.

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

A motion was made by Mr. Cook, seconded by Mr. Burtrum, to approve the division reports as submitted, with the following correction to Animal Industry Services' division report on page E-1: "*August 26, 2026*" corrected to "*August 25, 2026*".

Map of USDA Map of Confirmed NWS Cases as of August 25, 2026 attached as Attachment A.

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

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

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

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

Consumer Protection Services

Blackwell Grower LLC, Blackwell, Oklahoma
Elite Lawn Care, Moore, Oklahoma
Elk City Golf and Country Club, Elk City, Oklahoma
Two Peas In A Pod-Lanier Farms, Ringling, Oklahoma

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

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

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

Agricultural Environmental Management Services

Seaboard Foods LLC, Guymon, Oklahoma

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

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

A motion was made by Mr. Cook, seconded by Mr. Schnaithman, to approve the Proposed Action on Cases Resolved by Final Order with the original $1,000 fine amount.

Consumer Protection Services

H Lawn Care, Bethany, Oklahoma

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

The vote was as follows:

Arthur	Aye
Bolen	Aye
Burtrum	Aye
Cook	Aye
Schnaithman	Aye

The motion carried.

There was no old business presented for the Board to take action upon. During new business, Mrs. Arthur announced that Governor Stitt will be making an announcement on August 25, 2026, regarding the agriculture industry. Board members are anticipated to be in attendance.

Mr. Bolen moved, Mr. Cook seconded, that the meeting be adjourned at 10:49 a.m.

By_____
President

ATTEST: Kalley Whitlock
Executive Secretary

August 25, 2026, BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY27-Agency Vehicle Purchase - $1,135,000.00

The agency needs to acquire new vehicles to replace aging vehicles within our fleet. The timely replacement of these vehicles is critical to our staff fulfilling the agency's mission. This includes the purchase and upfitting for 25 vehicles. Failure to update the fleet may expose both employees and the public to increased safety risks.

FY27-Investigative Services Geosafe Subscription-$12,000.00

Purchase of GeoSafe subscription for Investigative Services. GeoSafe is a program and mobile application that provides real-time location identification for Special Agents. It is a law-enforcement-specific smartphone app that displays an agent's current location on a map. The application significantly enhances officer safety by allowing an agent's location to be shared with other law enforcement agencies that also subscribe to the service. Currently, most counties and state agencies utilize GeoSafe. GeoSafe also allows agents to conduct warrant searches and identify stolen property in the field without needing to call the office and have another staff member run information through the Oklahoma Law Enforcement system, preventing that staff member from being pulled away from other duties.

FORESTRY SERVICES

FY27-Feeder Supply-Well Rehabilitation Project – $60,000.00
(*Funding Source: USFS PC 89*)

Rehabilitate the nursery's feeder supply-well that provides water to the above-ground storage tank used for the field irrigation system. This well is an important part of the nursery's water supply and is needed to provide consistent irrigation throughout the growing season. Repairing the well will reduce the risk of an unexpected interruption, improve the reliability of the nursery's water infrastructure, and help protect the annual seedling crop. Consequences: Failure to approve this will result in an ageing and unreliable well which increases the risk of reduced water availability or an unexpected failure that could interrupt irrigation and affect seedling growth and survival.

FY27 - Kubota RTV-X1100CW-T Cab – $25,000.00
(*Funding Source: USFS PC 89*)

Purchase a Kubota RTV-X1100CW-T Cab to provide the Forest Tree Improvement Center with a safe and reliable way to transport materials, tools, and equipment throughout the Center's fields and seed orchard areas. The RTV will support daily tree improvement and seed orchard operations and allow staff to move between work areas more efficiently throughout the year. Consequences: Failure to approve this request will require Forest Tree Improvement Center staff to carry tools, supplies, and equipment to work areas by hand, resulting in repeated trips and reduced productivity. Furthermore, without the requested four-wheel-drive system, staff will be unable to safely navigate field conditions and seed orchards to perform tree inspections, cone collection, pollination, breeding, monitoring and maintenance.

FY27 SMZ PL ECO 3 Lifter and Pickup Attachment – $90,000.00
(*Funding Source: USFS PC 89*)
Purchase an SMZ PL ECO 3 Lifter and Pickup Attachment to improve the safety, efficiency, and productivity of bare-root seedling harvesting operations. The ECO 3 Lifter provides clean cuts and efficiently lifts seedlings during harvest, while the Pickup Attachment brings the harvested seedlings to a convenient working height for employees to bundle and package. Together, the equipment will streamline the harvesting process and reduce the amount of manual handling required. Consequences: Failure to approve this will result in critical operational delays, increased worker injuries, and higher labor costs due to continued manual harvesting. Bare-root seedling harvesting is labor-intensive and requires employees to repeatedly bend, lift, and handle seedlings throughout the process.

FY27 Nursery Inventory and Order Management System – $15,000.00
(*Funding Source: State Funds*)
Purchase an integrated inventory and order management system to eliminate manual data entry errors and provide real-time tracking of seedlings from production to distribution at the Forest Regeneration Center.
The new system will:

- Track seedling stages: Use digital barcode or QR code scanning as plants move through production.
- Sync customer orders: Connect directly with the online seedling store to update stock instantly.
- Streamline shipping: Interface with commercial shipping software to print labels and track orders.

Currently, inventory relies on manual data entry and spreadsheets. Staff must update records multiple times per season. This current process is labor-intensive, delays updates, and increases errors during the busy harvest and shipping windows.

FY27 Telescopic Boom Lift – $130,000.00
(*Funding Source: USFS PC 89*)
Purchase a 60-foot telescopic boom lift for the Forest Tree Improvement Center to provide safe and efficient access to the upper canopy for seed orchard and tree improvement operations. The equipment will support cone collection for seed processing, crown inspections for insect and disease monitoring, controlled pollination and breeding activities, and other upper canopy tasks essential to producing high-quality conservation seedlings. Consequences: Failure to approve this will result in current operations relying on limited access methods or contracted services, which can increase costs, delay time-sensitive work, and expose staff to unnecessary safety risks. A telescopic boom lift provides a safe, stable, and reliable platform for conducting critical tree improvement operations that cannot be performed effectively from the ground.

FY27 – Type 7 Engine -$92,612.00
(*Funding Source: USFS 2024 Volunteer Fire Capacity Grant - $ 62,160.00 OFS 245 Fund- $30,452*)
Purchase one (1) Type 7 wildland firefighting engine. This engine will include the cab/chassis, slip-on firefighting unit, toolboxes, emergency lighting, mobile radios, and miscellaneous firefighting supplies. This engine will be used in support of fire management activities including suppression, fuels mitigation and the USFS surplus property program. This engine will be replacing high mileage vehicles that are fifteen years old and have costly mechanical issues. Consequences: If this purchase is not approved, our wildland firefighting capacity will be reduced, and Forestry may not have enough resources needed to respond statewide. This engine will also be used to support mechanical fuels

mitigation projects and in the event of a fire being started by this equipment, Foresty would not have water needed to suppress new starts.

FY27 – Slip-on Firefighting unit – $17,730.00
(*Funding Source: OFS 245 Fund- $17,730.00*)
Purchase two (2) slip-on firefighting units for the two existing trucks. These units will be used on District Foresters' vehicles as needed. This will allow us to expand our efforts on the fire line. If this purchase is not approved, our wildland firefighting capacity will be reduced, and Forestry may not have adequate resources needed to respond statewide.

ANIMAL INDUSTRY SERVICES

FY27 -Animal Disease Outbreak Preparedness Supplies and Equipment- $8,500.00
(*Funding Source-LD525-Legislative Direct Spending*)
Emergency response supplies and equipment for Animal Industry Services (AIS) to support preparedness and response efforts related to animal disease outbreaks, including New World Screwworm (NWS). The requested equipment will help ensure AIS has reliable, properly functioning resources necessary to support field operations and the foam machine during an emergency response. Having these supplies readily available will improve response efficiency and help ensure AIS personnel are adequately equipped during disease-control activities. Funding for this purchase will be provided through LD525 – Legislative Direct Spending. Approval of this purchase will strengthen AIS emergency preparedness and its ability to respond effectively to an animal disease outbreak.

FY27-Great Western Trailers- Norstar SD Service Bed- $13,500.00
(*Funding Source-LD525-Legislative Direct Spending*)
Great Western Trailers will provide Animal Industry Services with a Norstar SD Service Bed for the AIS one-ton response truck. The service bed will support both routine AIS operations and emergency disease-response activities, including New World Screwworm (NWS) response. The service bed includes multiple secure storage compartments and adjustable flare fenders, allowing AIS to safely organize, store, and transport essential tools, supplies, and response equipment. Dedicated storage will reduce the time currently required to repeatedly load and unload equipment and will help protect supplies from contamination during cleaning and disinfection activities. This purchase will improve the truck's organization, hauling capacity, and overall efficiency, allowing AIS personnel to deploy more quickly and effectively during emergency responses. Funding for this purchase will be provided through LD525 – Legislative Direct Spending. Approval of this purchase will strengthen AIS emergency preparedness and its ability to respond effectively to an animal disease outbreak.

WILDLIFE SERVICES

FY27– ODAFF Wildlife Services Vehicle Purchase-$110,000.00
ODAFF Wildlife Services is requesting approval for two (2) 4x4 Chevrolet Trucks with grille guard, toolbox, and running boards. These will be replacing high mileage vehicles.
Consequences: Not approving this purchase would result in higher maintenance costs on high mileage vehicles.

FY 27 – Fuel Expenses and Hangar Rent-$106,500.00
ODAFF Wildlife Services is requesting approval for fuel and hangar rent for the seven (7) Federal helicopters for FY27 that are used in the state's aerial control of wildlife. The breakdown is as follows:

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

Consequences: Not approving these purchases would result in diminished aerial readiness with increased ferrying times as this hangar is centrally located in the state. Additionally, aerial aid for the farmers and ranchers will be reduced.

FY27 -NRCS Feral Swine Eradication and Control Pilot Program Grant- Up to $3,000,000.00
ODAFF Wildlife Services is requesting to apply to the NRCS's Feral Swine Eradication and Control Pilot Program grant. The grant program will extend through 2031, allocating up to three million dollars equally across the Neosho, Cimarron, and North Canadian project areas over a five-year period. This grant will allow us to provide more resources to protect and mitigate feral swine damage to the farmers, ranchers, and watersheds in these counties; while providing key data on damage assessments and contacts for restoration activities. This grant is revenuegenerating. Consequences: If not approved these grants funds could be utilized through other agencies or corporations that would not align with our mission to help agricultural producers in the State of Oklahoma and the eradication of the feral swine invasive species.

FY27 -Southeast Landfill Cooperative Agreement- $29,040.00
ODAFF Wildlife Services is requesting approval for the cooperative agreement with Southeast Landfill regarding the control and removal of nuisance birds defecating on and damaging property. Consequences: Not approving this request will increase the risk of bird–aircraft interactions at nearby Tinker AFB and elevate human health and safety risks for the landfill and surrounding area.

MARKET DEVELOPMENT

FY27-Oklahoma Local Food for Schools (OKLFS) Grants-$3,200,000.00
(Legislative Directed Spending)
The Oklahoma Local Food for Schools (OKLFS) Grants aim to support food assistance purchases of domestic, locally produced foods for distribution to schools.
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.

FY27 – Made in Oklahoma Bags – Oklahoma State Fair MIO Store and MIO program bags provided on a cost share basis - $10,000.00

FY27 – Tulsa County Public Facilities Authority – 2026 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

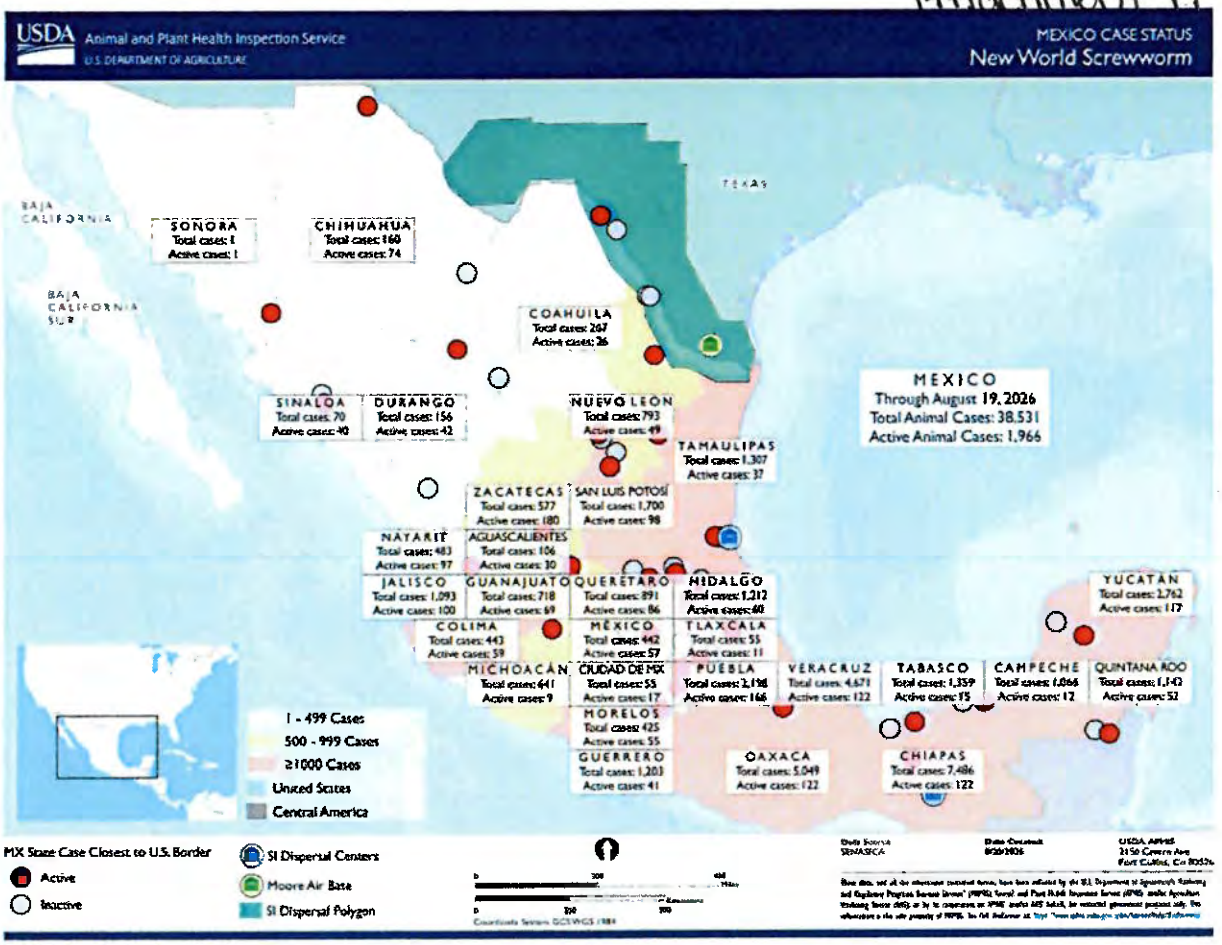
Fair is a rare opportunity for new MIO companies to introduce their products to an average of over 1 million potential customers. The average number of companies impacted each year is around 48 companies. The event falls within the purpose of the MIO Program which is to assist local agricultural companies 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 eleven-day event held each year.

FY27 – Tulsa Home and Garden Show – booth rental – cost share basis for 10 Made in Oklahoma companies - $15,000.00

FY27 – NASDA – National Restaurant Association Show – booth space - $18,525.00

FY28 – Ag in the Classroom State Summer Conference – facility rental - $25,000.00

Attachment A



USDA **New World Screwworm Confirmed Detections** — Download Data

As of Sunday, August 23, 2026, last reported animal detection August 16, 2026
Data updated daily at 6PM (ET)

Select Time Period: All Time

Outbreak Situation All Time

Total Animal Cases	Fly Trap Detections
46	0

Domestic Cases	Wildlife & Feral Cases	
46	0	Note: Only wild flies are reported. A detection means at least one wild fly was found in trap.
2 Active 44 Inactive	0 Active 0 Inactive	

Cases by Month

Bars reflect most recent 4 months

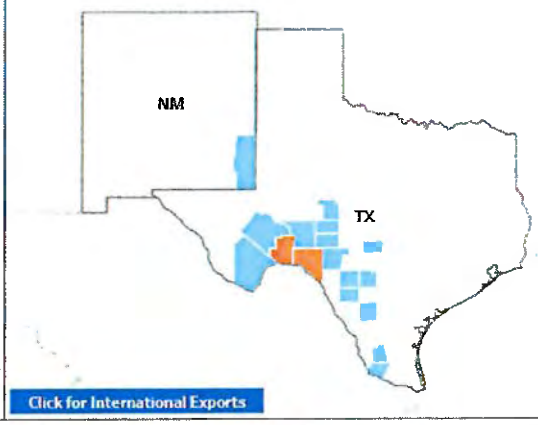
Active Cases
Inactive Cases
Fly Trap Detections



Map of Counties with Detections All Time

Selected Type: (All)

Active County (≥ 1 active animal case)
Inactive County (No current active animal cases)
Fly Trap Detection County (Wild NWS flies trapped only)



Click for International Exports

Table of Cases

The first reported case of New World Screwworm in the United States occurred June 3, 2026. Since that date, the United States has recorded 46 case(s) in 2 states, 46 in domestic animals and 0 in wildlife.

State: (All)
Animal Type: Domestic
Animal Species: (All)
Status: (All)

Confirmed Date	State	County	Case Type	Animal Type	Species	Status
16-Aug-2026	Texas	Val Verde	Domestic	Domestic	Sheep	Active
05-Aug-2026	Texas	Terrell	Domestic	Domestic	Sheep	Active
31-Jul-2026	Texas	Pecos	Domestic	Domestic	Sheep	Inactive
30-Jul-2026	Texas	Brewster	Domestic	Domestic	Cattle	Inactive
29-Jul-2026	Texas	Brewster	Domestic	Domestic	Cattle	Inactive
21-Jul-2026	Texas	Sutton	Domestic	Domestic	Goats	Inactive
18-Jul-2026	Texas	Schleicher	Domestic	Domestic	Sheep	Inactive

Oklahoma Department of Agriculture, Food & Forestry

October 28, 2026, Board Report
Administrative Services

Investigative Services
August 2026

INVESTIGATIONS		AUGUST	YTD	FYTD
LIVESTOCK		6	28	10
FIRE		1	27	2
PROPERTY		2	4	2
TIMBER		2	2	2
AGENCY ASSISTS	ODAFF		0	0
AGENCY ASSISTS	EXTERNAL	2	14	2
OTHER		11	125	18
TOTAL INVESTIGATIONS OPENED		24	200	36

CLOSED PENDING ADDITIONAL INFORMATION	3	55	3
NO CRIME	1	10	1
NO PROSECUTION		0	0
CLOSED - ASSIST CASE	1	1	1
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		7	1
REFERRED FOR ADMINISTRATIVE ACTION		0	0
TOTAL INVESTIGATIONS COMPLETED	5	73	6

COUNTS FILED	5	24	16
VALUE OF LOSSES - ALL CRIMES	$121,962	$759,851	$166,051
RECOVERED LOSSES - ALL CRIMES	$55,112	$311,112	$74,112
NUMBER OF CATTLE REPORTED STOLEN	43	152	63
NUMBER OF CATTLE RECOVERED	21	55	30

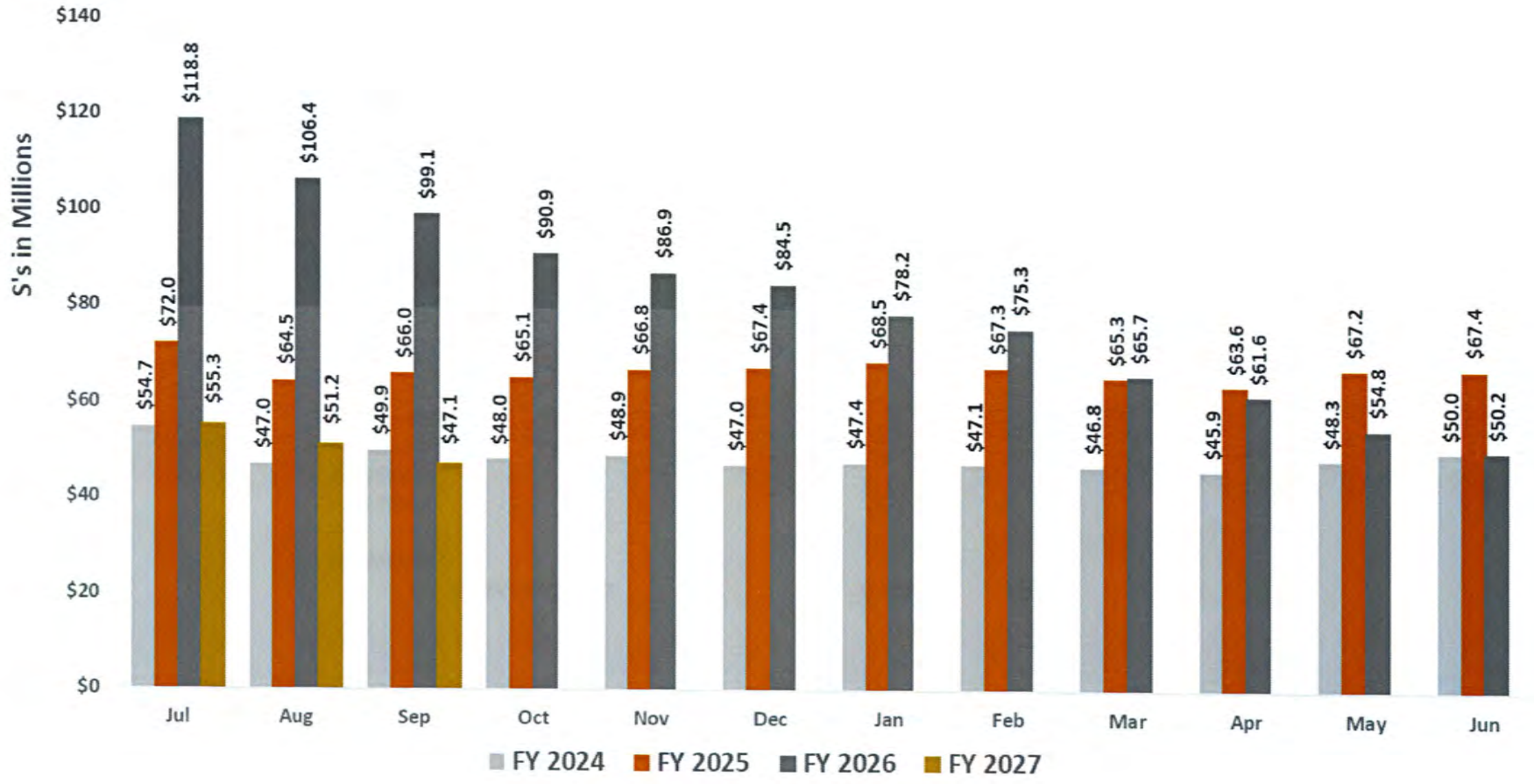
Investigative Services
September 2026

INVESTIGATIONS		AUGUST	YTD	FYTD
LIVESTOCK		6	28	10
FIRE		1	27	2
PROPERTY		2	4	2
TIMBER		2	2	2
AGENCY ASSISTS	ODAFF		0	0
AGENCY ASSISTS	EXTERNAL	2	14	2
OTHER		11	125	18
TOTAL INVESTIGATIONS OPENED		24	200	36

CLOSED PENDING ADDITIONAL INFORMATION	3	55	3
NO CRIME	1	10	1
NO PROSECUTION		0	0
CLOSED - ASSIST CASE	1	1	1
PRESENTED TO DISTRICT ATTORNEY FOR PROSECUTION		7	1
REFERRED FOR ADMINISTRATIVE ACTION		0	0
TOTAL INVESTIGATIONS COMPLETED	5	73	6

COUNTS FILED	5	24	16
VALUE OF LOSSES - ALL CRIMES	$121,962	$759,851	$166,051
RECOVERED LOSSES - ALL CRIMES	$55,112	$311,112	$74,112
NUMBER OF CATTLE REPORTED STOLEN	43	152	63
NUMBER OF CATTLE RECOVERED	21	55	30

Available Cash at Month End
Months Ending: July 2023 – September 2026



Commodity Storage Indemnity
Investment Report

As of September 30, 2026		
Investments with Office of State Treasurer		
Cash Management Account:		$12,588,781
	Current Month	YTD
	---	---
New	-	-
Interest Revenue	40,281	117,532
Reinsurance	-	-
ODAFF Support Services	-	-
Recovered Salvage	-	-
Elevator Salvage	-	-
Matured Long Term Investments	-	-
	---	---
TOTALS	40,281	117,532
	==========	==========

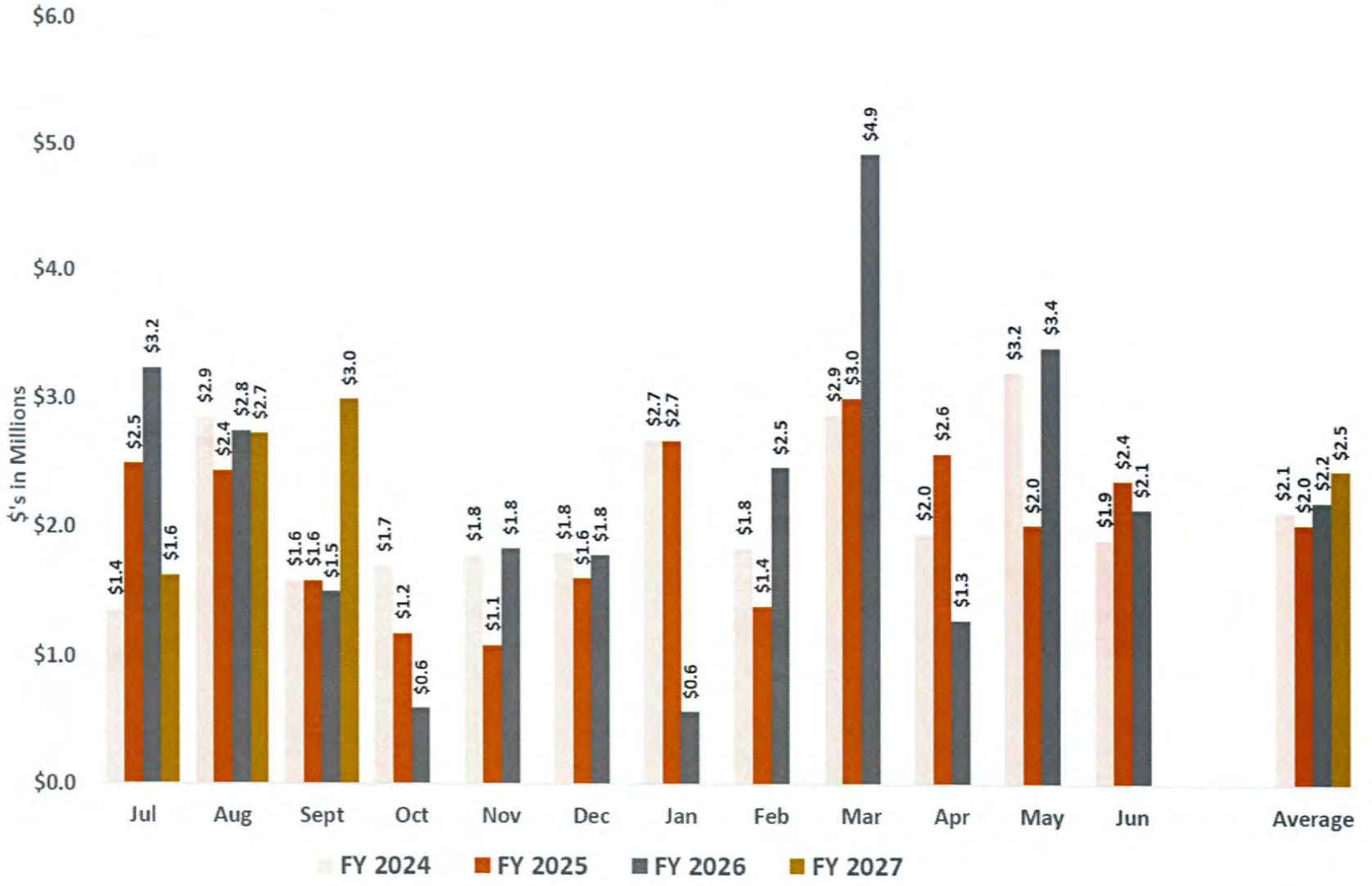
Administrative Services - Cash

- Cash balance on September 30, 2026
  - $47.1 million
- Cash balance on September 30, 2025
  - $99.1 million
    - This was a decrease of $52 million from the prior year.
    - Due to:
      - Receiving fiscal year 26 appropriations of $55,837,316 as special cash in July 2025
      - Balance of one-time Legislative approved funded projects received in July 2024
      - Balance of fiscal year 25 Legislative directed spendings that were carried forward to fiscal year 26

Total Revenues
Fiscal Years 2018 – 2027 through September 30th



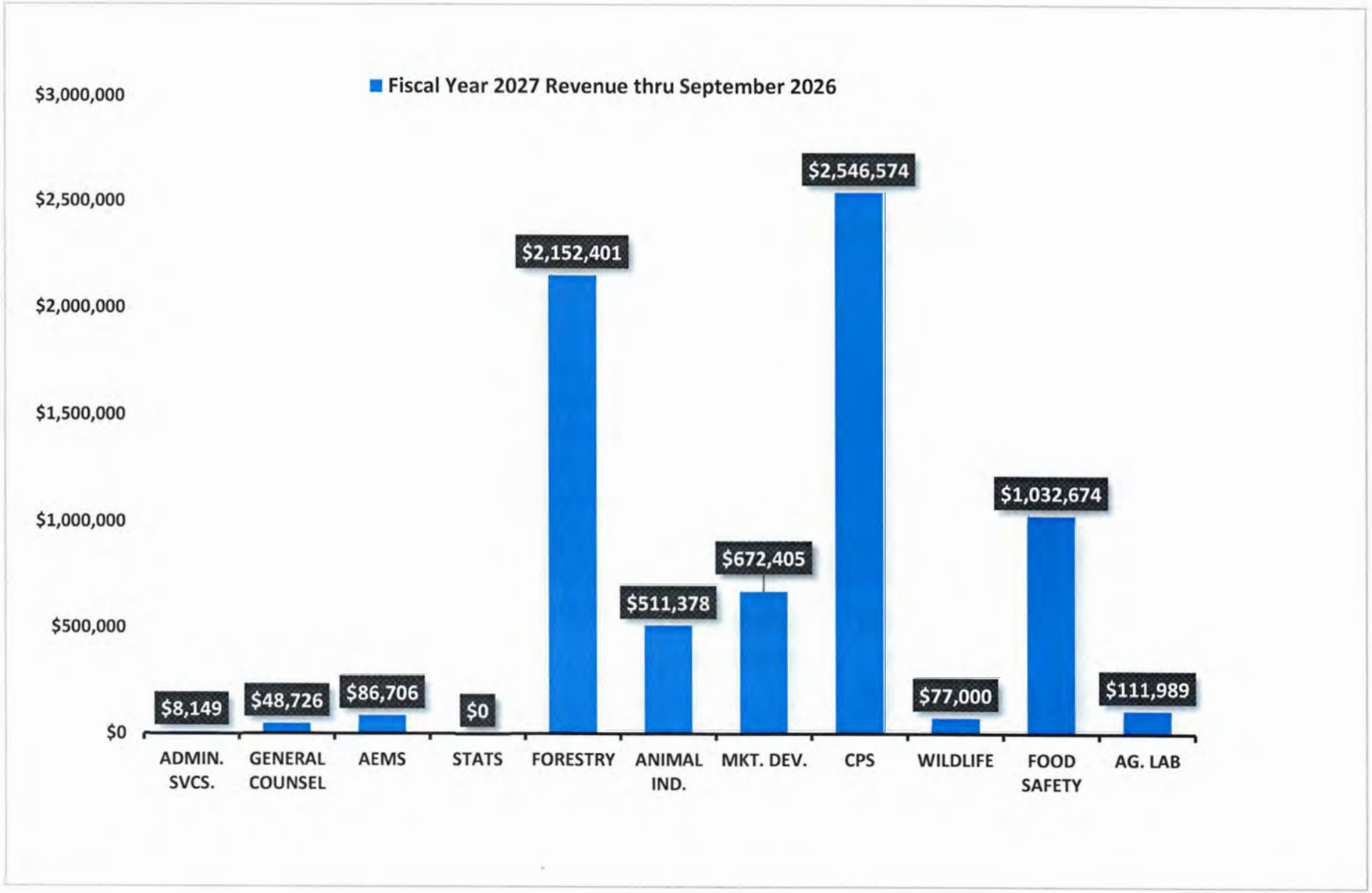
Total Revenue by Month
July 2023 through September 2026



Revenue By Division
September 2026

Division	September 2026 Revenue	Fiscal Year 2027 Revenue thru September 2026
Admin. Svcs.	$6,484	$8,149
General Counsel	$26,426	$48,726
AEMS	$15,967	$86,706
Stats	$0	$0
Forestry	$104,826	$2,152,401
Animal Ind.	$461,402	$511,378
Mkt. Dev.	$405,221	$672,405
CPS	$1,180,070	$2,546,574
Wildlife	$7,000	$77,000
Food Safety	$721,494	$1,032,674
Ag. Lab	$32,432	$111,989
Division Total (see division receipts graph on next slide)	**$2,961,322**	**$7,248,003**
Commodity Storage Indemnity	$40,281	$117,531
Appropriations	$4,678,265	$23,534,795
Agency Total	**$7,679,869**	**$30,900,329**

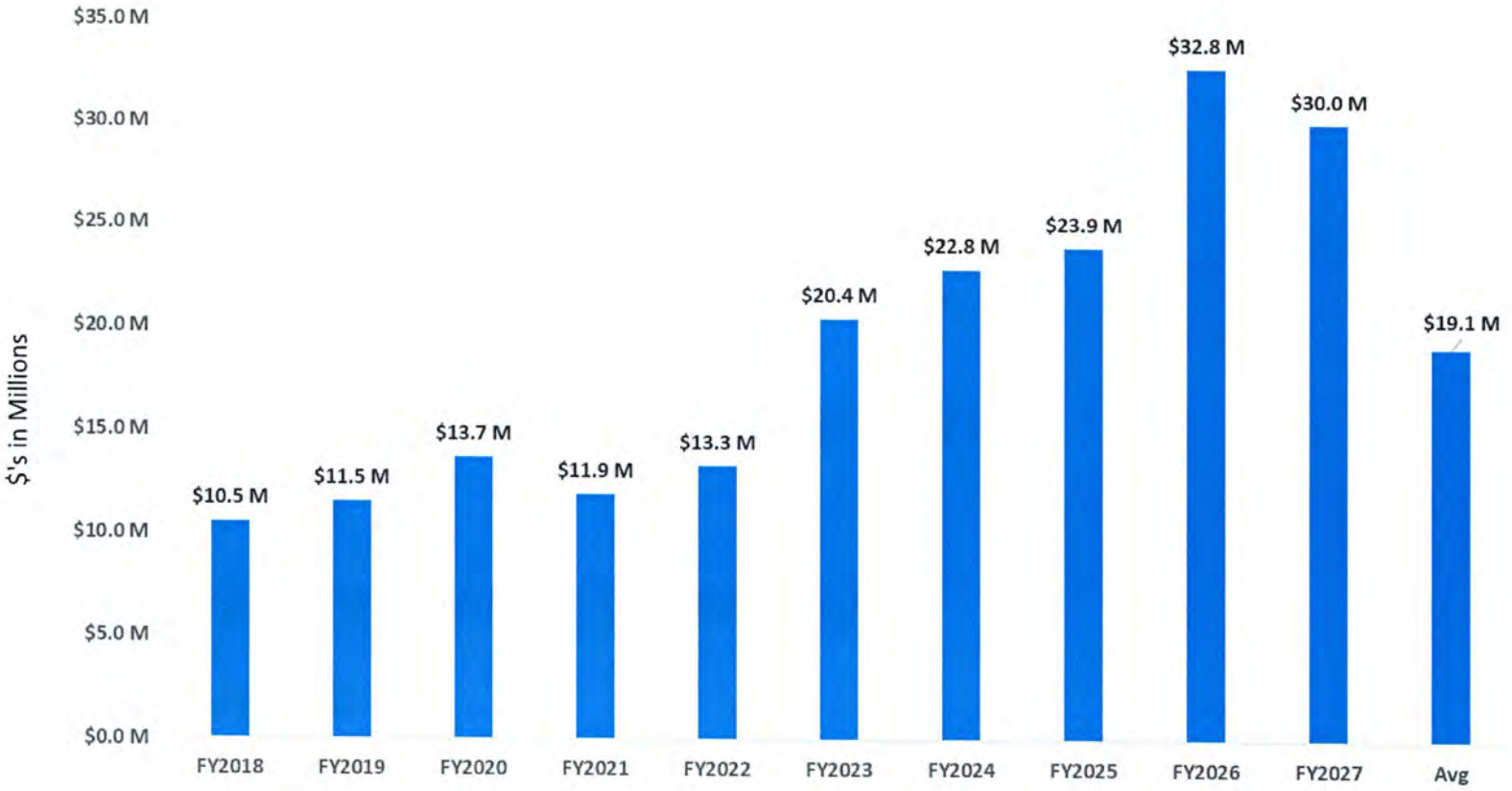
Revenue By Division



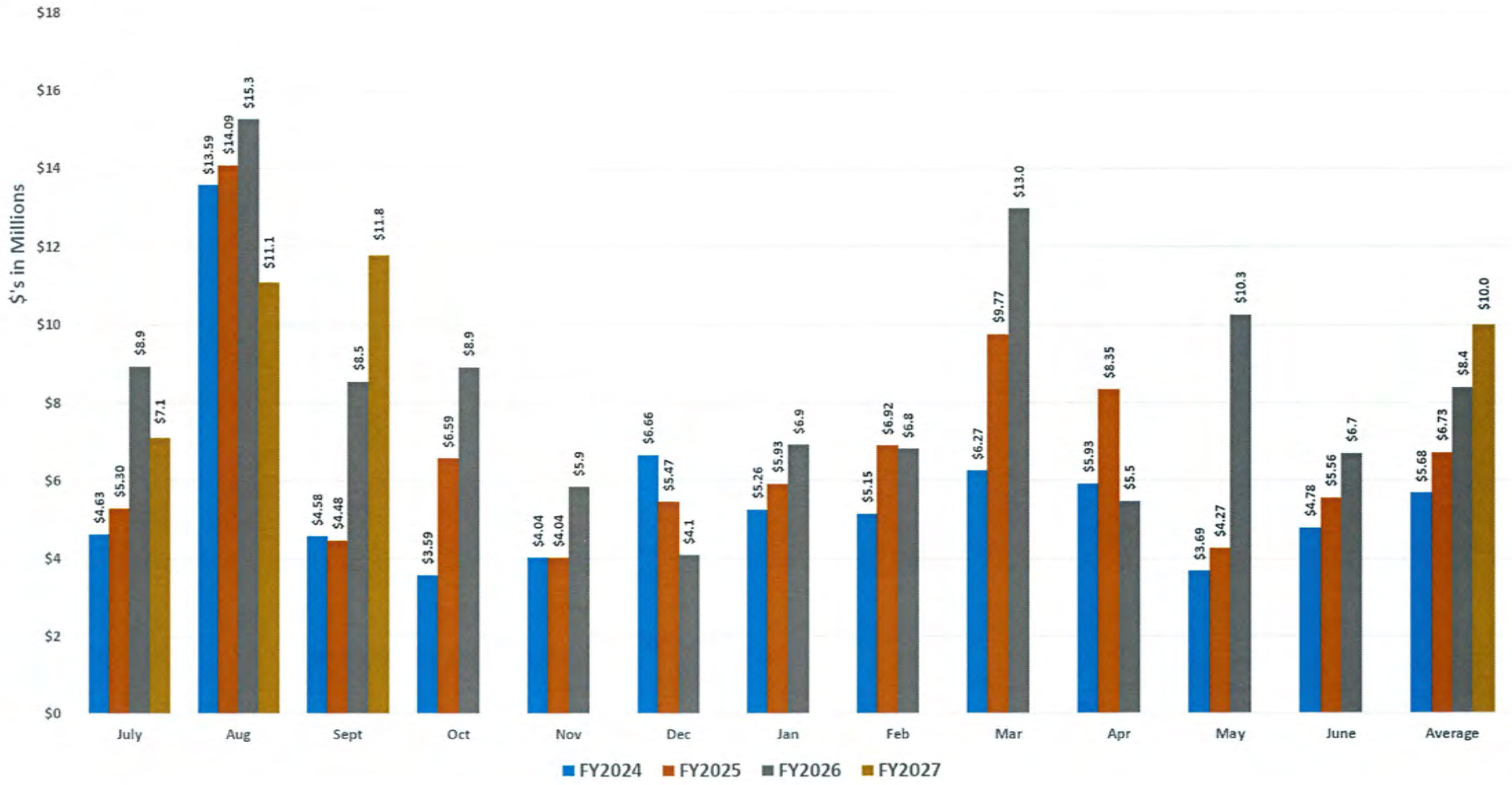
Administrative Services – Revenue

- July 2026 – September 2026 revenue
  - $7.4 million
- July 2025 -September 2025 revenue
  - $7.5 million
    - This is a decrease of approximately $100k
    - Primarily due to decreases in:
      - Plant industry license permits & fees
      - Federal reimbursements

Total Expenses
Fiscal Years 2018 – 2027 (through September 30th)



Total Expenses by Month
July 2023 – September 2026



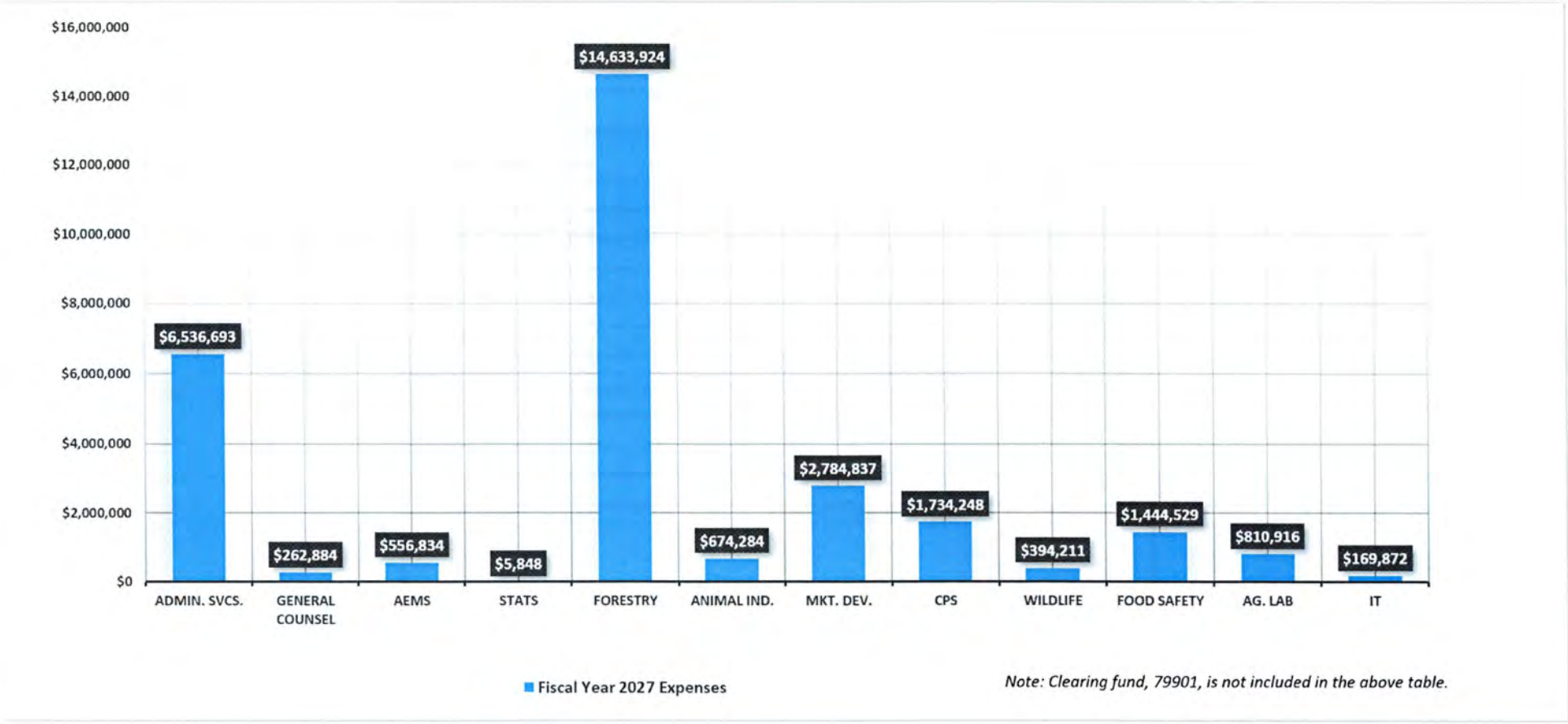
FY 2027 Total Expenses by Month with Budget Year



Expenses By Division
September 2026 & Fiscal Year Total through September 2026

Division	September 2026 Expenses	Fiscal Year 2027 Expenses
Admin. Svcs.	$4,232,997	$6,536,693
General Counsel	$121,067	$262,884
AEMS	$192,382	$556,834
Stats	$0	$5,848
Forestry	$4,226,606	$14,633,924
Animal Ind.	$233,972	$674,284
Mkt. Dev.	$976,170	$2,784,837
CPS	$862,347	$1,734,248
Wildlife	$141,082	$394,211
Food Safety	$501,016	$1,444,529
Ag. Lab	$206,785	$810,916
IT	$100,828	$169,872
Division Total (see division receipts graph on next slide)	**$11,795,251**	**$30,009,081**
Commodity Storage Indemnity	$0	$0
Agency Total	**$11,795,251**	**$30,009,081**

Expenses By Division
Fiscal Year 2027 through September 2026

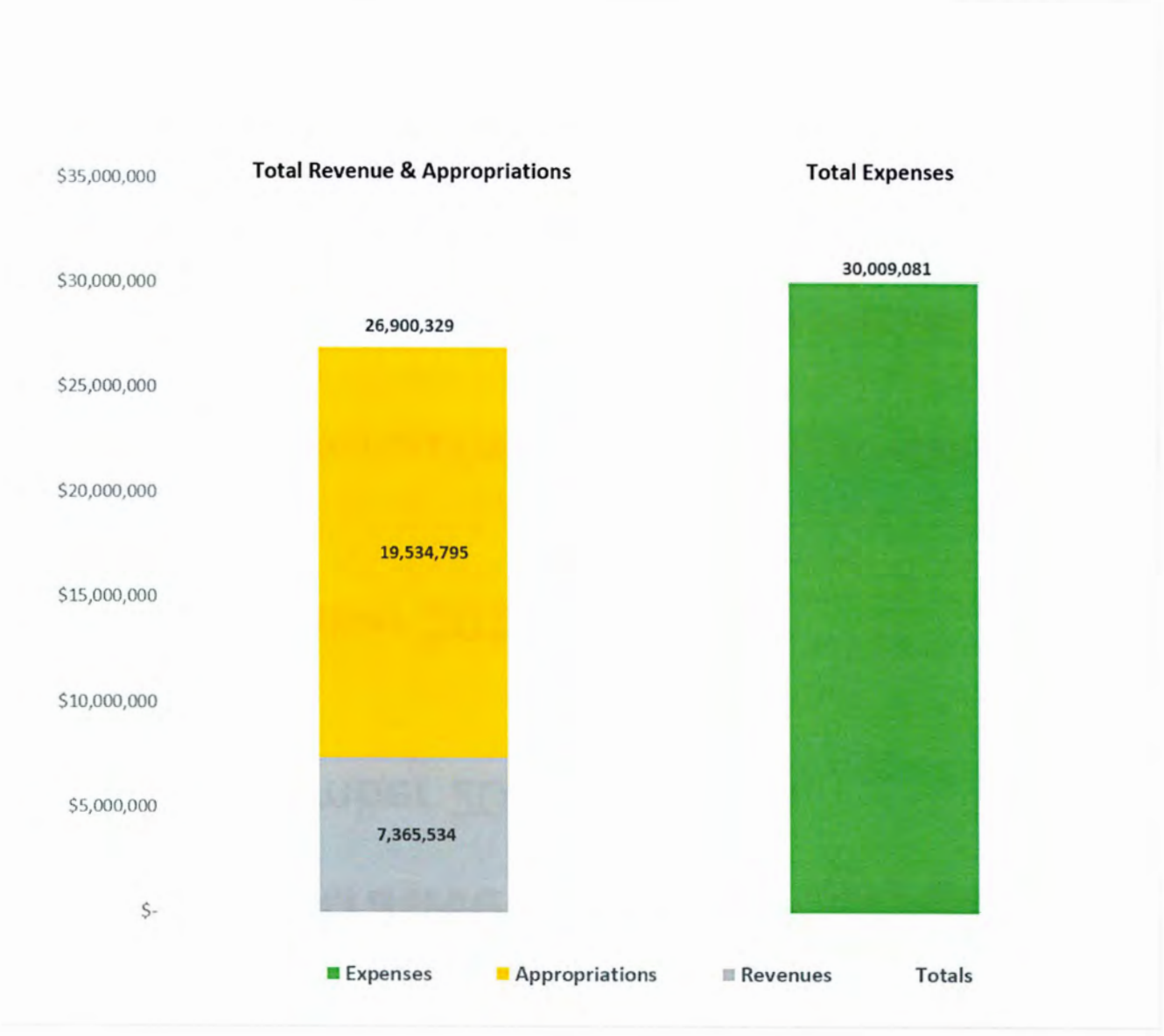


Note: Clearing fund, 79901, is not included in the above table.

Administrative Services – Expenses

- July 2026 – September 2026 expenses
  - $30 million
- July 2025 -September 2025 expenses
  - $32.8 million
    - This is a decrease of approximately $2.8 million and is due to the following:
      - Legislative directed spendings - timing of payments
      - The bond for the Lab building was paid off in fiscal 2026

Total Revenues, Appropriations and Expenses
FY27 through September 2026



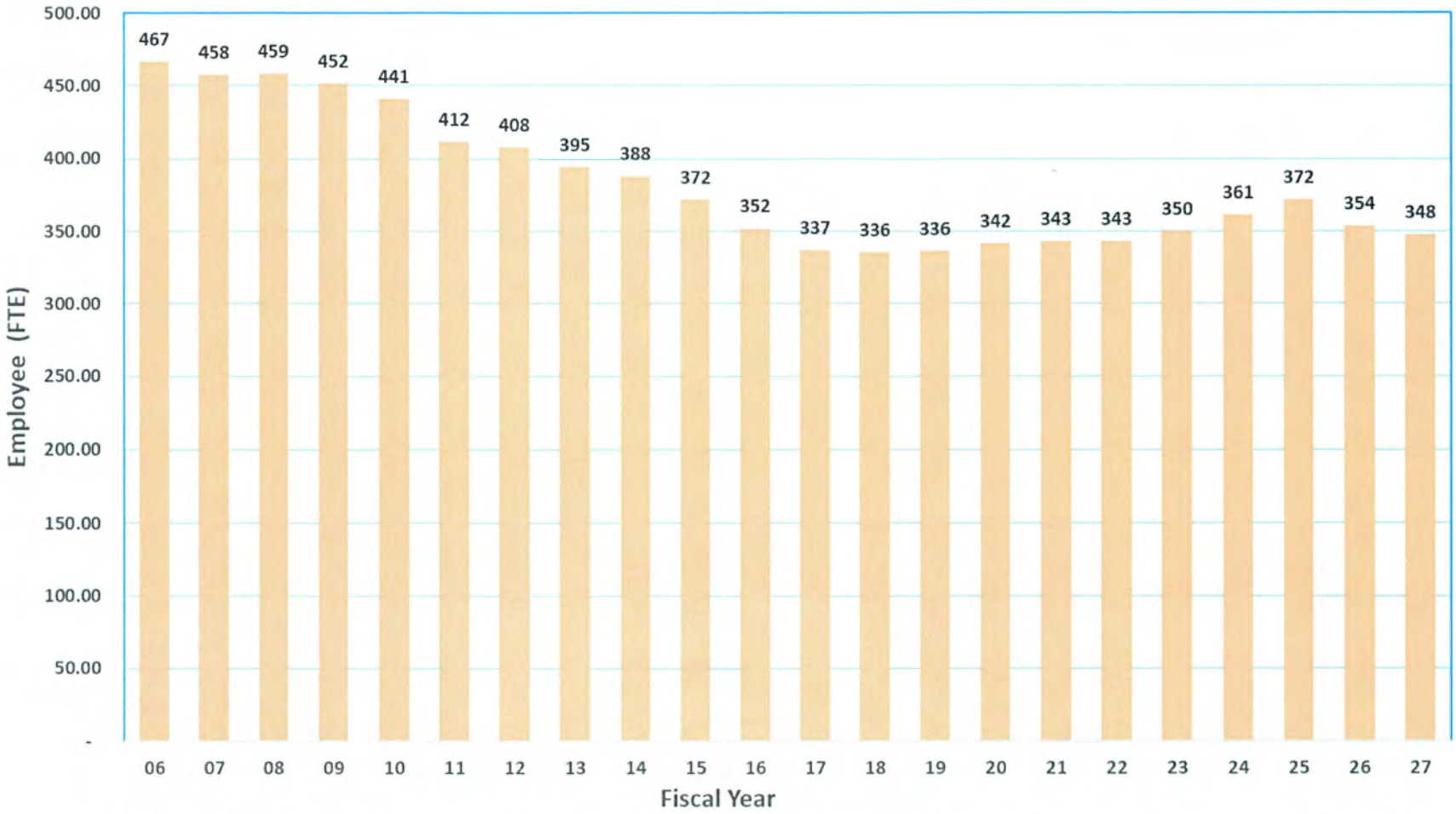
Expense Budget to Actuals Report – Budget Year 2027 as of September 30, 2026, by Account Prefix

Oklahoma Department of Agriculture, Food & Forestry					
Fiscal Year 2027 Annual Budget to Actuals for Budget Year 2027 thru September 2026					
Account Prefix	Account Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
511	Salary Expense	25,508,097	5,137,659	-	20,370,438
512	Insur.Prem-Hlth-Life,etc	5,114,998	1,108,336	403,121	3,603,541
513	FICA-Retirement Contributions	4,762,740	860,586	1	3,902,153
515	Professional Services	7,894,492	558,804	1,811,246	5,524,442
519	Inter/Intra Agy Pmt-Pers Svcs	45,750	8,686	36,366	699
521	Travel - Reimbursements	529,994	58,966	-	471,028
522	Travel - Agency Direct Pmts	887,903	69,805	-	818,098
531	Misc. Administrative Expenses	1,863,864	114,653	271,773	1,477,438
532	Rent Expense	938,097	117,038	591,145	229,914
533	Maintenance & Repair Expense	1,851,423	191,466	675,769	984,187
534	Specialized Sup & Mat.Expense	1,661,744	226,479	885,194	550,071
535	Production,Safety,Security Exp	183,716	15,197	0	168,519
536	General Operating Expenses	301,379	27,064	-	274,315
537	Shop Expense	931,368	47,572	105,487	778,309
541	Office Furniture & Equipment	8,248,479	218,406	1,369,090	6,660,984
542	Library Equipment-Resources	20,753	-	-	20,753
543	Lease Purchases	117,000	-	-	117,000
546	Buildings-Purch.,Constr,Renov.	654,713	-	-	654,713
551	SocSvc-Assist,Grant&ProviderPy	1,500,000	1,553	-	1,498,447
552	Scholar.,Tuition,Incentive Pmt	29,037	77	-	28,961
554	Program Reimb,Litigation Costs	30,032,834	8,901,606	9,300,443	11,830,785
555	Pmts-Local Gov't,Non-Profits	19,123,056	221,265	18,660,426	241,365
564	Merchandise For Resale	200,000	-	-	200,000
601	AFP Encumbrances	-	-	31,300,228	(31,300,228)
810	Req Only	-	-	151,499	(151,499)
	Operating Totals	**112,401,437**	**17,885,216**	**65,561,787**	**28,954,433**

Expense Budget to Actuals Report – Budget Year 2027 as of September 30, 2026, by Class Fund

Oklahoma Department of Agriculture, Food & Forestry					
Fiscal Year 2027 Annual Budget to Actuals for Budget Year 2027 thru September 2026					
Class Funding	Class Fund Description	Annual Budget	Expenditures	Encumbrances & Pre Encumbrances	Available Budget
19322	Carryover	177,885	28,107	5,958	143,820
19502	GRF-Duties	1,500,000	207,165	1,292,835	-
19521	Carryover	63,731	58,732	-	4,999
19701	GRF-Duties	56,139,179	4,073,670	39,624,916	12,440,593
20500	Rural Fire Defense Eqp Rev Fd	200,000	-	-	200,000
21000	Agriculture Revolving Fund	36,246,559	12,895,259	20,016,971	3,334,329
22500	Enhancemnt & Diversificatn Fnd	90,000	6,309	4,167	79,524
23000	Okla Pet Overpopulation Fund	20,000	-	20,000	-
23500	Animal Friendly Revolving Fund	20,000	-	20,000	-
24000	Unwanted Pesticide Disp Fund	300,000	-	-	300,000
24500	Rural Fire Revolving Fund	8,893,185	19,913	602,508	8,270,764
25600	Ok Viticulture Enology Revl Fd	385,959	53,207	249,854	82,898
26200	Poultry Grading Revolving Fund	708,462	145,390	539,159	23,913
28500	Milk & Milk Prod Inspec Rev Fd	388,695	80,467	275,234	32,994
28600	Ag In The Classrm Educ Rvlv Fd	45,000	21,110	2,525	21,366
28700	Healthy Food Financing Revl Fd	100,000	1,667	1,667	96,667
41000	Community Wildfire Def Grant	1,500,000	27,769	1,373,973	98,258
41100	OFS Forest Management	691,068	-	95,000	596,068
42000	Specialty Crop Federal Funds	840,000	92,707	459,821	287,471
43100	Marketing‌s Farm to School	229,348	50,050	40,554	138,744
44000	Rslnt Food Sys Infrstr Coop Ag	2,964,321	74,000	809,323	2,080,998
57601	Duties	-	-	18,000	(18,000)
57611	Carryover	898,045	49,696	109,321	739,028
	Totals	**112,401,437**	**17,885,216**	**65,561,787**	**28,954,433**

Employee FTE Totals
Fiscal Year FY 2006 – FY 2027



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 27 was based on the FTE from July 1, 2006 thru September 30, 2026.

OCTOBER 2026 BOARD REPORT
AGRICULTURE LABORATORY SERVICES
(AUGUST AND SEPTEMBER 2026 ACTIVITIES)

Daniel Tripp, Quality Assurance Manager

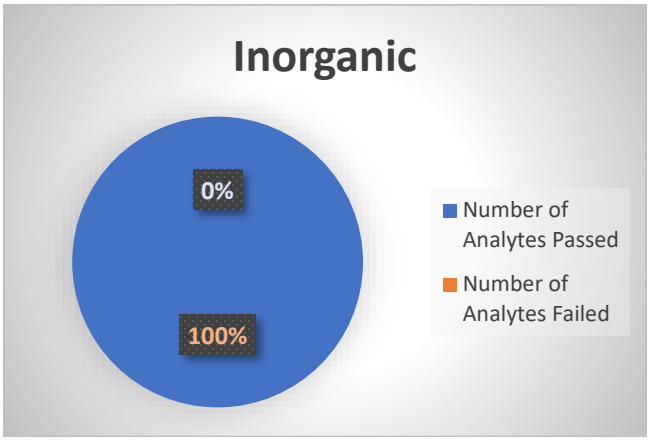
The Quality Manager is researching Standard Methods "Method 9213D" and "EPA Method 1603" quality control requirements, to implement certain quality control testing for the membrane filtration of *E. coli* in non-potable water samples. The QA Manager believes that the laboratory can meet the quality requirements set in each respective method, while still maintaining the Standard Methods as its' primary reference method for this testing procedure. The form associated with this test has been configured and modified to meet the QC requirements but can also auto-calculate each value that is to be reported. Having an auto-calculation feature built into the form will keep the section staff from having to perform calculations for each value recorded, which will save time and reduce the chance that a mathematical error is made.

The Quality Manager is also working on the Inorganic Section's internal audit for the year 2026. Much of the time has been spent looking into and creating a structure and plan to accommodate Oklahoma Conservation Commission's (OCC) additional quality control requests.

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.

Inorganic	
Number of Analytes Received	6
Number of Analytes Passed	6
Number of Analytes Failed	0



In September the QA Manager completed the internal quality audit in the Bureau of Standards. The final audit review and management review is scheduled in October with the Section and Administration to discuss findings and future objectives.

The internal audit for the Inorganic Section continues and the Food and Dairy Section will be starting a new testing platform for E. coli testing. The new method does not rely on standard

colony forming unit (CFU) testing. The Section will be using a method known as most probable number (MPN) testing. MPN relies on a statistical model that is used to determine the number of viable micro-organisms as opposed to standard CFU counting. The MPN method is a more time effective method and requires less media/reagent preparations and less supplies making it more cost effective.

The QA Manager has been working on a Standard Operating Procedure (SOP) pertaining to the testing of *E. coli* in water samples utilizing the MPN method, as previously described. The SOP has been mostly completed with exception of how to prepare certain quality controls required for standard, routine testing. Once discussions conclude with how to proceed forward with control preparation like sample duplicates, sample spikes, and positive controls, the SOP can be completed and submitted to the Section for review.

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.

There were no PT results to report for the month of September.

John Holden, Inorganic Section Supervisor

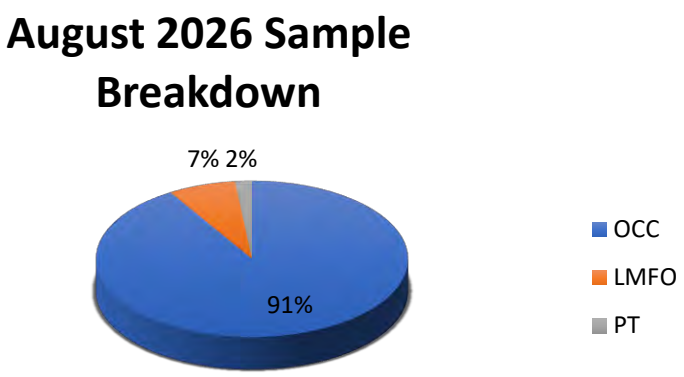
In August of 2026 the Section completed 57 samples consisting of 574 determinations, with the following breakdown:

OCC 52 samples
549 determinations

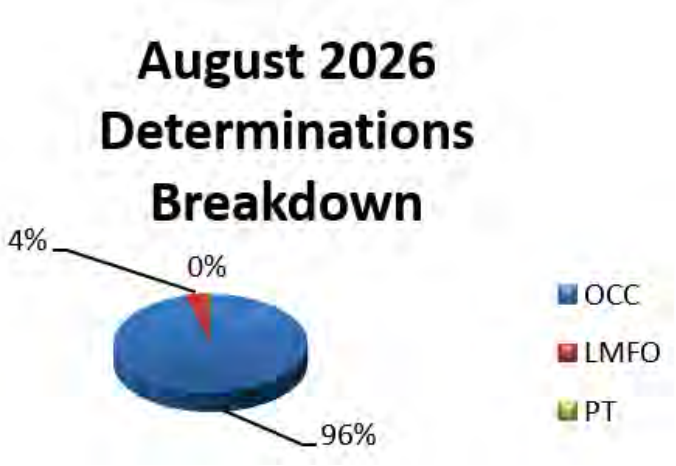
LMFO 4 samples
23 determinations

PT 1 sample
2 determinations

57 Total Samples
574 Total Determinations



The above image is a pie chart showing the breakdown of samples received per customer for the month of August 2026. The amounts are presented as percentages and are as follows:
OCC: 91% of samples
LMFO: 7% of samples
Performance Test: 2% of samples



The above image is a pie chart showing the breakdown of sample determinations per customer for the month of August 2026. The amounts are presented as percentages and are as follows:
OCC: 96% of sample determinations
LMFO: 4% of sample determinations
Performance Test: Reported as 0% due to low sample count

September will bring the end of the summer sampling season for the Conservation Commission. This means that ammonia and e. coli bacteria samples will be done for this year.

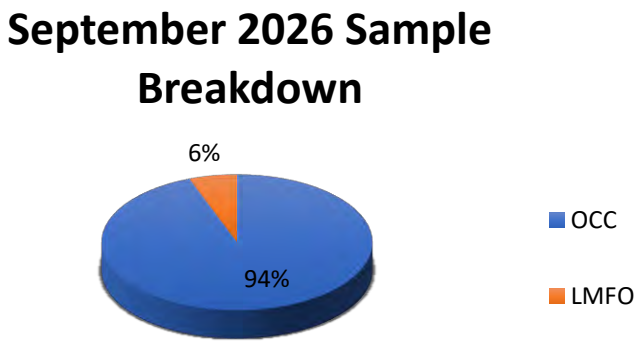
The LMFO sampling season will begin soon. The Water Resource Board has started submitting some pre-season blank samples.

In September of 2026 the Section completed 122 samples consisting of 1261 determinations, with the following breakdown:

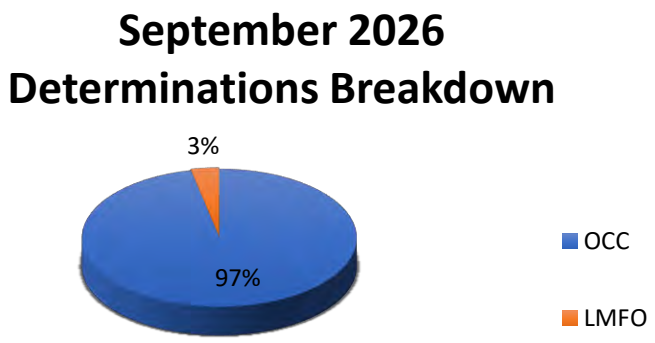
OCC 115 samples
1219 determinations

LMFO 7 samples
42 determinations

122 Total Samples
1261 Total Determinations



The above image is a pie chart showing the breakdown of samples received per customer for the month of September 2026. The amounts are presented as percentages and are as follows:
OCC: 94% of samples
LMFO: 6% of samples



This is an image of a pie chart showing the breakdown of sample determinations per customer for the month of September 2026. The amounts are presented as percentages and are as follows:
OCC: 97% of sample determinations
LMFO: 3% of sample determinations

The drought has had a very negative impact on the number of samples the Conservation Commission has been bringing in for testing. We were dealing with a decrease in sampling sites in the two current sampling basins, but now also sample sites that are completely dry from the weather.

Ebby Eubanks, Dairy Food Safety Section Supervisor

August was a normal testing month. One dairy will not be producing milk for three months, so there were no samples tested. Testing continued for other farms and the Section has continued to deliver samples for bird flu testing to the Animal Disease Laboratory at OSU. All plants were tested this month. There were ten standard plate count violations, three coliform violations, and ten somatic cell violations. This is a large number of violations for one month and is not typically expected. One customer is working on an issue and a solution for why they have been getting high counts on multiple yogurt flavors. The customer has been advised to clean all seals and filters in their dishwasher and raise the temperature of the water being used during cycles. The flavors that have been affected have been tested out of their small ceramic jars, which they run through a dishwasher before using. We have four farms on warning for high somatic cell counts, and one farm and one plant on warning for high bacteria counts.

We tested 19 meat samples and 19 environmental swabs this month. The meat inspectors swabbed two meat facilities, resulting in an increase in testing this month. We had one sample test as a presumptive positive for Salmonella, but we were unable to isolate it to confirmation. There were two meat samples that had to be discarded because there was not enough of the sample to test for E. coli and Salmonella. They were both under 300 grams, we require 350 grams to be able to conduct both tests adequately. This is being addressed by the regional meat inspectors. The Section had two water samples from a meat plant and one from a dairy plant, which is lower than normal.

The Section had their water testing Proficiency Test during the month of August for both fecal coliforms and E. coli and passed on both areas of testing. Ninety-one E. coli samples were tested for the Oklahoma Conservation Commission. They have noticed an increase in E. coli counts, so we are actively working with them to determine if there is a laboratory cause or if it is due to environmental factors. They have asked us to increase our testing from one dilution per sample, to three dilutions. This will require us to change our procedure to be more intensive.

Private samples we received included eleven bean wash samples, eight bottled water samples, and four plastic containers. Also received was one private milk sample to test for bacteria and coliform counts, as well as water samples from five ponds to test for E. coli counts.

Braylee Wickham, Chemist, will be attending a Microbiology Fundamentals for Food Testing Workshop being presented by the Association of Public Health Laboratories. This workshop will take place in San Diego, California on September 29th through October 2nd. This class help her become familiar with the processes surrounding meat testing. Ebby Eubanks, Section Supervisor, was approved to be a Laboratory Evaluation Officer for the state by the FDA. The FDA requires that the state have someone certified to evaluate the milk plant laboratories, to ensure they are doing their testing properly. To obtain this certification, a training class must be taken and an on-site evaluation by a member of the FDA LEO team must be conducted. The on-site evaluation was completed in July while the FDA was here for the Milk Analyst Training Class and was approved after her final report was accepted.

Image 1: Sample Determination Amount per Month

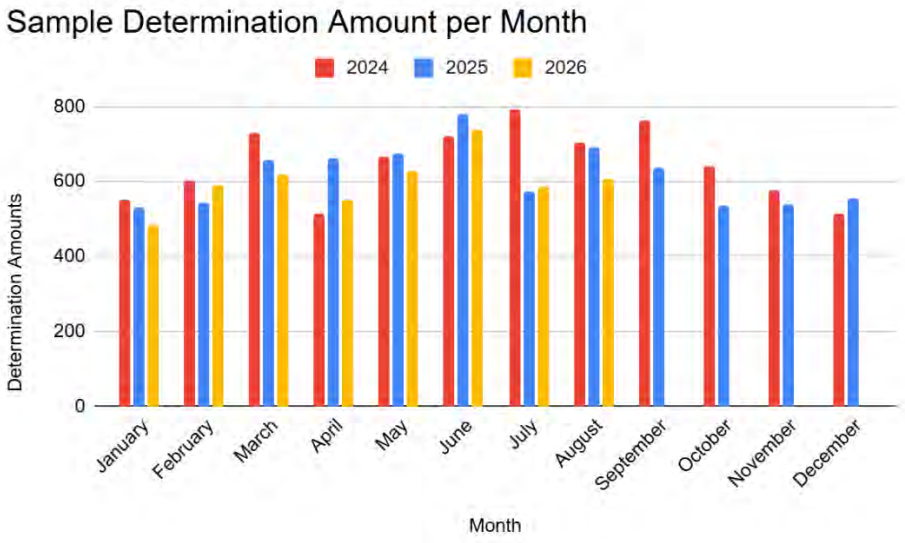


Image 1: This bar graph reflects the number of determinations for each month over the course of three years. The purpose is to show how sample demand has changed over the years and according to season. 2024 is the first column in red, 2025 is the middle column in blue, and 2026 is the last column in yellow. For August, there were 705 determinations in 2024, 690 determinations in 2025, and 608 determinations in 2026.

Image 2: Monthly Revenue Amount

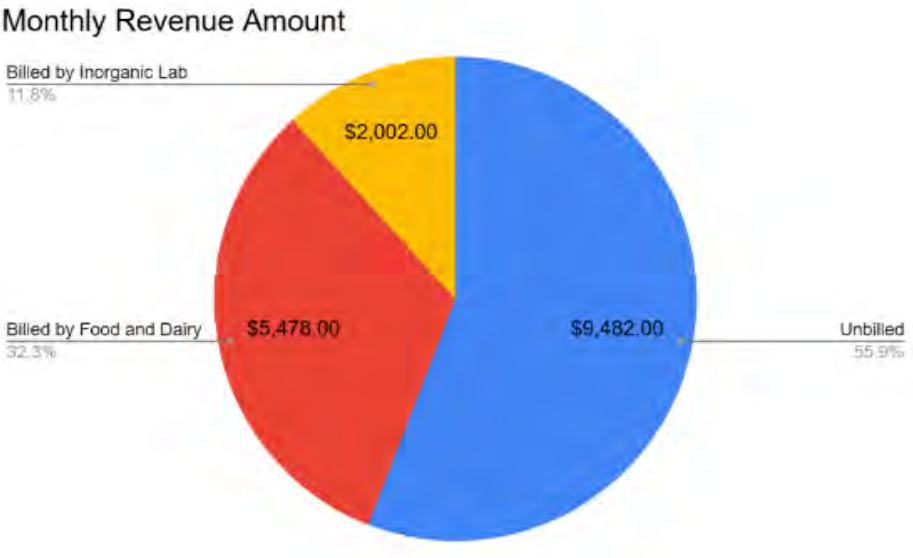


Image 2: This pie graph shows what catagories bring in the most revenue by the types of tests the Section performs. The largest section in blue is the unbilled revenue, accounting for 55.9% of our testing costs. This is strictly milk testing, for which we do not charge registered farms and plants to complete. The next largest section in red is what the Food and Dairy Lab bills directly, making up 32.3%. This includes meat testing and any private samples. The smallest section at 11.8%, colored yellow, is what the Inorganic Section bills on our behalf as part of our partnership with their contracted groups.

In September the Section had a lower number of samples than is typically expected. The two dairies that had not produced last month are back on their normal schedule, so we were able to test all farms. All plants except for one plant were tested this month. The sample that was brought in was above the temperature limit, so it was discarded. This customer only produces one retail product. Between plants and farms, there were five standard plate count violations, one coliform violation, and ten somatic cell violations. The high number of violations is due to two farms that are on warning and require accelerated sampling. In order to maintain their permit, they must produce three samples three weeks in a row that are within limit. The first check for both farms were still above the limit, so they had to be collected an additional time in order to meet the three-test requirement.

We received our raw milk proficiency test samples from the FDA this month. It consisted of antibiotic checks for both methods that the Section uses, and somatic cell counting. This is a national PT, so everyone who registered for this is completing it at the same time. This means it will take a few months for us to get results back on if we passed or failed. All three analysts in the Section will be completing this PT to be certified milk analysts.

The Section tested 16 meat samples this month. One sample tested as a presumptive positive for Listeria and two samples tested presumptive positive for non-O157 E. coli. We will be working on the confirmation tests in the next few weeks. There was one sample that had to be discarded because it was above the acceptable temperature limit. There were four water samples from meat plants and three from dairy plants, all with no issues. A private elk meat sample was tested for E. coli and Salmonella. The customer had an issue with their processor and wanted their meat to be checked. It did test positive for the O103 group of E. coli, but the customer decided not to proceed with any confirmation testing.

We tested 55 E. coli samples for the Oklahoma Conservation Commission. We will be meeting with them at the beginning of October to discuss a new procedure, pricing, and what will be expected from both parties. The procedure we are looking to start will drastically decrease the amount of prep work required by our analysts to properly run the samples. It will be more expensive to maintain due to a new sample reader, and the price of reagents per sample will increase compared to our current procedure. We will discuss the cost per test we charge at the upcoming meeting. The Section tested seven blank samples for the Water Resource Board as they prepare to start collecting LMFO samples again for fecal coliform testing. A start date has not been given to us yet. For private samples we received five environmental swabs, eight bottled water samples, and four plastic containers, in addition to the elk meat sample.

Image 1: Sample Determination Amount per Month

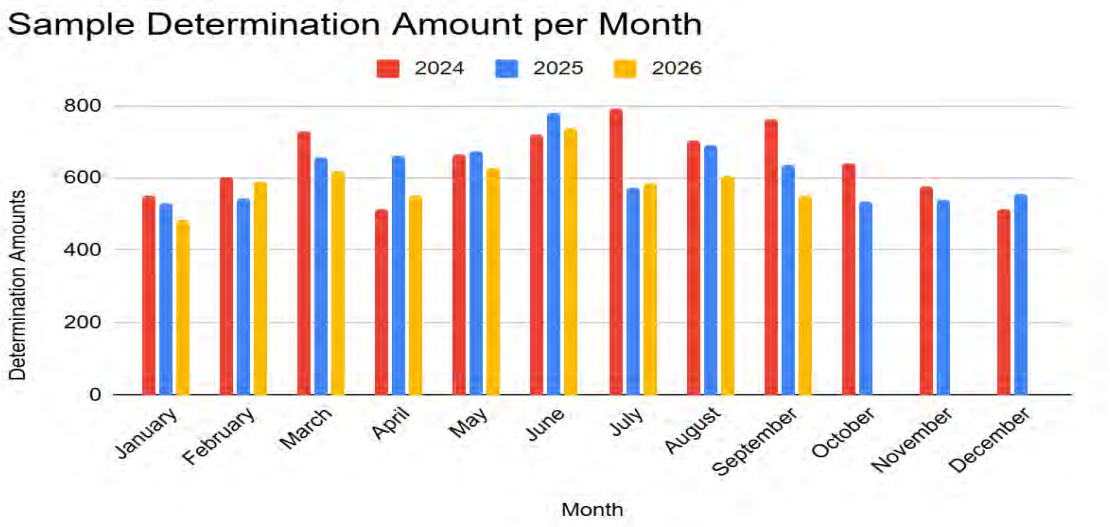


Image 1: This bar graph reflects the number of determinations for each month over the course of three years. The purpose is to show how sample demand has changed over the years and according to season. 2024 is the first column in red, 2025 is the middle column in blue, and 2026 is the last column in yellow. For September, there were 762 determinations in 2024, 636 determinations in 2025, and 554 determinations in 2026.

Image 2: Monthly Revenue Amount

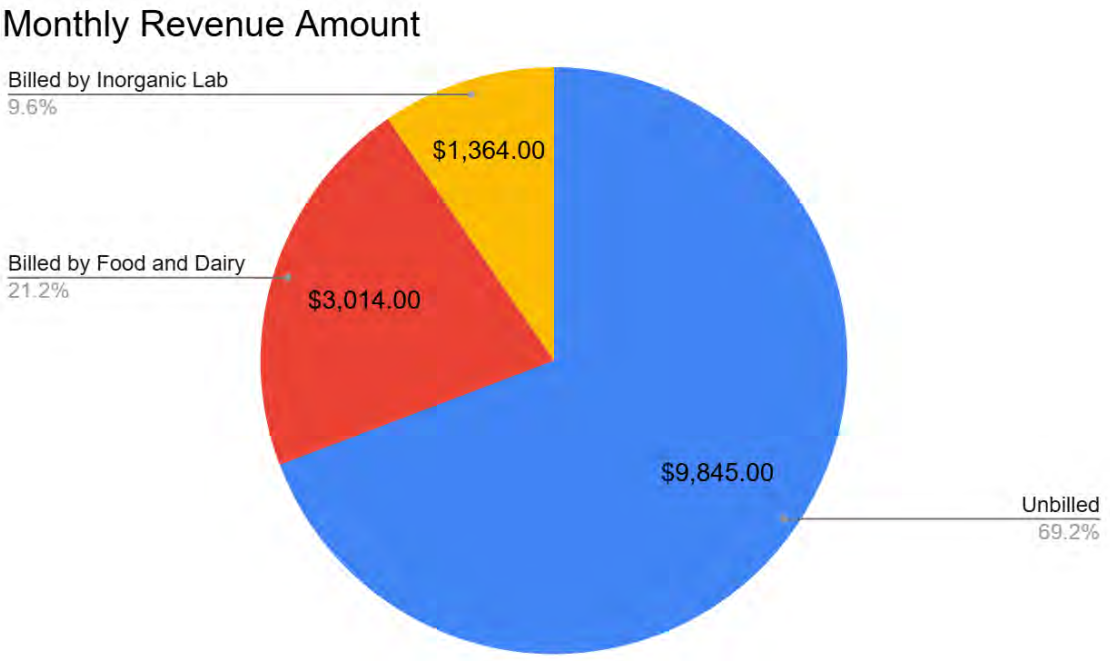


Image 2: This pie graph shows what categories bring in the most revenue in the types of tests the Section performs. The largest section in blue is the unbilled revenue, accounting for 69.2% of our testing costs. This is strictly milk testing, for which we do not charge registered farms and plants

to complete. The next largest section in red is what the Food and Dairy Lab bills directly, making up 21.2%. This includes meat testing and any private samples. The smallest section at 9.6%, colored yellow, is what the Inorganic Lab bills on our behalf as part of our partnership with their contracted groups.

Tori Gillispie, Seed Section Supervisor

A total of 187 seed samples were received and processed during August. Testing focused on fall-season crops, including wheat, rye, barley, mungbeans, and fall season grass. While overall small grain sample volume has experienced a minor decline compared to years past, seed quality remains strong across major varieties.

Crop Performance & Volume Analysis

- **Small Grains**: Overall sampling numbers have gone down slightly from years past.
- **Certified Wheat Seed**: Continues to demonstrate strong germination performance. However, due to ongoing dry conditions and a lack of rain, total sample numbers are slightly lower than in past years.

Quality Control & Seed Law Enforcement

- **Official Samples**: No quality issues have been discovered to date.
- **Seed Law Violations**: One violation was identified this month.
    - **Crop**: Annual ryegrass
    - **Issue**: Excessive noxious weeds found on the seed lot.
    - **Status**: The violation is currently in the active investigative stage.

The Section received a total of 192 samples in September. Crops being tested consisted of wheat, rye, barley, oats, mungbeans, and fall season grasses. Overall quality is positive, with certified wheat seed showing good germination, despite the lack of rainfall this year. While most official samples met quality standards, a couple had noxious weeds in excess of limitations, resulting in stop sales being issued. There were four seed law violations discovered during the month. Lots of turf grass with test date expiration, a lot of triticale along with a lot of tall fescue for excessive noxious weeds. All infractions have since been remedied.

There was a nation-wide email sent out from the USDA stating a product from Scotts was out on the market with misrepresentation of the variety and label violations. This is a violation of the Federal Seed Act. Proper action was taken by ODAFF inspectors resulting in stop sales being issued. Since then, the product has been taken off the market in Oklahoma. All infractions have been sent to the USDA for further action.

The Section continues to fulfill its dual mission of verifying seed quality for producers and enforcing agricultural standards for market protection. Operations remain on schedule as we transition deeper into the fall testing cycle.

John White, General Chemistry Section Supervisor

The Section finished the month with a full staff, allowing us to clear most of our backlog of samples.

Our slow sample inflow has allowed us to train the new grinder on other tasks around the Section providing some more variation and a greater contribution to the Section.

We received 139 samples and completed 246 samples consisting of 1182 determinations. Ninety-six violations were found, giving a 8.12% fail rate.

We averaged 41.6 days turnaround. This turnaround time is mostly attributed to clearing out old ICP samples which were pretty much completed at the end of the month. Samples will increase our September turnaround slightly but I anticipate our turnaround being much closer to our 18 day target going forward. Being fully staffed is greatly improving our efficiency.

Overview of Section numbers for the month of August

Samples Received	
Feed	102
Fertilizer	28
Lime	9
Total	**139**

Samples Completed	
Feed	175
Fertilizer	60
Lime	11
Total	**246**

Determinations	
Feed	911
Fertilizer	193
Lime	78
Total	**1182**

Violations	
Feed	78
Fertilizer	16
Lime	2
Total	**96**

Violation Percentage	
Feed	6.34
Fertilizer	8.29
Lime	2.56
Total	**8.12**

September was a good month for the Section. We were able to completely clear our back log of work and finish the month with no samples over 20 days old. The Section is fully staffed and we are working on training. The feed rush will pick up starting in October and we expect to continue this training while still maintaining an acceptable turnaround time.

There were some equipment and supply chain issues that slowed down the Section but the impact was reduced due to the low samples received. Mid-September there was a failure in one of the combustion furnaces in our Nitrogen/Protein Analyzer. We were able to get a new furnace delivered and installed after only being down for 10 days. This unit is close to end of its life expectancy. We have received approval from CPS and are currently working with OMES to replace the unit. There was a delay in the delivery of Argon which slowed down some of our ICP analysis at the end of the month, this was due to staffing issues with our supplier. They are working to resolve the issue and approved for us to have direct communication with the driver so this should minimize any issues going forward.

We received 129 samples and completed 237 samples consisting of 1334 determinations. There were 135 violations found, giving a 10.12% fail rate.

We averaged 29.89 days turnaround. This turnaround time is mostly attributed to clearing out our old ICP samples which was pretty much completed by September 4th. There were a decent number of failing feeds and fertilizers that needed to be run multiple times to get replication, this greatly increased our turnaround time and our violation numbers. Assuming no major equipment issues we hope to be able to hold our turnaround time to 18 days or less. Being fully staffed is greatly improving our efficiency.

Overview of Section numbers for the month:

Samples Received

Feed	96
Fertilizer	18
Lime	15
Total	**129**

Samples Completed

Feed	183
Fertilizer	39
Lime	15
Total	**237**

Determinations

Feed	1077
Fertilizer	144
Lime	113
Total	**1334**

Violations

Feed	108
Fertilizer	17
Lime	10
Total	**135**

Violation Percentage

Feed	9.87
Fertilizer	11.81
Lime	8.85
Total	**10.12**

Heather Rhoads, Pesticide Section Supervisor

Pesticide Section samples completed

The Section successfully completed 87 samples, generating 104 tests and 411 individual determinations. The collective average turnaround time (TAT) across all logged categories stands at 28 days. Hemp constitutes the highest operational volume, making up 52.8% of all samples (46 out of 87) while maintaining a fast, below-average TAT of 13 days. Residue Vegetation exhibits the most severe workflow delay with an average TAT of 79 days, despite only representing about 19.5% of the total sample volume. Residue Vegetation requires significantly more effort per sample than other categories, averaging 11.5 determinations per sample (196 determinations, 17 samples). This complexity directly correlates with its high 79-day TAT. Hemp, Residue Swab, and Residue Other are performing highly efficiently, keeping processing times at 13 days or fewer.

Results Completed by Category				
Type	Samples	Tests	Determinations	Avg TAT (days)
Residue Vegetation	17	30	196	79
Residue Soil	14	18	36	24
Residue Water	2	2	12	19
IFA Soil	0	0	0	0
Residue,Other	1	1	1	7
Residue Swab	2	2	10	7
Organic Act	0	0	0	0
Concentrate	5	5	18	19
Tank Mix	0	0	0	0
Proficiency Test	0	0	0	0
Hemp	46	46	138	13
Food	0	0	0	0
TOTALS	**87**	**104**	**411**	**28**

Table 1 Results Completed by Category

Average TAT by Category in days	
Residue Avg TAT:	27
Formulations Avg TAT:	19
Hemp Avg TAT:	13

Table 2 Average Turnaround Time by Category in days

Samples the Section received by month

The data shown in Figure one, bar graph shown below is the three-year trend samples received by month. The graph reveals a dramatic surge in sample processing during the middle months of 2026, heavily outperforming both prior years and the established three-year baseline. The green bars representing 2026 spike sharply starting in May with 140 samples and peak dramatically in July at approximately 186 samples. During its peak months, May through August 2026, sample counts nearly double or triple recorded counts in the exact same months for 2024 (blue) and 2025 (red).

The three-year average trendline (orange) tops out around 108 samples during June and July. The actual 2026 July throughput surpasses this average line by roughly 78 additional samples. For the eight months of 2026 currently tracked on this chart, January through August, the operation has already processed an estimated total of 767 samples. In Figure two, August 2026 samples received by categories shows residue (Red): 60%, hemp (Green): 28%, formulation (Blue): 8%, and service (Orange): 5%. In Figure three, August 2026 samples received by matrix, the pie chart shows vegetation 53%, hemp 29%, soil 7%, concentrate 7%, water 2%, pesticide, other 1%, and tank mix 1%.

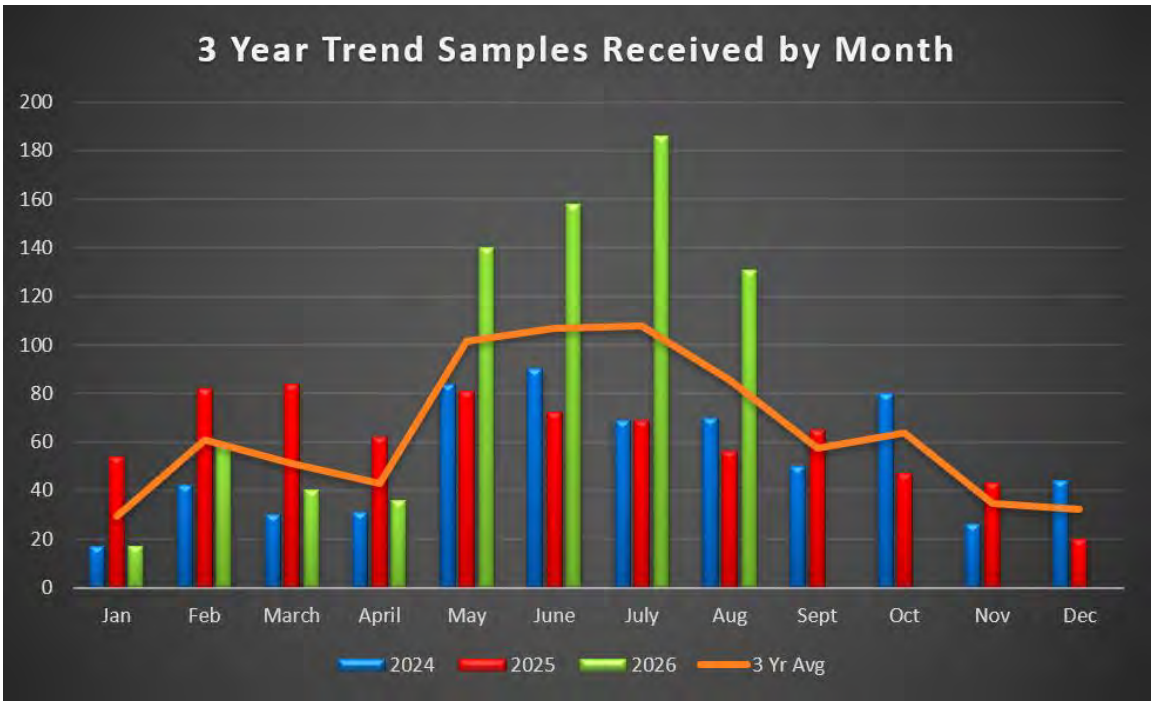


Figure 1 Bar Graph of 3 Year Trend Samples Received by Month

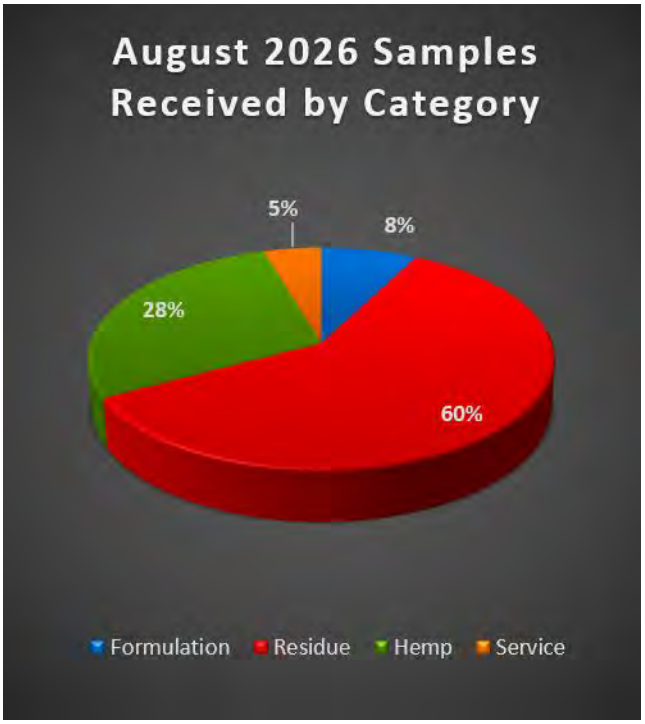


Figure 2 Pie Chart August 2026 Samples Received by Category

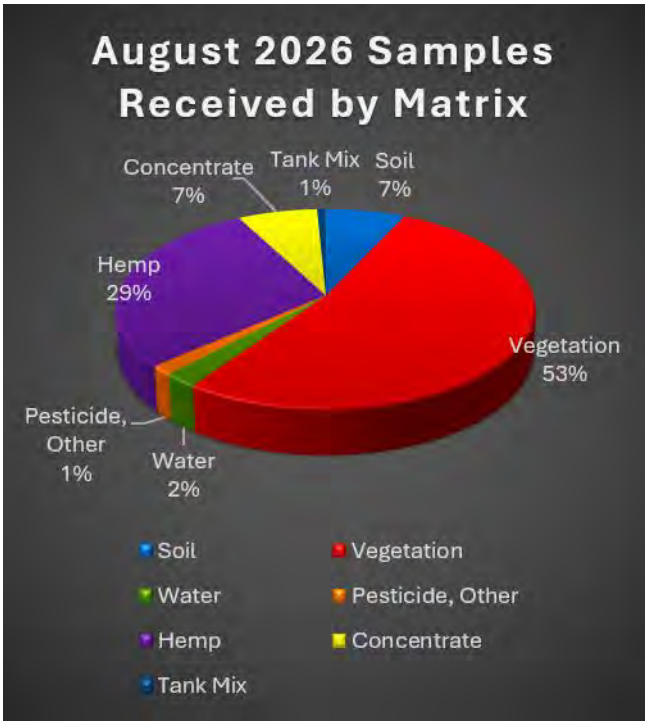


Figure 3 Pie Chart August 2026 Samples Received by Matrix

Determinations of the Section completed by month

In August 2026, the Section had 411 determinations. As seen in Figure 4, the orange line represents the three-year average, showing two distinct peak periods throughout the year. One in March and a much larger one in October where more determinations are completed.

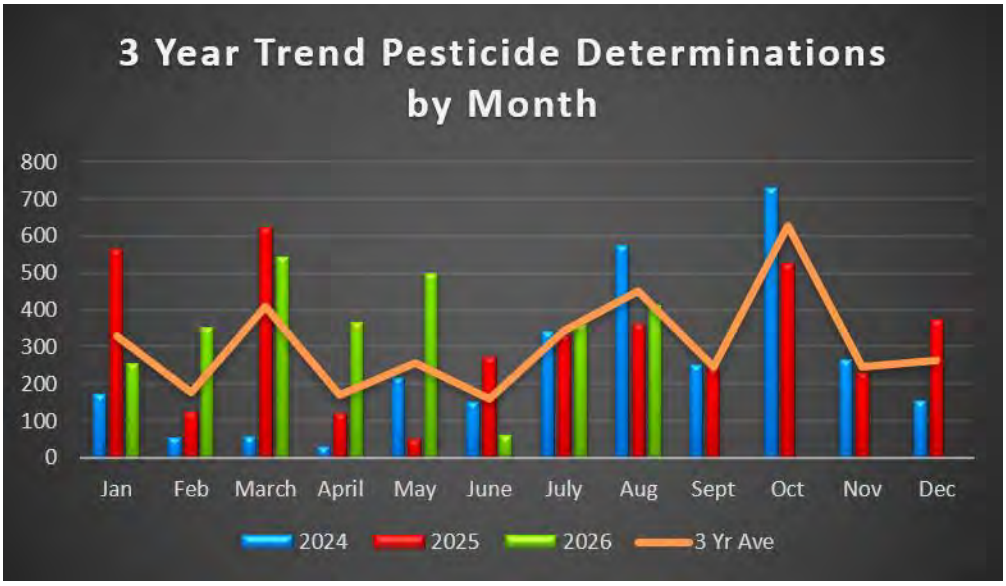


Figure 4 Bar Graph Three-Year Trend Pesticide Determinations by Month

Pesticide Section samples completed:

The Section successfully completed 127 samples, generating 212 tests and 885 individual determinations. The collective average turnaround time (TAT) across all logged categories stands at 60 days. Hemp constitutes the highest operational volume, making up 42% of all samples (54 out of 127) while maintaining a fast TAT of 16 days. Residue vegetation exhibits an average TAT of 84 days, despite only representing about 19.6% of the total sample volume. Residue vegetation requires significantly more effort per sample than other categories, averaging 14 determinations per sample (491 determinations /34 samples). This complexity directly correlates with its high 96-day TAT.

The data shown in the provided Figure 1 Bar Graph of three year trend samples received by month, reveals a dramatic surge in sample processing during the middle months of 2026, heavily outperforming both prior years and the established 3-year baseline. The green bars representing 2026 spike sharply starting in May (140 samples) and peak dramatically in July at approximately 186 samples. During its peak months (May through September), 2026 nearly doubles or triples the sample counts recorded in the exact same months for 2024 (blue) and 2025 (red). In September, pesticide determinations experienced a massive surge over the three-year period, driven entirely by a huge spike in the final year.

Results Completed by Category				
Type	Samples	Tests	Determinations	Avg TAT (days)
Residue Vegetation	34	76	491	96
Residue Soil	0	0	0	0
Residue Water	30	60	188	104
IFA Soil	0	0	0	0
Residue,Other	2	3	25	58
Residue Swab	0	0	0	0
Organic Act	0	0	0	0
Concentrate	6	13	13	33
Tank Mix	1	6	6	28
Proficiency Test	0	0	0	0
Hemp	54	54	162	16
Food	0	0	0	0
TOTALS	**127**	**212**	**885**	**60**

Table 3 Results Completed by Category

Average TAT by Category in days	
Residue Avg TAT:	86
Formulations Avg TAT:	31
Hemp Avg TAT:	16

Table 4 Average Turnaround Time by Category in days

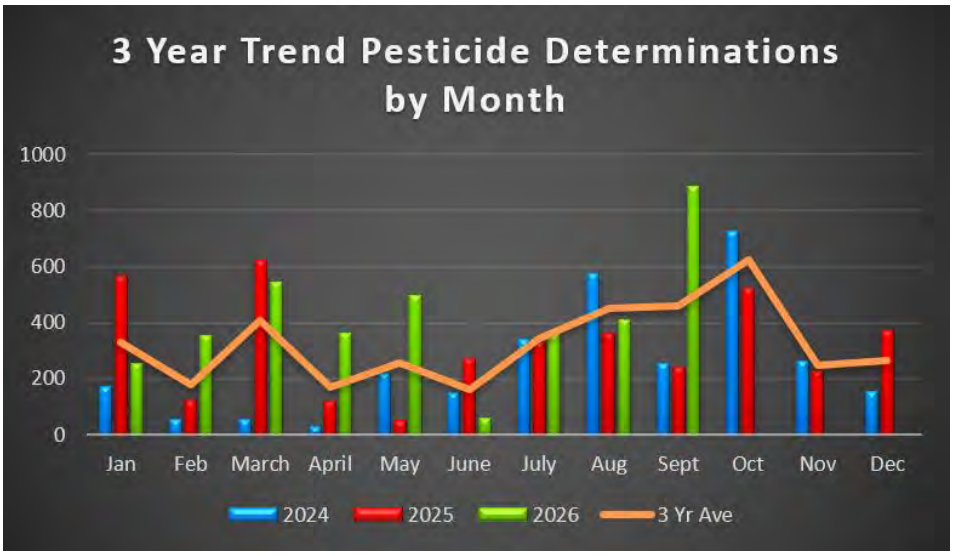


Figure 5 Bar Graph of Three-Year Trend Pesticide Determinations by Month

Samples the Section received by month:

Figure 6 September 2026 Samples Received by Category shows Residue (Red): 25%, Hemp (Green): 71%, Formulation (Blue): 5%, and Service (Orange): 0%. In Figure 7, September 2026 Samples Received by Matrix, the pie chart shows Vegetation (Red): 21%, Hemp (Purple): 64%, Soil (Light blue): 5%, Concentrate (Yellow): 2%, Water (Green): 4%, Pesticide, Other (Orange): 0%, and Tank Mix (Dark blue): 4%. Figure 8, the green bars representing 2026 show an immense spike during the late spring and summer months compared to previous years. The peak occurred in July 2026 with over 180 samples received. Across all three years, the orange 3-Year Average line demonstrates a clear seasonal peak from May through August, where monthly averages consistently hover above 100 samples.

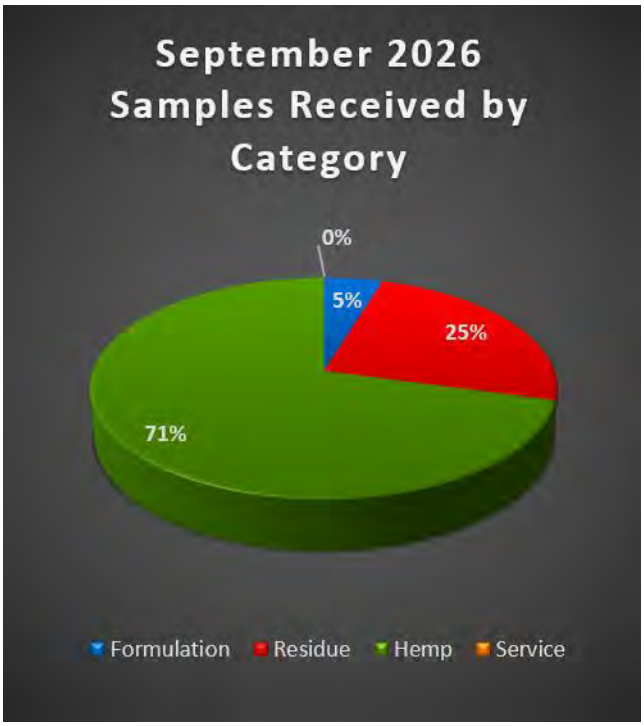


Figure 6 Pie Chart September 2026 Samples Received by Category

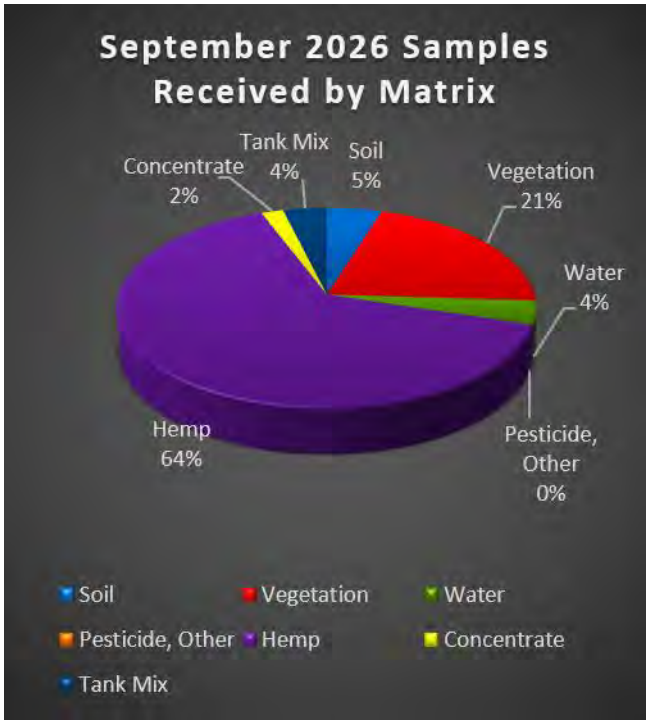


Figure 7 Pie Chart September 2026 Samples Received by Matrix

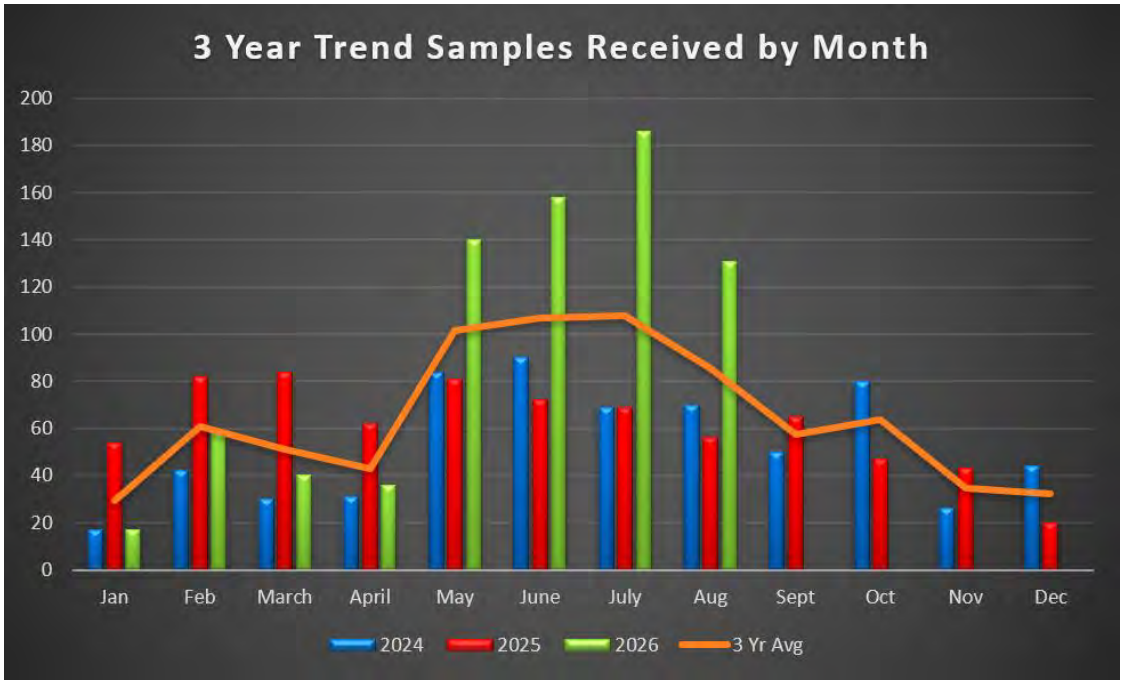


Figure 8 Bar Graph Three-Year Trend Pesticide Determinations by Month

William Krivanek, Bureau of Standards Metrologist

The following is a workload summary for the Section from August 1st through August 31st. During the month of August 2026, the Bureau generated a revenue of $4,407.00. Most appointments consisted of Mass Echelon III calibrations.

During the reporting period, a total of seven customers received services from the Bureau. One customer was from outside of state lines. The out-of-state customer generated a total of $1,945.00 in fees, representing 44.10% of the total fees collected. The out-of-state customer accounted for 24 standards, or 13.11% of the total standards calibrated.

Six customers were within the state and generated a total of $2,462 in fees, representing 55.90% of the total fees collected. In-state customers accounted for 159 standards, or 86.89% of the total standards calibrated.

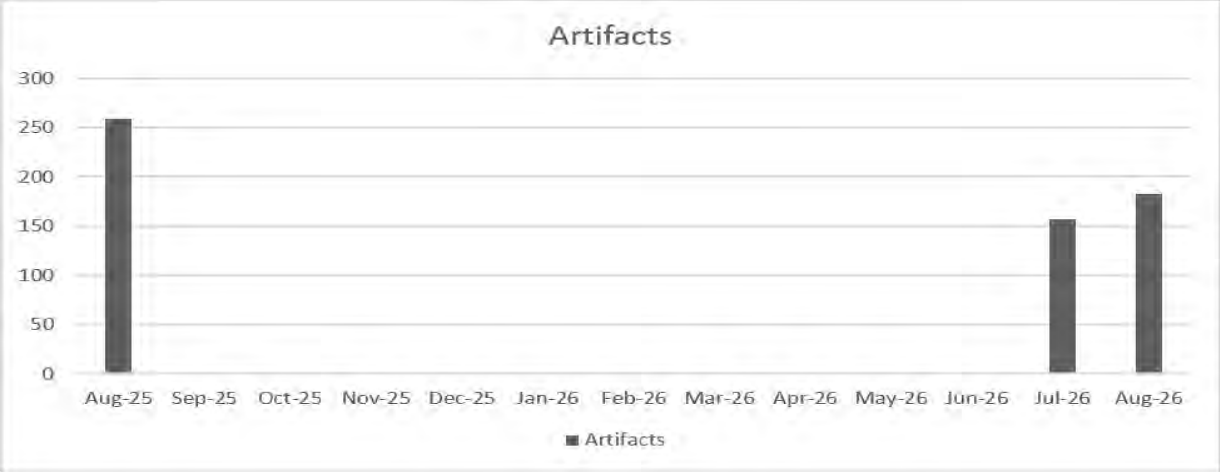
A total of 183 standards were calibrated during the reporting period. $110.00 in Mass Echelon II fees were waived due to the artifact belonging to the Bureau.



Pictured above: These are large nominal Mass Echelon III standards. They are used frequently to calibrate customer weights and are stored under plastic for debris protection.



This revenue chart illustrates that in August 2026, total revenue reached $4,407.00, compared to $3,210.50 in July 2026 and $3.965.00 in August 2025.



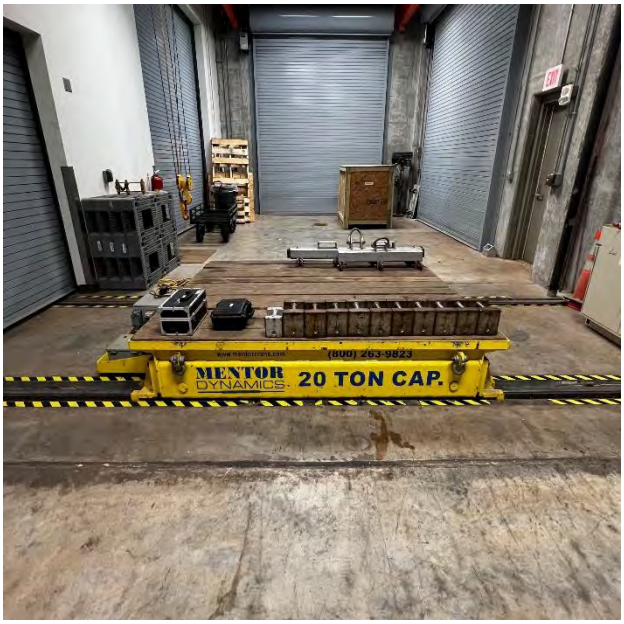
This artifact chart illustrates that in August 2026, a total of 183 artifacts were calibrated, compared to 157 artifacts in July 2026 and 259 artifacts in August 2025.



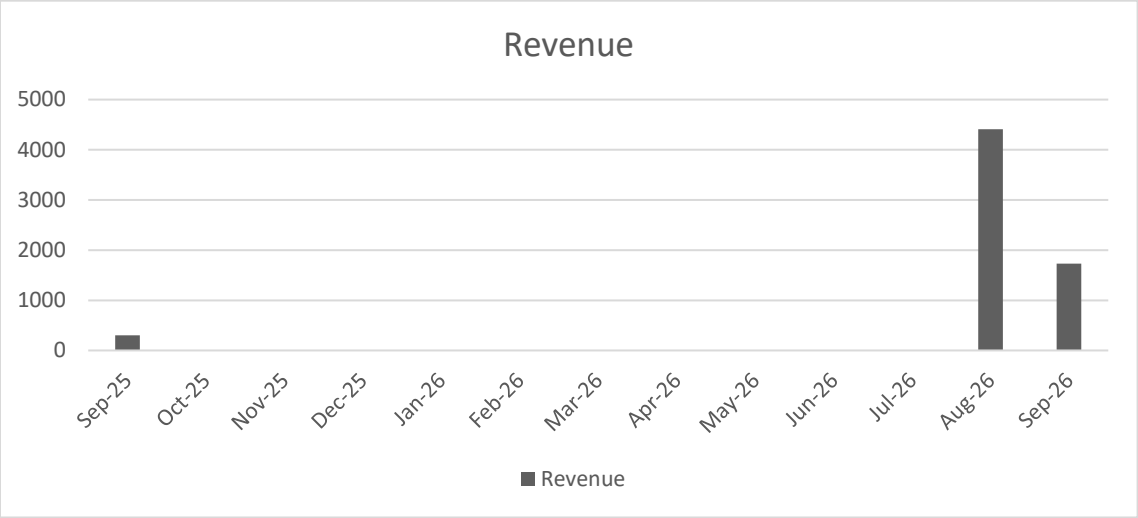
This certificate chart illustrates that in August 2026, a total of 18 certificates were issued, compared to 15 certificates in July 2026 and 19 certificates in August 2025.

In September the workload summary for the Section from September 1st through September 30th consisted of Mass Echelon III calibrations, as well as volume transfer calibrations. In the beginning of the month, the National Institute of Standards and Technology (NIST) held its annual Southwest Assurance Program (SWAP) meeting. Attending this annual meeting is a requirement for the Bureau to maintain the laboratory's NIST recognition.

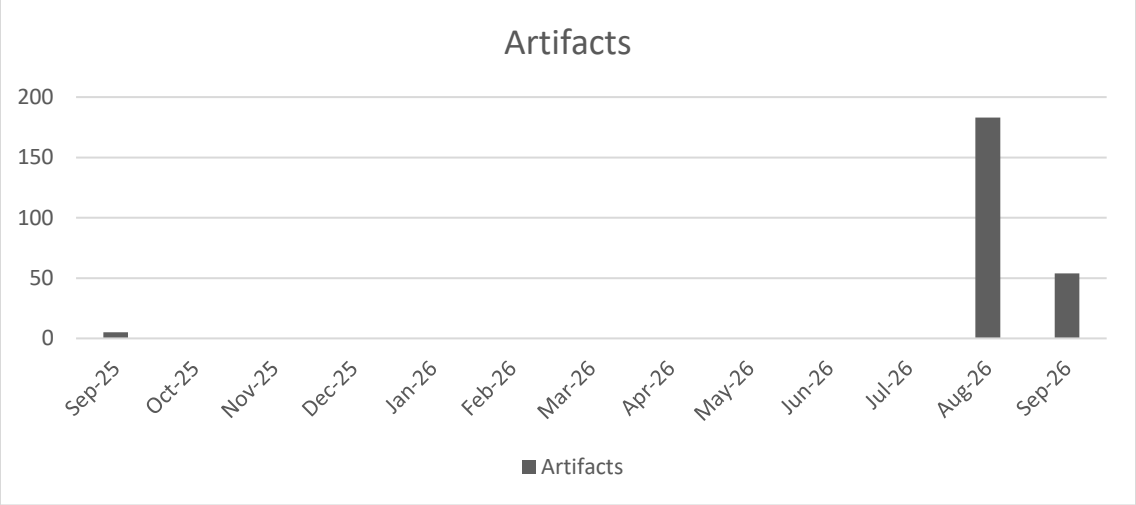
During the month of September 2026, the Section generated a revenue of $1,730.50. A total of three customers received services from the Section. All customers were within state lines and accounted for a total of 54 artifacts being calibrated. No fees were waived during the reporting period.



Pictured above: Sitting on the Bureau's transfer cart is a set of customer weights that the Bureau performed Mass Echelon III calibrations on during the month of September.



This revenue chart illustrates that in September 2026, total revenue reached $1,730.50, compared to $4,407.00 in August 2026 and $300.00 in September 2025.



This artifact chart illustrates that in September 2026, a total of 54 artifacts were calibrated, compared to 183 artifacts in August 2026 and 5 artifacts in September 2025.



This certificate chart illustrates that in September 2026, a total of 9 certificates were issued, compared to 18 certificates in August 2026 and 5 certificates in September 2025.

Respectfully Submitted,
Brian McDowell
Laboratory Director
Laboratory Services Division

OCTOBER BOARD REPORT
AGRICULTURAL LABORATORY SERVICES
AUGUST 2026 ACTIVITIES

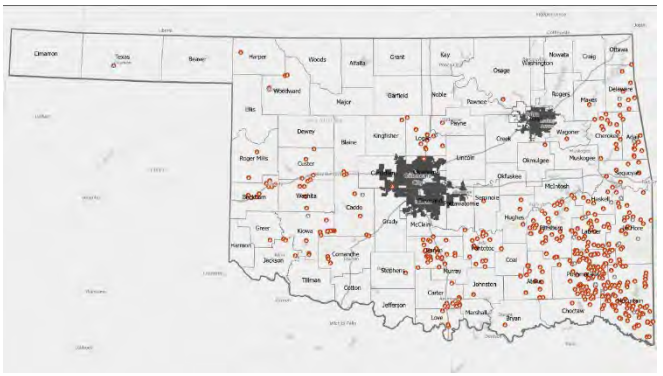
FEED SAMPLES	175
FEED DETERMINATIONS	294
POSSIBLE VIOLATIONS	17
FERTILIZER SAMPLES	46
FERTILIZER DETERMINATIONS	151
POSSIBLE VIOLATIONS	17
LIME SAMPLES	8
LIME DETERMINATIONS	6
POSSIBLE VIOLATIONS	0
PESTICIDE SAMPLES	54
PESTICIDE DETERMINATIONS	360
POSSIBLE VIOLATIONS	0
INORGANIC LAB SAMPLES	181
DETERMINATIONS	1375
SEED SAMPLES	128
SEED DETERMINATIONS	247
POSSIBLE VIOLATIONS	1
BUREAU OF STANDARDS CERTIFICATES	15
NUMBER OF STANDARDS CALIBRATED	157
FEE CHARGES	$3,211.00
DAIRY SAMPLES	298
DAIRY DETERMINATIONS	587
POSSIBLE VIOLATIONS	14
TOTAL SAMPLES	**905**
TOTAL DETERMINATIONS	**3177**
TOTAL POSSIBLE VIOLATIONS	**49**

OCTOBER BOARD REPORT
AGRICULTURAL LABORATORY SERVICES
SEPTEMBER 2026 ACTIVITIES

FEED SAMPLES	96
FEED DETERMINATIONS	183
POSSIBLE VIOLATIONS	1077
FERTILIZER SAMPLES	18
FERTILIZER DETERMINATIONS	39
POSSIBLE VIOLATIONS	144
LIME SAMPLES	15
LIME DETERMINATIONS	15
POSSIBLE VIOLATIONS	113
PESTICIDE SAMPLES	127
PESTICIDE DETERMINATIONS	885
POSSIBLE VIOLATIONS	0
INORGANIC LAB SAMPLES	122
DETERMINATIONS	1261
SEED SAMPLES	192
SEED DETERMINATIONS	296
POSSIBLE VIOLATIONS	4
BUREAU OF STANDARDS CERTIFICATES	9
NUMBER OF STANDARDS CALIBRATED	54
FEE CHARGES	$1,730.50
DAIRY SAMPLES	262
DAIRY DETERMINATIONS	554
POSSIBLE VIOLATIONS	16
TOTAL SAMPLES	**841**
TOTAL DETERMINATIONS	**3287**
TOTAL POSSIBLE VIOLATIONS	**1354**

OKLAHOMA FORESTRY SERVICES BOARD REPORT

Fire Management
Fire Staff Board Report Input- 8-1-26 through 9-30-26

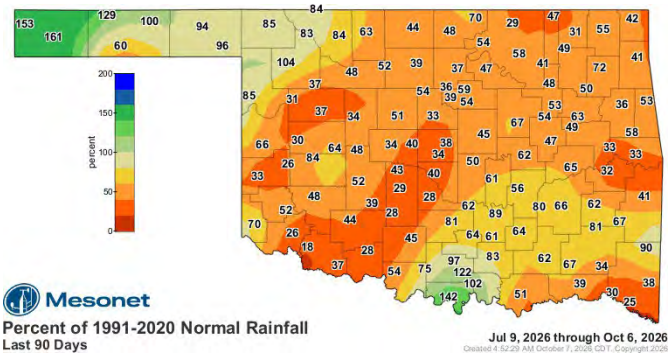


OFS Wildfire Response/Support
August/September 2026

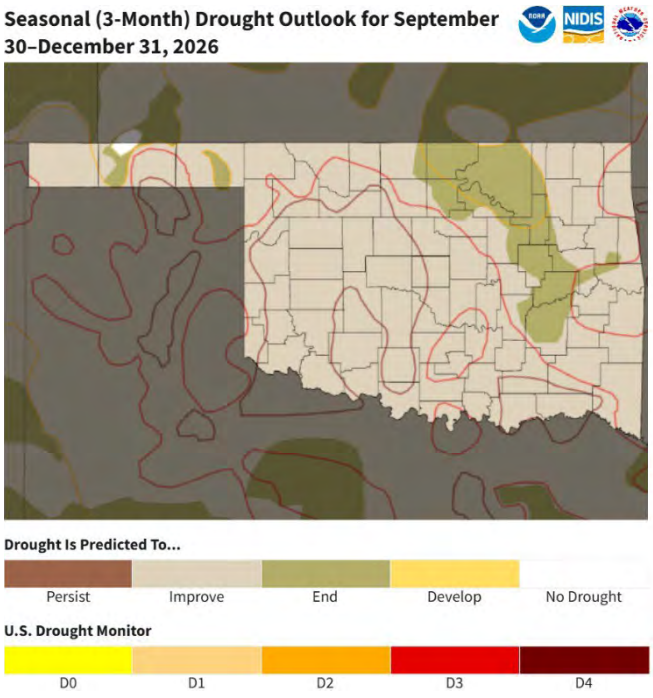
Wildland Fire Management Executive Summary

August and September proved to be challenging months across Oklahoma with intense heat persisting, lacking widespread, meaningful rainfall to offset mounting drought impacts. During the two (2) month period, Oklahoma Forestry Services (OFS) responded to and supported 542 wildfires that burned 28,714.4 acres. Those statistics represent +422% normal wildfires and +320% normal acres burned based on the five (5) Year averages for August and September combined. Local, state, and federal fire departments and wildfire agencies have been heavily engaged across the state. While the largest wildfire of note was just under 2,700 acres, the volume of fire activity compounded by high resistance to control and aggressive fire behavior proved to require intensive resource commitment for extended periods of time to contain wildfires. With higher complexity of wildfires, incidents often required more involvement in supporting emergency response and support organizations including law enforcement, emergency medical services, emergency management organizations as well as non-governmental organizations.

Hurricane Polo, that impacted Baja California, transitioned into a tropical storm eventually delivering beneficial rainfall to Oklahoma that was followed by additional rainfall from a subsequent weather system. While many areas received quality amount in good duration, others did not. Nonetheless, the rainfall amounts will need repeated follow up to begin mitigating drought effects evidenced in the Percent of Normal Rainfall through the last 90-days (right). This rainfall has prompted green-up in mowed, hayed and heavily grazed areas, affording some barriers to fire spread on the landscape.



El Nino conditions show promises of reducing fire danger concern as we progress into the cool season with a cooler, wetter expectation. That optimism must be tempered with the fact that Oklahoma is in the grips of extensive and significant drought, El Nino is an expectation of conditions not a guarantee, a changing weather pattern will require a transitional period to have beneficial effect, and we will be entering into the dormant season when the Southern Plains generally experiences increasing wildfire occurrence given widespread fuel availability. That expectation points to drought improvement across Oklahoma (tan background) and potential for removal in some areas (green background). The map (right) highlights potential improvement along with the current drought categories outlined and color-coded indicating intensity.

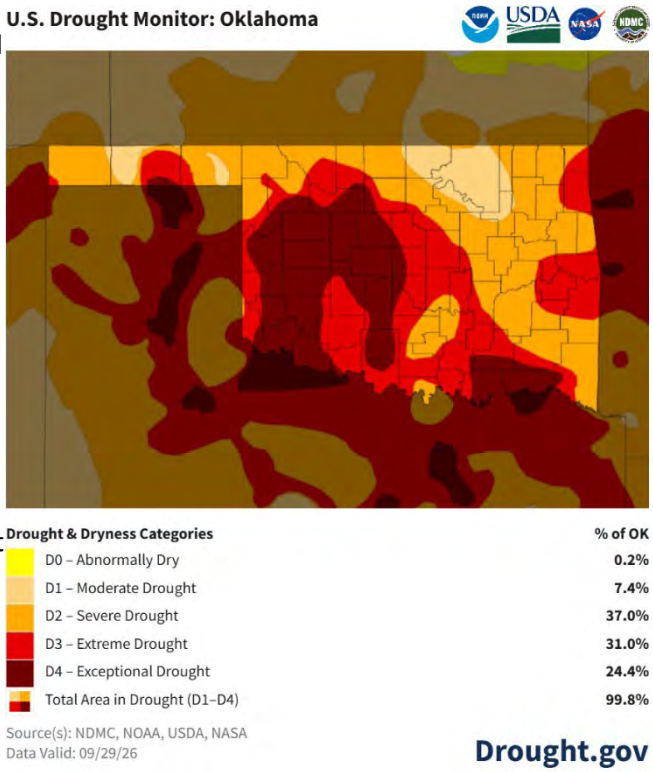


Given the current state of the drought-impacted fire environment, it is difficult to provide a high confidence expectation for the last

quarter of the year although it is anticipated that resistance to control will improve and wildfires will gradually become less impactful as we move through October into November requiring less resource commitment to contain.

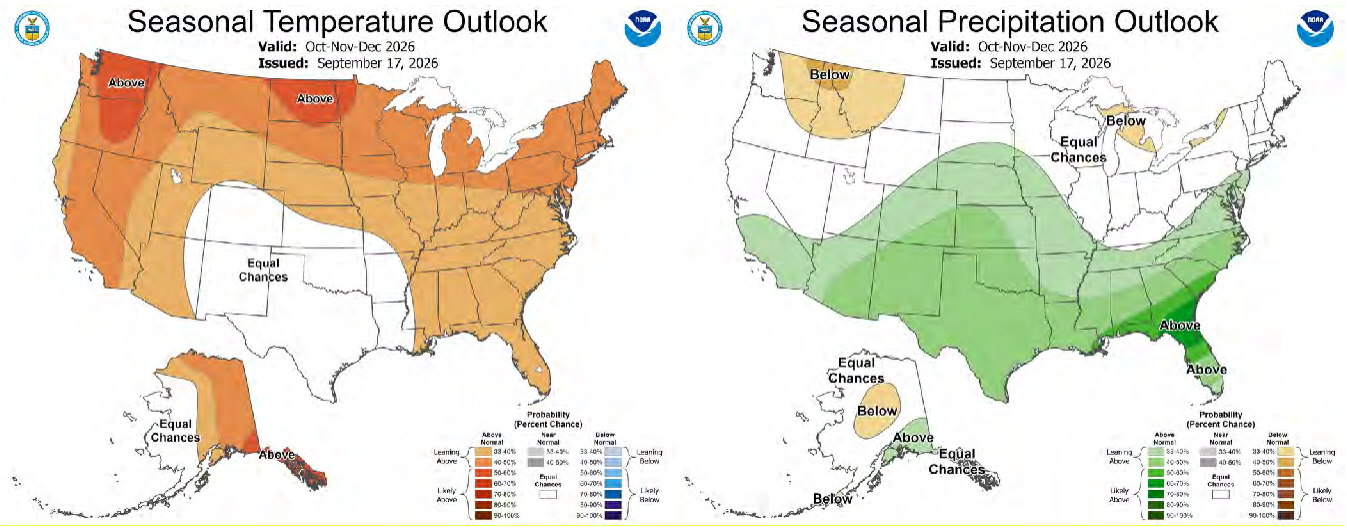
Fire Environment Outlook

Shorter day length, lower sun angle, cooler overnight temperature and improved overnight moisture recovery will serve to compress active burning periods to the afternoons serving to limit both large and significant fire potential overall. While probability of successful initial attacks is generally very high, latent drought impacts on the Oklahoma fuelscape will continue to require longer resource commitment to wildfires ensuring containment. And we need to remain watchful for fire-effective weather patterns as the general storm track shifts over Oklahoma. Dry cold fronts, anomalous heat and periods of persistent dryness may present truncated periods of elevated fire danger prompting heavier resource commitment.



The current U.S. Drought Monitor continues to look bleak given current conditions although some minor improvement has been noted in northwest Oklahoma and in the western Oklahoma Panhandle. Statistically, Oklahoma remains in Moderate or greater drought with the most impactful rankings in western, central and southeastern Oklahoma where extreme to exceptional drought indices remain.

2026 has proven to be a grueling year for OFS firefighters and fire department personnel across the state. Leaning into the fall, the dominance of above-normal temperature is expected to subside with a gradual return to more normal temperature profiles. Above-normal precipitation is also favored noting that this is heavily influenced by El Nino trend expectation. Additionally, it is worthwhile noting that during this season we begin a transition toward the driest climatological period for the year in winter. Above normal totals will be welcomed, although frequency of rainfall is important to mitigate fire danger concern during the dormant season.



Considering the current state of the fire environment and forecasted conditions, wildfire occurrence is expected to gradually decrease through the remainder of October into November toward an optimistic outlook for normal fire occurrence and severity in December. Most fires are likely to be captured during initial attack on the local level.

Community Fire Assistance Program – Tammy Carter Firefighting Property Program (FFP) Update

- No new equipment has come into the yard.

FEPP Update

- No sales were made in August. We plan to start listing sales in the coming months before the end of the year.

Operational Grants (FY27 $8,414,550.00)

- All Operational Grant funds have been dispersed.

80/20 Grants (FY26 $2,000,000.00)

- 58 out of the 73 Fire departments have received reimbursements for the 80/20 grants.
- Only five (5) Fire Departments left to have their funds carried forward into FY27. All five (5) departments have had continual communication with OFS concerning the remaining funds being carried forward.
- 81 new Fire Departments are receiving 80/20 grants for FY27

FOREST MANAGEMENT

Forest Health Program – Dieter Rudolph

- 8-1-26 and 9-5-26: Forest Management Chief Dieter Rudolph and Urban Foresters Riley Coy and Elizabeth Bland-Corbishley participated in the Night Market at the First Americans Museum (FAM). The partnership with FAM has increased Oklahoma Forestry Services (OFS) outreach to local and tribal communities across the state. Events such as this one increase our visibility and better allow us to promote landowner assistance programs.
- 8-3-26 through 8-6-26: Dieter and Forest Health Monitoring Specialist Evan Long attended the Southern Forest Health Work Conference (SFHWC) in Georgia. SFHWC is a unique conference in that it brings in individuals from across the fields of forest health, entomology, and pathology and includes state and federal agencies, academia, research, students, and private industries. The topics throughout the conference focus on the current science and programs, ensuring participants are able to give the most accurate advice to landowners.
- 9-16-26: Dieter and Riley assisted Oklahoma State University (OSU) Extensions with judging the 4H forestry entries to the State Fair. 4H Students turned in leaf collections, wood block samples, and posters focusing on several aspects of trees and forests.
- 9-19-26: Dieter and Elizabeth attended the 11th Annual Monarchs on the Mountain at Chandler Park in Tulsa. OFS has participated in all eleven iterations of this event and has helped it grow from a small event to one that brings in thousands of people. OFS had an interactive activity allowing kids to hold real insects (preserved in epoxy) and interact with the traps used to monitor insects in several ecosystems. The overall message was the role native insects play in nature and the threat of non-native invasive insects.
- 9-28-26 through 9-30-26: Dieter and Forest Legacy Coordinator Madison Gore attended a training course to receive Tree Risk Assessment Qualifications (TRAQ). TRAQ are utilized in response to weather events such as ice storms or straight-line winds. Trees effected by these events are assessed and assigned a risk rating, allowing communities to prioritize areas or induvial trees for mitigation work or removal depending on their associated risk.
- Emerald Ash Borer (EAB) has been found in four new counties in 2026. These include Wagoner County, which was confirmed in the spring, as well as new additions of LeFlore and Atoka Counties. Johnston County is suspected, but the sample is awaiting confirmation from an entomological lab. This makes eleven counties with known EAB within Oklahoma. This non-native invasive insect is killing ash trees across the country, effecting both urban and rural landscapes.

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

- **8-5-26:** Riley Coy conducted a site visit to the City of Ada as part of the Urban and Community Forestry Grant the city was awarded. Also on this day, Elizabeth Bland-Corbishley was interviewed by the Tahlequah Daily Press on resilient trees for the Northeastern part of Oklahoma.
- **8-10-26:** Riley Coy was interviewed by Oklahoma Educational Television Authority (OETA) about the Urban and Community Forestry Match-Waived Grant that is open for applications until October 23rd at 5:00pm. This was aired on 8-19-26.

- **8-24-26:** Riley Coy filmed several segments for Oklahoma Gardening on the Urban and Community Forestry Match-Waived Grant, heat stress on trees, and pawpaw trees.
- **8-25-26:** Riley Coy did a KOCO Zoom about drought stress on Oklahoma's Trees.
- **8-29-26:** Riley Coy spoke at the "Meet the Tree: The George Washington Elm" program to honor and celebrate the Washington Elm Tree, the tree George Washington accepted his commission as General of the Continental Army. This was an event hosted by the Oklahoma Chapter of the Daughters of the American Revolution.
- **9-2-26:** Riley Coy presented in a webinar for the Oklahoma Historical Society on preserving mature trees titled "Rooted Infrastructure: Caring for Trees that Anchor Our Historic Places".
- **9-3-26:** Riley Coy and Elizabeth Bland-Corbishley assisted Keep Oklahoma Beautiful with their program Paint Oklahoma Beautiful by delivering paint to cities, towns, and community centers throughout Oklahoma. Through this program they are able to meet groups and organizations that are difficult to reach and may not know the ways Oklahoma Forestry Services can assist them.
- **9-4-26:** Elizabeth Bland-Corbishley met with the Black History Project to document archeological findings from tree care work that was completed under the Carver Elm Tree.
- **9-16-26 through 9-17-26:** Elizabeth Bland-Corbishley attended the Oklahoma Municipal League Conference where she spoke with local representatives of towns and cities on urban forestry programs like the Match-Waived Grant and Tree City USA.
- **9-22-26:** Riley Coy spoke at the Mullen Park "Shade and Story" ribbon cutting event at McAlester's Mullen Park. This park was transformed by the Community Tree Board's use of the Urban Forestry Grant which planted 50 trees and installed a story walk. The city also installed a new splash pad and gazebo that was featured at this event, unrelated to the Inflation Reduction Act (IRA) Grant project.
- **9-26-26:** Elizabeth Bland-Corbishley spoke at the Morrison Arbor Day Celebration. There were 100 people in attendance as the local elementary school kids sang songs about trees and Smokey Bear, as well as recited wildfire prevention tips for the audience.
- **9-29-26:** Riley Coy was interviewed by the Tahlequah Daily Press on the rare albino elm tree found in Northeastern Oklahoma by a local forester. Also, on this day Riley met with contractors for the Town of Tatum's to approve tree selections for the Tatum's Urban and Community Forestry Match Waived Grant project.
- **9-30-26:** Riley Coy and Elizabeth Bland-Corbishley attended the Oklahoma Vegetation Management Association (OKVMA) Conference to network and learn the latest in vegetation management throughout the state.

Forest Heritage Center – Shalee Buzan Programs & Educational Activities

- The Forest Heritage Center continued its commitment to hands-on education and community engagement throughout August and September. Our September First Saturday program was another success, with more than 200 geodes and science-related activities completed by participating families and visitors. These programs continue to provide valuable opportunities to engage young visitors in science, nature, and the importance of our forest resources through interactive learning experiences.

Annual Forestry Banquet

- The Forest Heritage Center hosted its annual forestry banquet, welcoming 101 guests for an evening of fellowship, recognition, and celebration of another successful year in the forestry industry.
  We extend our sincere appreciation to everyone who attended, contributed, and volunteered their time to make this year's event possible. The banquet serves as an important opportunity to recognize the individuals and organizations whose dedication continues to support Oklahoma's forestry community. Final financial figures are still being compiled, and the Center is awaiting confirmation of the total amount raised for this year's donation.

Professional Development & Industry Engagement

- Shalee Buzan, Director of the Forest Heritage Center, attended the Oklahoma Museums Association (OMA) conference in Edmond, where she participated in professional development sessions and explored

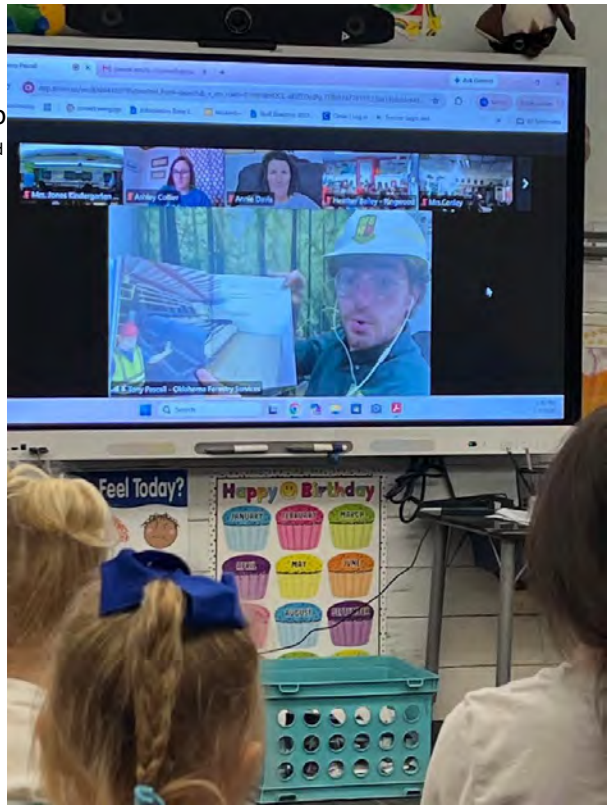
advancements in museum operations and visitor engagement. Areas of particular interest included new museum construction and development, marketing strategies, exhibit design, and membership programs. The information and ideas gathered will help inform future planning and provide opportunities to enhance the Forest Heritage Center's exhibits, educational offerings, and overall visitor experience.

Exhibits & Museum Development

- Planning and preparation continue for two new exhibits coming to the Forest Heritage Center. One (1) will be a permanent addition to the museum, while the other will be a temporary exhibit. Both projects represent continued efforts to expand our educational offerings, refresh the visitor experience, and further our mission of preserving and sharing Oklahoma's forestry heritage.

Forestry Education Program – Tony Pascall

- **8-3-26:** Education Coordinator Tony Pascall went to the Oklahoma City Memorial to teach at their annual Science, Technology, Engineering, and Mathematics (STEM) camp. 10 kids and their families learned about the importance of the trees in the memorial, and how they are cared for.
- **8-4-26:** Tony taught at the Career Tech Summit in Tulsa. 20 Career Tech educators learned about Project Learning Tree (PLT) and how they can incorporate forestry education into their lessons with students, and about the jobs in the forest industry that are available to students.
- **8-4-26:** Tony set up a booth at the Teacher Resource Fair at the Science Museum of Oklahoma in Oklahoma City. He spoke with 475 educators about the resources that the Forestry Services has K-12 education, including Project Learning Tree.



- **8-8-26:** Tony and Fire Equipment Specialist Alan Barger went to Salt Plains State Park in Jet, OK to Celebrate Smokey Bear's 82nd birthday in conjunction with Oklahoma State Parks. Over 20 kids and their families were in attendance learning and celebrating his impact on fire prevention through the years.
- **8-22-26:** A certified PLT volunteer facilitator led a workshop in Ada for 19 early childhood educators on PLT's "Trees and Me" guide. These educators will now have access to high-quality forestry and outdoor education activities for their students aged Two- Six (2-6).
- **8-28-26:** Tony set up a booth for the kids' day at the Garvin County Free Fair in Pauls Valley. More than 300 kids learned about how trees grow and their importance for our ecosystem.
- **9-8-26:** Tony went to Moore to help lead a "First Lego League" elementary school team in deciding what issue they'd like to focus on to solve for their competition. The theme this year is "Rainforests," and Tony led 20 students though issues such as deforestation and climate change, as well as possible solutions and what is working.
- **9-9-26:** Tony joined in Ag in the Class's "Read an accurate agriculture book" month. He went on Zoom to read to over 40 elementary classes about sustainable forestry, and answered questions about the forests of Oklahoma, and about Oklahoma Forestry Services.
- **9-11-26:** Tony went to Jones High School and taught 75 students about careers in Forestry and how students could access them during their "Careers Counseling" class.
- **9-12-26:** Two (2) certified PLT volunteer facilitators led a workshop in Yukon for 16 early childhood educators on PLT's "Trees and Me" guide. These educators will now have access to high-quality forestry and outdoor education activities for their students aged Two- Six (2-6).

- **9-15-26:** Tony went to an Oklahoma City Boys and Girls Club to teach 25 middle school students about trees and forest ecosystems during their after-school club. This experience included hands on learning about the trees in their surrounding neighborhood.
- **9-15-26:** Tony joined "Red Dirt Poetry" at a bookstore in Oklahoma City to lead a poetry workshop on urban trees. The 10 attendees were led through several close observation activities and learned about the form and function of neighborhood trees.
- **9-16-26:** Tony taught 80 elementary students in Grove, OK about forests as habitats. These students in First-Fifth (1st-5th) grade learned about the animals and plants that live in forests, and what can be done to help keep them healthy.
- **9-18-26 thru 9-24-26:** Tony and Community Wildfire Defense Grant Coordinator Erin Brazel embedded with a National Fire Prevention Education Team that was called to Chickasha and surrounding counties to spread wildfire prevention messages during that high-risk period. Tony and Erin helped share prevention information at several events, including a rodeo, library story times, cultural ceremonies, and more. They learned about how to structure a prevention team, and what to do to help grow our own program here in Oklahoma.
- **9-25-26 through 9-26-26:** Tony, in his role as Board President for the Oklahoma Association for Environmental Education helped to host and lead a board retreat meeting in Broken Arrow and Tulsa to bring the Eight (8) members of the board together to focus on large tasks such as communication, resource sharing, and event planning for our annual awards ceremony and our annual environmental education expo. This work allows the network of environmental educators in the state to be stronger and to help get more students outdoors and learn about their own environment.



Forestry Legacy Program – Madison Gore

- **8/26/2026:** A wildfire burned 22 acres on the Musket Mountain property but caused no damage to the timber. Oklahoma Forest Rangers (OFS) rangers Derik Gee and Anthony Williams put the fire out and noted the cause as lightning.
- **9/4/2026:** The Conservation Fund met with a potential donor for the Musket Mountain project. The donor is working on their fundraising priorities, and The Conservation Fund hopes to hear back from them in November.
- **9/17/2026:** A landowner near McAlester who owns 6,500 acres contacted Madison Gore with interest in putting their property under a conservation easement through the Forest Legacy Program. Madison met with the landowner to gather information on the property and is reviewing its eligibility for the Program.
- **9/21/2026:** A landowner owning substantial acreage in southeast Oklahoma contacted Madison Gore with interest in putting their property under a conservation easement through the Forest Legacy Program. Madison talked with the landowner and is gathering information on the property so she can review its eligibility for the Program.
- **9/24/2026:** The Jack Creek Bottom fire burned 43 acres on the Musket Mountain property but caused no damage to the timber. OFS rangers Derik Gee, Woodrow Wilson, Terron Gee, and Mark Webb, put the fire out and noted the cause as incendiary.

Forest Regeneration Center- Justin Jones

- The Nursery staff has been busy scouting and collecting seed from a variety of native trees, including several

oak species, black walnut, and persimmon. The seed will be tested for quality and viability before being planted later this fall, helping grow the next generation of trees across the state.

- Despite the extreme heat over the past month, our Nursery Techs have been out in the field sampling seedling plots to get an accurate picture of this year's crop and available inventory. Their hard work will help determine what seedlings are available and provide the information needed to begin seedling sales on October 1.
- Seedling Inventory Spotlight:
  - Approximately 15,000 of our genetically improved Virginia pine seedlings (picture) will be distributed to Christmas tree growers across Oklahoma, providing a strong foundation for the state's local Christmas tree farms. These young trees will be planted by growers throughout the state and, in a few years, will help fill Oklahoma farms with Christmas trees for families to enjoy.
- **9-9-26:** The Tree Improvement staff along with other coworkers within the management team met with Dr. Fred Raley of the Western Gulf Forest Tree Improvement Program to discuss the future of improved loblolly pine genetics in southeastern Oklahoma. The conversation focused on third-cycle breeding, expanding seed orchards, and how improved genetics can lead to faster growth, better tree form, disease resistance, and higher-value timber for Oklahoma landowners.
- **9-15-26:** Regeneration Program Administrator Justin Jones met with stakeholders from the Latimer, Talihina, and Southern LeFlore County Conservation Districts to promote the upcoming Conservation Seedling Sale. The visit was a great opportunity to connect with local conservation partners, share information about the seedlings available, and help get the word out to landowners preparing for their next planting season.
- Regeneration Specialists Tana Brown and Raegan Ward attended the Southern Forest Nursery Management Cooperative short course at Auburn University on 9-16-26 through 9-17-26. This was an intensive course for newer employees, covering nursery management practices as well as tree genetics and the importance of using locally improved seed sources. The training will help strengthen their knowledge and skills as they continue supporting Oklahoma's regeneration program.
- **9-17-26:** Regeneration Program Administrator Justin Jones had the opportunity to work alongside the Oklahoma State Beekeepers Association at the State Fair of Oklahoma. The event was a great opportunity to promote the pollinator-friendly tree species available through this year's Conservation Seedling Program and highlight the important connection between healthy forests, pollinators, and Oklahoma's landowners.
- **9-18-26:** The Forest Regeneration Center welcomed approximately 40 homeschool students for a tour of the seedling nursery. The students got a behind-the-scenes look at the nursery and learned about the day-to-day work involved in growing and preparing seedlings for Oklahoma's forests.

Forest Inventory and Analysis (FIA) Program – Josh Bradley

- FIA foresters completed FIA research plots in Adair, Atoka, Cherokee, Cimarron, Coal, Craig, Delaware, Harper, Haskell, Hughes, Latimer, Leflore, McClain, McCurtain, McIntosh, Muskogee, Noble, Nowata, Oklahoma, Okmulgee, Osage, Ottawa, Pawnee, Payne, Pittsburg, Texas, Seminole, Sequoyah, Washington, Woods, and other counties.
- Our trainee FIA forester passed her certification plot and is now a Certified Cruiser through the Southern Research Station. The certification plot requires the trainee to complete a day-long research test plot under the scrutiny of two US Forest Service Quality Assurance foresters. All measurements must adhere to the stipulations in the 450-page National Field Guide and be within tolerance of the QA forester measurements.
- The FIA forester team visited Oklahoma State Extension's discussion on wildfire impacts to redcedar woodlands and redcedar encroach forests near Coyle, OK.
- Two (2) FIA foresters assisted in wildfire response in Pushmataha County and Southeast OK.
- The FIA forester team met for a discussion with Western Gulf Tree Improvement Cooperative on the future of pine genetics and tree selection in Idabel, OK. With small diameter tree markets disappearing, Oklahoma Forestry Services (OFS) and Western Gulf will improve tree characteristics for the landowner to make their forests more profitable in a changing economic environment.
- An FIA forester visited a Shawnee Public Schools career fair day and educated high school students about possible careers in forestry.
- The FIA program is fully staffed and certified for the first time in nearly a year. Our goal is accurate and timely measurement of Oklahoma's 11.2 million forest acres.

EASTERN OKLAHOMA REGIONS

Northeast (NE) Area Highlights – Carig Longshore/Kaley Helton Fire Management Highlights

- From 8-1-26 through 9-30-26 the Northeast Area had 34 fires in the area covering 807.6 acres.
- NE Rangers stayed on a rotation for most of August and September in western Oklahoma in response to fire conditions brought on by a period of drought. During this time frame several key pieces of equipment needed repairs done in and out of house.
- **8-8-26:** Harris Groberg, Dustin Hart, and Kasandra Roberts assisted with Smokeys birthday event at Tenkiller State Park, this event reached around 200 people.
- **8-17-26:** A storm rolled through the Tahlequah Area destroying the radio communication tower. This storm also took down several large trees around the office causing multiple days of cleanup efforts.
- **9-21-26:** Colton Coble started his first day of work. Colton was hired as a Forest Ranger I to work out of the Jay unit in the Jay Office.
- Cole Hix received the Oklahoma Forestry Association Wildland Firefighter of the Year at the 2026 Forestry Annual Banquet in Idabel on 9-24-26.
- **9-26-26:** Harris Groberg and Cliff Eppler presented Smoky at an event held at Fin and Feather Festival, this event reached around 300 people.

Forest Management Highlights

- Harris Groberg and Craig Longshore attended the Oklahoma State University (OSU) Cross Timber Experimental Range for a workshop on prescribed fire in the Cross Timbers.
- Harris completed Forest Stewardship Monitoring for the NE Area.
- Harris Groberg had 12 sites visits for forestry related issues with landowners in seven (7) different counties in the NE Area.
- He delivered four (4) plans to landowners, completed two (2) prescribed burning plans, and two (2) management plans for landowners during the time frame.

Administrative

- Kaley Helton attended a CPO webinar in September dealing with Segregation of Duties within procurement platforms.
- Kaley also helped Oklahoma Forestry Services (OFS) Incident Management Team (IMT) with 204's for Western OK fire resources.

East Central (EC) Area Highlights – Caleb Fields Fire Management Highlights

- Since the last board report submission, EC has suppressed 71 fires within the EC area on a total of 1,228.5 acres with an average fire size of 17.3 acres.
- EC also assisted the Southeast (SE) Area with seven (7) fires totaling 2,052 acres.
- EC Rangers also provided suppression on 15 fires in central and western Oklahoma on a total of 7,660.6 acres
- In EC, 55 primary structures were saved at a total value of $5,013,500 and three (3) primary structures were lost at a total value of $290,000.
- Forty-eight secondary structures were saved at a total value of $308,000.00 and eight (8) secondary structures were lost at a total value of $65,500.00
- 18 false runs were made to check reports of possible wildfires.
- As of this report, all 21 EC rangers have provided prepositioning and suppression in central and western Oklahoma.
- EC also had six (6) Rangers that served on two (2) separate engine assignments in Montana, one (1) Ranger that served as Division Supervisor in Florida, and another Ranger that served as Task Force Leader in Florida on a two (2) week assignment.
- Forest Ranger Blake Hadley spent a day in the air assisting OFS and other federal cooperators who work together to complete overview surveys in order to map current year forest injury. Data collected during these surveys has proven useful in early detection of invasive species, rapid response actions such as quarantine, control or eradication. The effects of endemic pest outbreaks are also recorded and provided to national and local area land managers, referenced in a variety of conditions and congressional reports to aid decision making.

Hazardous Fuels Mitigation:

- Forester Eddie Woods completed four (4) prescribed burn plans totaling 994 acres and forester Brandon

Faulkenberry completed one (1) prescribed burn plan totaling 160 acres.

Forest Management Highlights:

- EC foresters Brandon Faulkenberry and Eddie Woods completed stewardship monitoring for 11 private landowner properties.
- OFS conducts a yearling sampling of forest stewardship plans to identify work that has been completed, will be completed, or any barriers to completion.
- By coordinating site visits, shared assessments, and transparent communication, OFS can ensure that the work completed remains effective and informs future strategies. These future strategies help lay the groundwork for successful stewardship over time and identify potential management barriers to landowners.

Information / Education Highlights:

- Forester Eddie Woods along with ranger Bobby Kennon inventoried the trees on Eastern Oklahoma State College (EOSC) campus for their application for an Urban and Community Forestry grant.
- Eddie attended the Latimer County Conservation District stakeholder/working group meeting and the Latimer County Tourism Trails committee meeting.
- Eddie Woods along with Rangers, Blake Hadley and Brett Boland assisted with the Blue Thumb fish collection on Fourche Maline Creek near Panola.
- Forester Eddie Woods and Rangers Clayton Hurst and Brayden Hoffman conducted a Smokey Bear program at Checotah Adventure Headstart and Eddie, Clayton, Brett Boland, and Bobby Eubanks conducted a Smokey Program at Eufaula Elementary School.
- Rangers Steven Donnelly, Richard Marrow, and Blake Hadley participated in the Latimer County Free Fair with a fire equipment exhibit and Smokey Bear.
- Foresters Brandon Faulkenberry and Caleb Fields along with Smokey Bear manned an education booth and attended Smokey's 82nd birthday party held at Lake Thunderbird Park Nature Center.

Special Projects:

- OFS was requested to assist with a Missing Person search near Buffalo Valley in Latimer County. After an extensive two-day multi-agency search the person was successfully located and found safe. The person was transported to a local hospital to be checked out. OFS rangers and forester involved with the search include Clint Vaughn, Harley Johnson, Ry Johnson, Blake Hadley, Bobby Eubanks, Clayton Hurst, Tucker Trowbridge, and Brandon Faulkenberry. The nature of OFS operations lends itself to our employees having a working knowledge of the incident command structure along with extensive knowledge of the area and terrain they work in daily that proves beneficial during the times OFS has been requested to assist.

Southeast (SE) Area Highlights – Brock Hill/Shannon Robertson

Forest Protection Highlights

- August = 106 Fires with 4,380.6 acres burnt
- September = 115 Fires with 4,977.8 acres burnt
- Structures lost:
  - Six (6) Structures lost in August
  - Two (2) Structures lost in September
- Structures saved:
  - 45 Structures saved in August
  - 51 Structures saved in September

Forest Management:

- Tyler Hyatt had three (3) landowner contacts in the months of August and three (3) landowner contacts in the month of September to plan and conduct site visits for timber management and prescribed burning.
- Jacob Lewis had six (6) landowner contacts in the month of August and eight (8) landowner contacts in the month of September to plan and conduct site visits for timber management and prescribed burning.

Safety / Training:

- Pat Wayman held a safety meeting in August over Objective VS Subject Hazards (what you can and cannot control in the fire environment).
- Broken Bow District held a safety meeting in August on Refusing Risky Assignments over assignments that are

too risky to attempt.

- Pat Wayman held two (2) safety meetings in the month of September. One was over Building Fire Line Downhill, and the second covered the Stress and Fatigue of Fire Season.

Other:

- On 9-24-26 some of SE Area personnel attended the OFA Banquet where Presley Byington was given the "Friend of the Forest" award for his work and time spent helping with different forestry camps and forestry education activities for local youth.
- Mickey Tunnell, Chance Tunnell, Brock Marble, Bryden Walker, JD Morris, Josh Bates, Colton Fuller, Bob Cook, Blayne Hardaway, & Anthony Williams all went to western Oklahoma for western wildfire details.
- Mark Webb and Terron Gee traveled to assist the Texas Agricultural & Mechanical (A&M) Forest Service with an interagency fire assignment.
- Donald Pat Wayman traveled to Montana to assist the United States Forest Service with an interagency fire assignment on the Flathead National Forest.
- The National Guard assisted the Antlers District in the Southeast Area by providing the National Guard Blue Devil Hand Crew Module. The hand crew was very useful for building handlines in terrain that is too steep and or rough for a dozer to operate as well as patrolling fire lines and doing burn outs. These guys participated in a handful of training exercises alongside the district personnel.

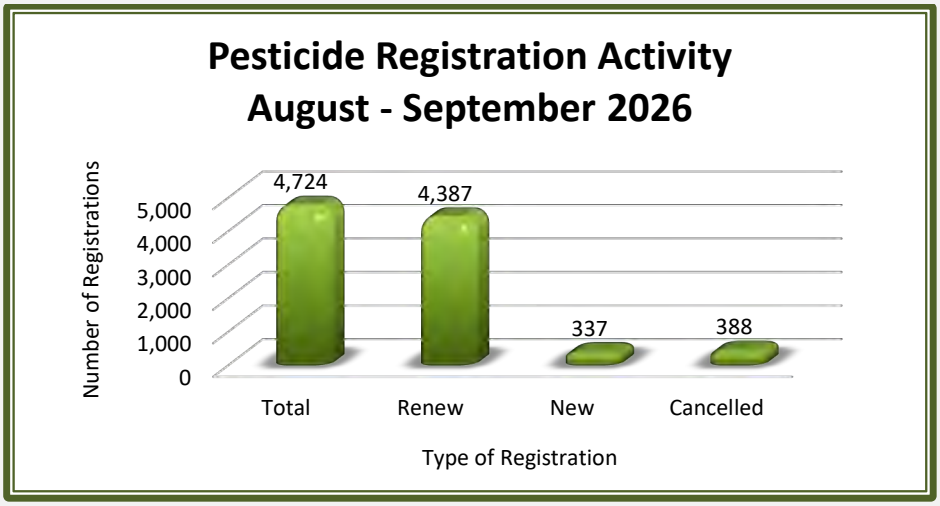
CONSUMER PROTECTION SERVICES DIVISION

OCTOBER 28, 2026, BOARD MEETING
REPORT FOR AUGUST/SEPTEMBER 2026

PESTICIDE SECTION

Pesticide Registration Activity

During this reporting period a total of **4724 pesticide products** were registered in Oklahoma. Of these, **4387 were renewals**, **337 were new registrations**, and **388 were cancelled**.



Pesticide Licensing

License renewal notifications were distributed to pesticide licensees whose business names begin with a numeral or the letters A through L.

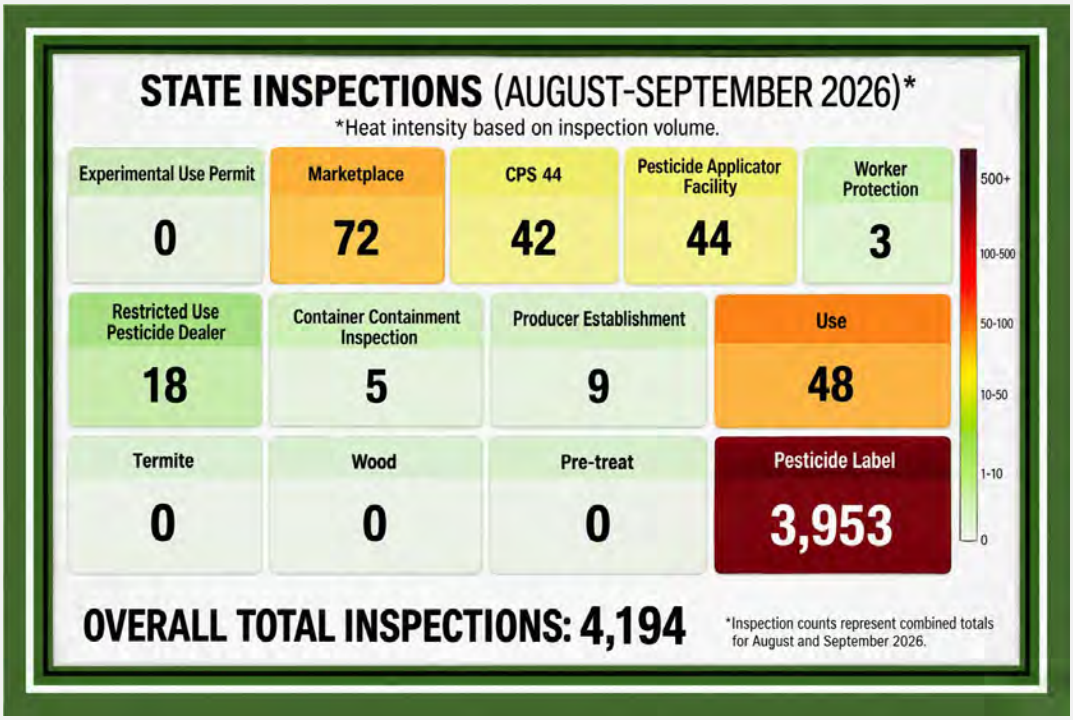
Pearson Testing

On September 17, registration opened through Pearson VUE for nine certification exams.

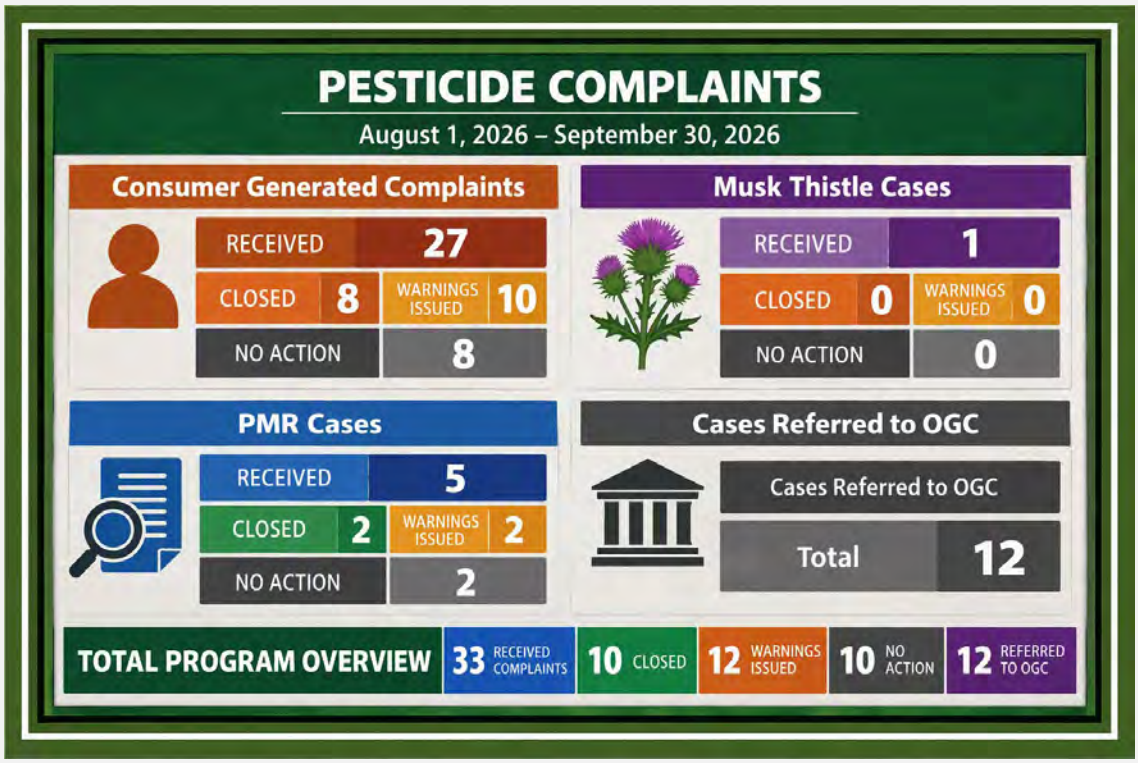
Inspection Activity

A combined **4,194 inspections** were completed across all programs in August and September. Inspections not yet submitted at the time of this report will be reflected in the next board report.

Along with the inspections below CPS field agents also took 9 agricultural use samples, 7 nonagricultural use samples and 53 PEI samples for a total of 69 samples.

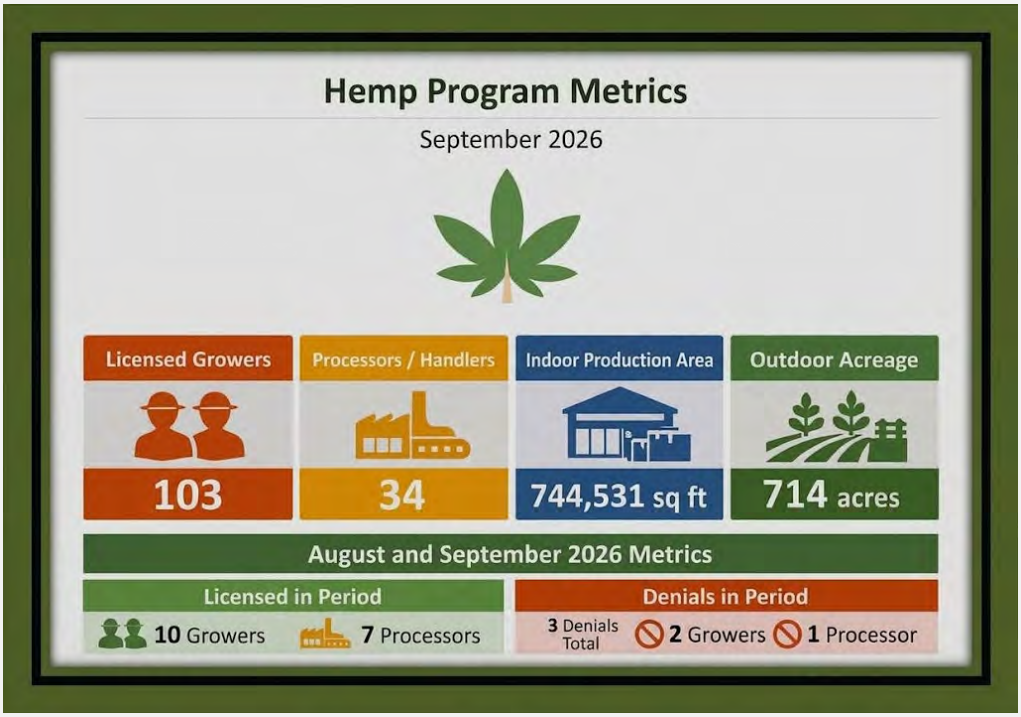


Pesticide Complaints



ENVIRONMENTAL RESOURCE AND HORTICULTURE SECTION

Hemp Program



ODAFF works with law enforcement agencies across the state, including OMMA, MET, OBN, the OAG Task Force, county sheriffs, and ODAFF Investigative Services regarding hemp and marijuana regulation. By sharing vital information, performing official lab testing on hemp grows, and providing test results, ODAFF is working to ensure all growers remain **in full compliance** with state and federal hemp requirements.

Plant Protection Program

Compliance Agreements

At the close of 2025, **31 Oklahoma firms** held compliance agreements authorizing interstate plant shipments. These agreements are renewed annually at the beginning of each calendar year.

As of 2026, **eleven additional nurseries** have begun shipping nationwide, bringing the total number of firms requiring compliance agreements to **42**.

Currently, **37 of the 42 compliance agreements** have been completed for renewal.

Phytosanitary Certificates

State

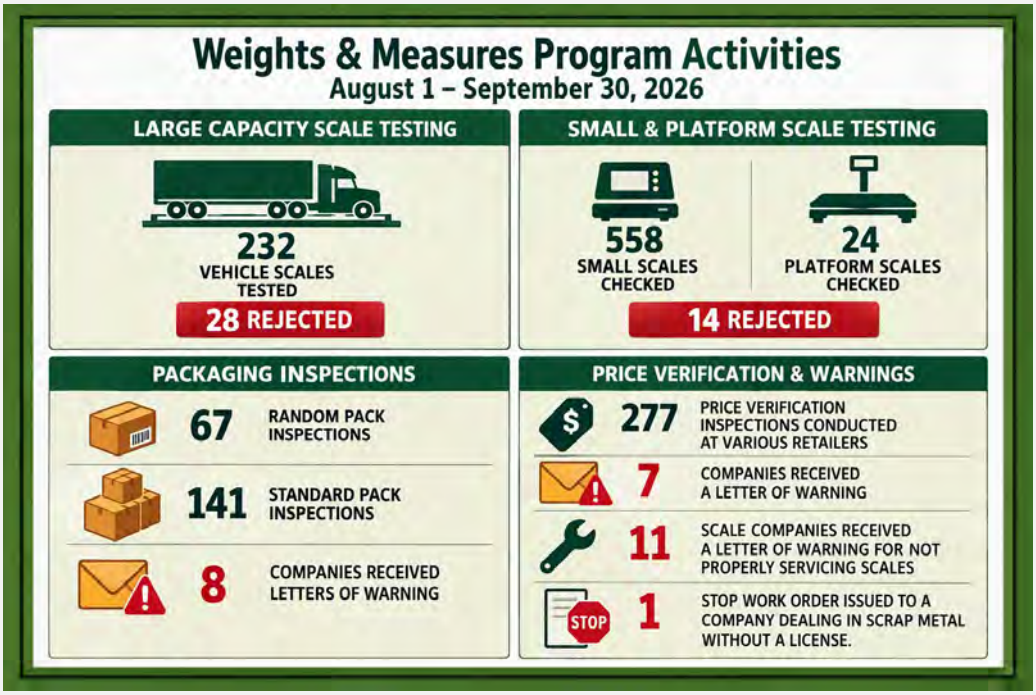
State phytosanitary certificates Issued from August 1 through September 31, 2026.

197 phytosanitary certificates for **5,934 plants**.



AGRICULTURE RESOURCE SECTION

Weights & Measures Program



Fertilizer Program

Program Performance

Fertilizer, Agricultural Lime, & Soil Amendment Program Activities

August 1 – September 30, 2026

Investigations

Dry Bulk Fertilizer Storage Facility Inspections	Liquid Bulk Fertilizer Storage Facility Inspections	NH_3 Storage Tank Inspections	NH_3 Nurse Tank Inspections
29	19	0	0

Sampling

Sample Type	Number	Deficiency Penalty / Stop Sale
Fertilizer	58	2
Agricultural Lime	7	0

Protecting Oklahoma Agriculture, Consumers, and Our Environment

During this period, Fertilizer Program Administrator Joshua Maples represented Oklahoma at the Association of American Plant Food Control Officials (AAPFCO) Summer Annual Meeting in San Diego, California, held from August 23 to 25, 2025. AAPFCO serves as the primary national forum for state control officials and agricultural industry leaders to establish uniform regulatory standards, foster consumer protection, and promote environmental stewardship. The 2025 summer meeting brought together 75 regulatory control officials representing 29 states and Canada, as well as 113 industry liaisons.



Figure 1: From Left to Right: Director, Jarrod Fletcher (MI); Immediate-Past President, John Krei (ND); Treasurer, Matt Pearson (IN); President-Elect, Joshua Maples (OK); President, Ametra Berry (GA); Secretary, Stephen McMurray (KY); Director, Brad Stancil (SC); and Director, Denise Uzupis (PA).

Oklahoma's active engagement in AAPFCO directly benefits the state by

providing a direct voice in national regulatory decision-making. At this conference, Mr. Maples served as Acting Chair and presided over the meeting for the Education and Information Committee. This committee is tasked with promoting AAPFCO as a source of uniformity in plant food regulations, labels, and definitions, as well as developing educational materials for the safe and effective use of fertilizers, beneficial substances, and soil amendments in agricultural and consumer applications.

Following the meeting, Mr. Maples assumed the role of Acting Chair for the Uniform Bills Committee, where he leads efforts to recommend revisions to AAPFCO Model Bills to maintain consistent statutory models across states. In this position, he also oversees the national AAPFCO Labeling Guide and the AAPFCO Inspector Manual. At the conclusion of the San Diego meeting, Mr. Maples officially transitioned into his new executive role as President-Elect of AAPFCO, further strengthening Oklahoma's leadership presence in shaping national regulatory policy.

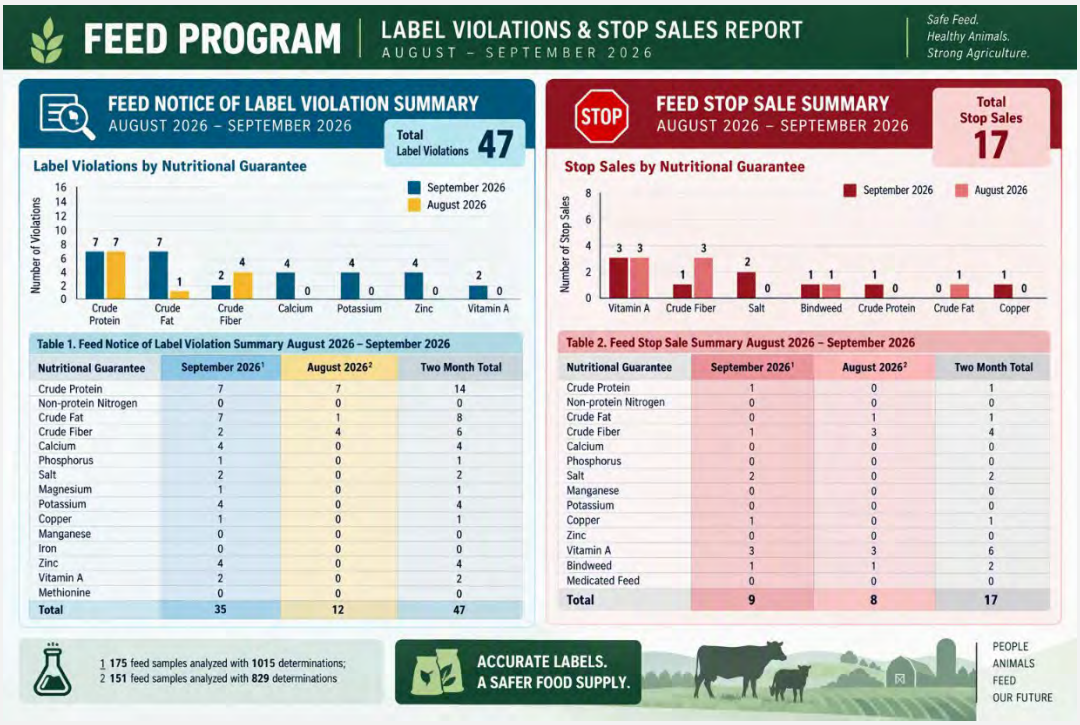
Feed Program

Program Performance

During this reporting period, the laboratory analyzed **175 official feed samples**, completing **1015 individual determinations**.

- **Label Violations:** A total of **35 violations** were issued for feed or feed ingredients failing to meet established regulatory tolerances based on their guaranteed analysis. Most violations were due to **Crude Protein and Crude Fat** deficiencies, with additional violations noted for **Calcium, Zinc, Potassium, Vitamin A, Salt, Magnesium, Phosphorus, Copper and Crude Fiber**.
- **Stop Sale Orders: 9 stop sale orders** were issued due to severe non-compliance:
    - **3** for Vitamin A Deficiency
    - **2** for Salt deficiency
    - **1** for Bindweed contamination
    - **1** for copper deficiency
    - **1** for crude protein
    - **1** for crude fiber

The tables below provide a two-month comparative analysis of label violations and stop sale orders issued by the Department.



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

Kenny M. Naylor

CONSUMER PROTECTION SERVICES
OKLAHOMA DEPT. OF AGRICULTURE FOOD & FORESTRY

OKLAHOMA Agriculture, Food and Forestry

Oklahoma Department of Agriculture, Food and Forestry
Animal Industry Services Board Report
October 28, 2026
Activities August 1, 2026, through September 30, 2026

Animal Disease Traceability:

We distributed 11,200 orange Electronic Identification (E.I.D.) tags and 68,420 white E.I.D. tags to veterinarians, markets, and producers. During this time, we discovered the USDA is no longer having metal swine tags printed for use in feeder pigs sold through livestock markets. We will utilize the silver brite tags that were previously used for cattle official identification in our inventory in place of specific swine tags for use at the livestock markets. One market veterinarian was issued an E.I.D tag reader.

We have had 14 new VET-CVI accounts set up. During this time, a VET-CVI update was released which resulted in numerous requests for technical assistance from both users and tickets to Acclaims to address. Users have been patient as Acclaims is working on the highest priority of issues that have come from updating the platform the application was initially built on.

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

We are still transitioning licensing from Kelly Registration Services to AgEnterprise. We are waiting on Acclaim to finalize the payment processing portal before we are able to begin accepting online licensing applications through AgEnterprise.

On July 20, Dr. Gorczyca and I met with several other Animal Health Officials and the Board of Directors of U.S. CattleTrace. The program's history, current usage, and future plans were discussed.

Aquaculture:

During July, aquaculture inspections were initiated and have all been completed except for three facilities with extenuating circumstances. We are working with the facility owners to get them inspected. Licensed facilities are inspected every two years to ensure compliance with the program.

Biologics:

During this time frame, Elanco conducted a state regulation internal audit. We assisted with confirmation of biological rules and requirements for registered products.

We approved a field study for use of an approved biological product to support the addition of the use of the vaccine in pregnant mares to the label.

8 new biological products were registered during this time frame. We have successfully transitioned all data from the Kelly Registration Systems Biologics platform into

AgEnterprise, but we are unable to register products within the licensing platform in AgEnterprise as we are waiting on Acclaims to finalize the payment processing.

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 past 21 months has revealed no positive dairy.

On August 14, Dr. Gorczyca-Southerland and I met with the State Veterinarian of Hawaii, representatives of the Hawaii cattle industry, and the owner and veterinarian of Champion Feeders in Texas County. The island of Molokai has had some issues in the past with bovine tuberculosis in feral swine. The cattle producers of Molokai want to send feeder cattle to Champion Feeders. This call was to clarify testing that has been done on the cattle herds there and make sure the feedyard was aware of requirements for feeding those cattle. These cattle are very low risk, and the feedyard has a very good biosecurity plan, so they will be receiving the Molokai cattle soon.

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:

There was no significant activity in the Tuberculosis program during this time. Several times each month private veterinarians contact us when they have suspect results on the screening tests they perform for cattle movement. These are mostly in dairy and rodeo type cattle. Our Veterinary Medical Officers perform follow up confirmatory testing to hopefully prove the animal does not have TB.

Trichomoniasis:

During Augusta and September, there were 1820 Oklahoma bulls tested for Trichomoniasis with four confirmations. One was from a previously infected ranch in Comanche County, one was from Pottawatomie County, and two were bulls in Canadian County that had been leased from a operation in Texas. Year to date 13,688 bulls have been tested with 18 positives for a 0.13% positive rate.

Our current statistics compare to 2.1% positive bulls in 2011, 1.4% in 2012, 1.3% in 2013, 1.4% in 2014, 1.1% in 2015, 1.1% in 2016, 0.5% in 2017, 0.32% in 2018, 0.42% in 2019, 0.35% in 2020, 0.28% in 2021, 0.3% in 2022, 0.22% in 2023, 0.13% in 2024, and 0.25% in 2025.

Johne's Disease:

In August and September, we received 21 positive reports. Six were from premises previously identified with positive animals, and 15 were from newly identified premises. By comparison, during the last 12 years we averaged 19. 6 positive reports, with 8.5 that had been previously identified and 10.8 identified for the first time.

For the year we have received 100 positive reports. 30 are from premises previously identified and 70 are newly identified premises. This is considerably higher than the 12-year average for positive reports and newly infected premises.

Although it is a risk to speculate as to the reason for this increase, we did see a similar pattern in 2017 and 2018. The cost of today's cattle has many buyers looking for bargains, and some of those bargains come with disease.

***Theileria orientalis* – Asian Longhorned Tick**

We continue to receive reports of cattle infected with *Theileria orientalis* in Oklahoma. *T. orientalis* is a protozoal disease that causes symptoms similar to anaplasmosis. Its main mode of transmission is via ticks but any transfer of blood from one animal to another can transmit it as well. Dr. Gorczyca-Southerland and I are members of a new United States Animal Health Association committee to gain information about the disease and make recommendations to USDA.

Emergency Management:

On August 3, Dr. Gorczyca provided a presentation covering emergency animal sheltering and New World Screwworm at the Oklahoma Animal Control Officers Association's boot camp.

On August 7, Dr. Gorczyca met with Dr. Patrick Webb, National Pork Board, to discuss the upcoming tabletop exercise being held in Guymon, OK on August 25. The exercise scenario was discussed and modified to make it timely for the swine industry in the state.

On August 13, Drs. Gorczyca-Southerland, Stone, and I met with ODAFF General Counsel, OKC Emergency Management, representatives of Oklahoma Livestock Marketing Association, and representatives of Oklahoma Cattlemen's Association to discuss the best way to implement Senate Bill 2134. SB 2134 mandates that salvage companies responding to vehicle accidents involving livestock notify county emergency management officials. It is an attempt to ensure that livestock involved in accidents are handled in as humane a way as possible.

On September 29, representatives Adrian Self and Savannah Greiner traveled to Oklahoma to lead the Animal Disease Response Train-the-Trainer event for Oklahoma's tribal partners and affiliated groups. The training was hosted by the Cheyenne and Arapaho Tribes Tribal community center in Oklahoma City. Attendees received training and materials to return to their tribal communities to train other tribal and affiliate members and stimulate discussions among stakeholders regarding the benefits of advanced biosecurity and animal disease response plans. The next training session will

be held in December of this year where presenters will discuss basic foreign animal disease incursion and developing a response plan for an event that occurs on tribal land.

Equine Programs:
The Standardbred rescue quarantine in Okfuskee County was released on August 27. All horses tested negative for Equine Infectious Anemia (EIA). A United States Department of Agriculture Investigative and Enforcement Services investigation of the recue was requested due to the transfer of six horses from Oklahoma to Kentucky without accompanying Coggins test charts or a Certificate of Veterinary Inspection (CVI). That investigation is ongoing.

On September 4th, a Letter of Warning (LOW) was sent to an equine owner in Bryan County due to transporting a horse from Texas into Oklahoma without a valid CVI or proof of a negative EIA test.

There was no other unusual activity in the Equine Programs during this time.

Farmed Cervidae Programs:
ODAFF continues to troubleshoot the license renewal processes and animal inventory data in Ag Enterprise. There is also ongoing work to improve documents, forms and correspondence generated in Ag Enterprise.

Due to testing supply issues for elk sample testing, Animal Industry Services was granted an extension for the current CWD cooperative agreement.

The USDA has announced an adjustment in the requirements for farmed cervidae who have been placed in quarantine due to a suspect or non-negative tuberculosis test. If, upon necropsy, there are no visible lesions, the USDA will lift the quarantine in lieu of extending it several weeks while waiting for bacterial culture growth and examination.

Feral Swine:
On August 12, Dana Call, Dr. Gorczyca-Southerland, and I met with the leaders of the Oklahoma Feral Swine Control Association (OFSCA). There has been some confusion from hunters about the fees ODAFF charges and the fees OFSCA charges. We had a good meeting and made adjustments to clear the confusion.

As of August 31, the Kelly Registration Services website is no longer available for all users. AIS has created an alternative process for obtaining a feral swine 24 hour permit that is available to users 24/7.

Captive feral swine hunter licenses are currently being manually processed and there have been several necessary adjustments to streamline this process. The external portal for Ag Enterprises that will allow feral swine hunter applicants to apply on-line has not yet been fully implemented.

There was a complaint against a feral swine sporting facility in Garvin County. It has been fully investigated, and the owner was fully cooperative throughout that process. The facility was inspected as part of the renewal cycle last June and there were no issues noted on that inspection. The complaint was in reference to feral swine escape and carcass disposal.

Foreign Animal Disease:

During this time, we had three Foreign Animal Disease investigations. One was a flock of chickens in Muskogee County that had a non-negative test result for Virulent Newcastle Disease. One was a horse from Bryan County with vesicular lesions that were suspicious for Vesicular Stomatitis. The third was a flock of chickens in Wagoner County with a non-negative Avian Influenza test result. Thankfully, all results were negative.

We are continuing to monitor the New World Screwworm outbreaks in Mexico, Texas, and New Mexico. Texas and New Mexico have been successful in managing their cases and keeping them in the areas closest to the Mexican border.

Dr. Gorczyca-Southerland and I continue to participate in two New World Screwworm working groups. The groups are working with USDA to standardize response plans and movement restrictions if New World Screwworm is confirmed in the US.

Dr. Parrott attended the Foreign Animal Disease Diagnostician (FADD) in-person training the week of September 14th, 2026, in Ames Iowa where she obtained her FADD certification. This training is for USDA field veterinary medical officers, State veterinarians, and military veterinarians. The program is designed to train these field personnel to recognize, investigate, and diagnose foreign animal diseases in livestock.

On August 25, I traveled to Guymon and participated in a Foot and Mouth Disease Tabletop exercise. The exercise was hosted by Seaboard Foods and led by the National Pork Board and National Pork Producers Council. Oklahoma Pork Council sponsored the meeting. I was impressed with the engagement of the Seaboard employees. Representatives from Kansas, Colorado, and Texas were also in attendance, as well as the emergency manager from Texas County.

On September 18, we hosted a Tabletop exercise to familiarize our livestock markets with our New World Screwworm response plan, and to learn from them how we can implement the plan with as little disruption of their business as possible. We had five market owners/managers present, as well as the Livestock Market Association's Texas representative present. There were also representatives from Oklahoma Department of Wildlife Conservation, USDA's Wildlife Services, Oklahoma State Department of Health, and OSU Extension in attendance.

Livestock Market Audits:

During the months of August and September, staff conducted a number of custodial account audits, none of which presented any problems or violations. Two livestock

market orientations were presented to bookkeepers who are new to their markets and requested training to become familiar with state laws governing custodial accounts.

In addition to this market activity, this division met with a few individuals interested in market ownership, as well as assisting the livestock inspectors with State Fair Certificate of Veterinary Inspection verifications.

Livestock Auction Market Activities	
Auction market licenses issued	0
Auction market licenses pending	0
Market custodial audits completed	8
Auction market complaints investigated	0
Fines collected	0
Livestock Markets with Legal Action	0
Special Audits (Market Development)	0

Outreach:

On August 2, I met with Oklahoma Livestock Marketing Association at their Annual Meeting. The main topic of conversation was New World Screwworm.

On August 5, Dr. Gorczyca provided a presentation to the Women in Agriculture and Small Business Summit break out session covering the ongoing New World Screwworm response.

On August 14, Dr. Gorczyca provided an overview of the New World Screwworm response to the Kickapoo Tribe.

On August 18, Dr. Gorczyca provided a presentation to the McClain County Cattlemen's Association covering New World Screwworm.

On August 18, I was interviewed by a reporter from OETA about heat stress in animals.

On August 19, we hosted a virtual Veterinary Medical Officer meeting. The attendees included USDA Oklahoma Field Operations and ODAFF veterinarians.

On August 20, Dr. Stone attended the Northeast Oklahoma Veterinary Medical Association meeting in Claremore.

On August 27, I gave a presentation on New World Screwworm virtually to the OSU Extension Ranchers Lunchtime Series.

On September 10 and 14, Dr. Stone and some of the USDA Veterinarians gave presentations and provided hands-on training for the OSU College of Veterinary Medicine's food animal production course. They covered tuberculosis, scrapie, Johne's Disease, New World Screwworm, biosecurity, and reportable diseases.

On September 15, I was interviewd by KOSU Radio about the Quapaw Tribe's bison herd and the death losses it sustained.

On September 16-26, ODAFF Field Staff monitored the livestock gates at the Oklahoma State Fair to verify that livestock entering the fairgrounds were properly identified, tested, and documented.

On September 17, I was interviewed by an Oklahoma State University Student about New World Screwworm.

On September 17-20, Dr. Stone attended the Southwest Veterinary Symposium in San Antonio, Texas.

On September 21, Drs. Gorczyca-Southerland and Parrott assisted Oklahoma State University, Oklahoma Veterinary Medical Association, and Oklahoma Pork Council at the OSU expOSUre event at the Oklahoma State Fair.

On September 22, Brynna Herndon, Ag Youth Council member, job shadowed Dr. Gorczyca. Brynna is interested in veterinary medicine, and they spent the time discussing career paths, animal disease response, and job duties of a regulatory veterinarian.

On September 24, we hosted an in-person Veterinary Medical Officer meeting. The attendees included USDA Oklahoma Field Operations and ODAFF veterinarians. Oklahoma Ag Youth Council member, Cooper Davidson, shadowed me for the day and attended the Veterinary Medical Officer meeting.

On September 28, Dr. Gorczyca provided an overview of New World screwworm response to participants at the National Goat Conference held in Edmond, OK.

On September 28, our field staff was in the office for the quarterly meeting. The time is used to update laptops, pick up supplies, go over assignments, and receive updates from the agency.

Poultry Programs

There have been 25 sick or dead birds submitted through the Sick Bird/Dead Bird program since the last report, and a total of 104 submissions in Calendar Year 2026.

We currently have no premises under quarantine in Oklahoma due to Highly Pathogenic Avian Influenza (HPAI).

In August, highly pathogenic avian influenza (HPAI) was confirmed on seven premises nationwide, including four commercial and three backyard premises. In September, detections increased to 22 premises, including 17 commercial and five backyard premises. All affected premises were located across eight northern states; none were in Oklahoma. The increase coincides with seasonal bird migration in the northern states, which is now progressing into Oklahoma, highlighting the importance of continued

surveillance and biosecurity throughout the fall. Current bird migration activity can be viewed through the live migration map available at the following link: BirdCast's live migration maps.

We remain vigilant and prepared to respond quickly to any new detections. We continue to respond to reports of sick birds through field investigations and diagnostic testing of suspect cases. Ongoing HPAI surveillance also includes targeted testing of avian populations at swap meets, auctions, and feed stores. We have continued our outreach efforts to emphasize the importance of strong biosecurity practices for both commercial and backyard poultry operations through email communications, social media messaging, and coordination with county extension officers.

Dr. Parrott and Sherrie Davis (National Poultry Improvement Plan Coordinator) attended the Poultry Health Advisory Committee (PHAC) meeting August 7th, 2026, in Siloam Springs Arkansas. This quarterly meeting fosters collaboration among commercial poultry veterinarians from Missouri, Arkansas, and Oklahoma, along with regulatory veterinarians from these states and United States Department of Agriculture (USDA) personnel. The committee focuses on discussing current and relevant health issues impacting the poultry industry.

Dr. Parrott and Sherrie Davis attended the NPIP (National Poultry Improvement Plan) 47th Biennial Conference during the week of August 10th, 2026, in Salt Lake City, Utah. This is a national meeting where the poultry industry, State Animal Health Officials, and USDA consider poultry health issues. Dr. Parrott and Sherrie Davis were delegates for Oklahoma voting on proposed changes to the NPIP Code of Federal Regulations.

Public Health
There were no significant activities regarding Public Health during this time.

Rabies in Livestock:
There were no livestock rabies cases confirmed during August and September.

Sheep and Goat Programs:
On September 29, Dr. Stone attended the National Goat Conference at Langston University. He answered questions about ODAFF, basic biosecurity, and regulatory issues related to small ruminants.

Swine Programs:
On August 14, Dr. Gorczyca-Southerland and I, as well as other ODAFF personnel, attended the Oklahoma Pork Council's OK Pork Congress. Dr. Gorczyca-Southerland participated in the Foreign Animal Disease panel.

On September 9-11, Dr. Gorczyca and I attended the U.S. Swine Health Improvement Program House of Delegates meeting in Bloomington, MN. Oklahoma was allocated 11 delegates, and we had nine delegates attend. Each delegate represented a different sector of the swine industry to ensure adequate representation of the swine industry in this state.

To prepare for the meeting, Dr. Gorczyca held a call on September 3, to review the proposed resolutions and program standards. After the House of Delegates meeting, Dr. Gorczyca held a meeting to advise previous and current OK delegates the status of the proposed resolutions and program standards and addressed future changes for participation in the program.

There have been no reports of reportable or actionable disease in commercial or privately owned swine herds during this reporting period. ODAFF continues to work with Seaboard and AgView's SHIP management platform.

Miscellaneous:
On August 4, I had lunch with the new class of the Ag Youth Council. Most of the ODAFF Directors gave brief summaries of what our divisions manage and regulate.

On August 11, we hosted the Oklahoma Veterinary Medical Association's Power of Ten class for the day. I gave an overview of ODAFF, Animal Industry Division, and some of the issues we're currently involved in.

On August 20, Animal Industry Services office staff took advantage of some complimentary tickets to First Americans Museum, and then had lunch at the restaurant in the museum. The exhibits were very well done and interesting, and the meal was good.

During the week of August 23, Dr. Gorczyca participated in the Poultry Agribusiness Course for State Animal Health Officials in Mt. Vernon, TX.

On August 28, I attended the ODAFF Directors Retreat at the Metrotech Springlake Campus.

On September 29, Secretary Arthur, Bryce Boyer, Dr. Gorczyca-Southerland, and I met with representatives of Oklahoma Turnpike Authority and Oklahoma Department of Transportation to discuss solutions to a disagreement between a livestock owner and state employees with a need to enter the owner's premises.

Respectfully,

Rod Hall, DVM

Oklahoma Department of Agriculture, Food, and Forestry
Wildlife Services Division
Board Report for October 2026

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.

Predator Damage Management

Beaver County landowner requested assistance with coyotes predating on his calves. The producer reported coyotes were responsible for the loss of one calf, valued at $2,500. The Wildlife Specialist assigned to Beaver 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.

Greer County livestock producer requested assistance with coyotes predating on his calves. The producer reported coyotes had killed two calves valued at $5,000. The Wildlife Specialist assigned to Greer County responded to the request and examined the carcasses and confirmed coyotes were responsible for the loss of the one calf valued at $2,500. The Specialist used leg hold traps and snares to remove five coyotes. Control efforts continue to prevent additional losses.

Washita County livestock producer requested assistance with coyotes predating on his lambs. The producer reported coyotes killed one lamb valued at $400. The Wildlife Specialist assigned to Washita County responded to the request and examined the 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 help reduce losses from coyotes. Control efforts have removed eight coyotes and are continuing currently to further reduce predation losses from coyotes.

Greer County landowner requested assistance with coyotes predating on his calves. The producer reported coyotes had lost two calves valued at $4,000. The Wildlife Specialist assigned to Greer County examined one of the carcasses and verified coyotes were responsible for the loss. Damage management efforts were successful in removing four coyotes from the property. Control efforts continue to help further reduce the threat to the cooperator's calves.

Ellis County livestock producer requested assistance with coyotes predating on his calves. The producer reported coyotes had killed one calf valued at $2,400. The Wildlife Specialist assigned to Ellis County responded to the request and examined the carcass and confirmed coyotes were responsible for the loss of the calf. The Specialist used snares, leghold traps and shooting to remove eight coyotes with control efforts continuing to prevent additional losses.

Beaver County livestock producer requested assistance with coyotes predating on his calves. The producer reported that coyotes had killed two calves valued at $4,000. The Wildlife Specialist assigned to Beaver County responded to the request and performed a site visit confirming coyotes were responsible for the loss. The Specialist used snares, leghold devices to remove five coyotes with control efforts continuing to prevent additional losses.

Cherokee County producer called WS reporting coyote predation on three of his newborn calves. WS confirmed the loss and estimated the losses at $3,600. The Specialist used foot-hold traps and removed two coyotes to conclude this project.

Le Flore County producer called WS for assistance with Black vultures in September. The producer has lost numerous calves in past years and with calving season starting soon, the presence of black vultures on the property was concerning. WS confirmed the presence of Black vultures, and this project has just started.

Logan County landowner called WS with a report of coyotes killing sheep. WS Specialist met with the landowner and verified it was coyote predation with losses estimated at $1000.00 for five sheep. Devices were set on the property, and two coyotes have been removed at this time with work ongoing currently.

Grant County rancher contacted WS with reports of coyotes that had killed two calves valued at $2000. The rancher attempted to thermal the coyotes and use guard donkeys to protect the herd with no success. WS set devices and thirteen coyotes have been removed with work continuing.

Garfield County cooperator contacted WS with reports on coyote predation on two lambs valued at $400. WS removed three coyotes with this project concluded.

Feral Swine Damage Management

Major County landowner contacted WS needing assistance with feral swine damaging his pastures and milo fields. The landowner estimated that feral swine damage the fields to be $3,000. The Wildlife Specialist assigned to Major County responded to the request and verified the damage. A feral swine live trap was used to remove thirty-two feral swine from two separate trapping locations on the property. No additional damage has occurred, and the population in the area is being monitored to determine if additional management is needed.

Custer County landowner contacted WS needing assistance with feral swine rooting in his pastures. The landowner estimated the feral swine rooted up eleven acres in his pasture valued at $2,500 in damages. The Wildlife Specialist assigned to Custer County responded to the request and verified the damage. A feral swine live trap was used to remove twenty-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.

Greer County landowner contacted WS needing assistance with feral swine damaging his milo field. The landowner estimated that feral swine damage the fields to be $1,700. The Wildlife Specialist assigned to Greer County responded to the request and verified the damage. A feral swine live trap was utilized to remove forty-one feral swine from 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.

Jackson County landowner contacted WS needing assistance with feral swine damaging his pastures. The landowner estimated that damage to the pastures was $3,000. The Wildlife Specialist assigned to Jackson County responded to the request and verified feral swine were responsible for the damage. A feral swine live trap was utilized to remove sixteen feral swine from 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.

Jackson County landowner requested assistance with feral swine who were destroying a Bermuda hayfield. The landowner estimated that feral swine were responsible for $7,000 in damages. The Wildlife Specialist assigned to Jackson County responded to the request and verified feral swine were responsible for damage. The Specialist utilized a live trap to remove thirty-two feral swine from the area. Activity in this area is closely monitored to determine if further management is needed.

Greer County landowner contacted WS needing assistance with feral swine rooting in his pastures. The landowner estimated that feral swine rooted up ten acres valued at $2,000 in damages. The Wildlife Specialist assigned to Greer County responded to the request and verified the damage. A live trap was utilized to remove one hundred and three feral swine from 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.

Ellis County landowner contacted WS needing assistance with feral swine damaging his pastures. The landowner estimated the damage to the fields to be $2,000. The Wildlife Specialist assigned to Ellis County responded to the request and verified the damage. A live trap was utilized to remove eighteen 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.

Muskogee County land manager called WS for assistance for feral swine rooting damage to their hay fields. The manager reported that their efforts to trap the feral swine had not been successful. The damage was verified and estimated at $1,500. After pre-baiting with corn, a remote camera trap was placed. Fifty-eight feral swine have been removed, and this project is still being monitored. The manager was advised of environmental changes that could deter future losses from feral swine.

Craig County rancher called WS for assistance with feral swine, reporting rooting damage to his cattle pastures. The damage was verified and estimated at $8,000. After pre-baiting with corn, a remote camera trap was placed. Thirteen feral swine have been removed, and this project is still being monitored. The owner was advised of environmental changes that could deter future losses from feral swine.

Osage County producer called WS requesting assistance with feral swine, reporting rooting damage to his pastures and plots. The damage was verified and estimated at $1,600. After pre-baiting with corn, a remote camera trap was placed. Nineteen feral swine have been removed, and the trap has been moved to another location on the property where another sounder is located. This project is still being monitored.

Atoka County producer called WS reporting feral swine damage to his cattle pastures. The damage was verified and estimated at $4,000. After pre-baiting with corn, a remote camera trap was placed, and twenty-one feral swine have been removed. This project is still being monitored.

Seminole County producer called WS reporting feral swine damage to his hayfields. The rooting damage was verified and estimated at $3,600. After pre-baiting with corn, a remote camera trap was placed, and seventeen feral swine have been removed. This project is still being monitored.

McCurtain County rancher called WS reporting feral swine damage to his cattle pastures. The damage was verified and estimated at $1,200. After pre-baiting with corn, a remote camera trap was placed, and forty-five feral swine have been removed. This project is still being monitored.

Sequoyah County rancher called WS reporting a recent sighting of a sounder of feral swine on his property. The owner wanted the swine removed before rooting damage occurred. The presence of the feral swine on the property was confirmed and, after pre-baiting with corn, a remote camera trap was placed. Nineteen feral swine were removed to conclude this project with no sightings of feral swine on the property.

Lincoln County landowner contacted WS regarding feral swine damage. The landowner reported feral swine on a trail camera and seeing signs of damage in a pasture. A WS Specialist responded to the report and verified the damage estimated to be one acre of pasture worth $500. A WS Specialist used trapping to remove twenty-one feral swine from the property with trapping efforts continuing.

Pawnee County landowner contacted WS about damage to a recently planted corn field. WS Specialist verified damage to about sixty acres of planted corn. A feral swine coral trap was set and thirty-nine feral swine were removed. Damage to the corn subsided and the trap was removed. Monitoring of the field is ongoing for any new feral swine damage.

Caddo County farmer contacted WS regarding feral swine rooting up wheat and hayfields. WS responded to the call and verified the rooting was caused by feral swine. Estimated damages to the fields was $5000. A corral trap was placed on the property, and one hundred twenty-five feral swine were removed with work ongoing.

Garvin County WS received a call from a farmer reported feral swine damage to Sudan fields and hayfields. A WS Specialist responded and verified the damage at $10,500. A live feral swine trap was set, and fifty-seven feral swine were removed.

Payne County landowner contacted WS regarding feral swine damage. A WS Specialist responded to the report and verified the damage estimated to be three acres of pasture worth $6,000. Nine feral swine were removed from the property with work continuing.

Kay County landowner contacted WS regarding feral swine damaging a cotton field. The landowner reported $20,000 in damage and the damage was verified by WS. Pre-bait was applied and a live trap was set and using thermal as well, twenty-six feral swine group were removed with this project completed.

Aerial Operations

Aerial operations were conducted in ***Custer County*** on August 3rd in response to a request from landowners experiencing feral swine damage in milo fields and pastures. Damage in the area flown was estimated at $5,000. To reduce crop and pasture losses from feral swine, the helicopter was utilized for 3.9 flying hours to remove eighty-one feral swine from the cornfield. This area is closely monitored to determine if additional aerial efforts are needed to further reduce damage.

Aerial operations were conducted in ***Greer County*** on August 11th on Sandy Sanders Wildlife Management Area (WMA). Several farmers adjacent to the WMA were experiencing damage to wheat fields, milo fields, and pastures from feral swine. Historically farmers in this area have significant losses to these crops during planting and again during harvest time. Damage in the flown area is estimated to be $12,000. To reduce feral swine damage in this area, the helicopter was utilized for

3.9 flying hours to remove three hundred and five feral swine. This area will be closely monitored to determine if additional aerial operations are needed.

Aerial operations were conducted on August 14th, in ***Dewey County*** in response to several farmers requesting assistance with feral swine damage to wheat fields, milo fields, and pastures. Damage in the area flown was estimated at $20,000. To reduce damage in this area, the helicopter was utilized for 4.1 flying hours to remove one hundred and thirty-eight feral swine. This area will be closely monitored to determine if additional aerial operations are needed.

Aerial operations were conducted in ***Tillman Counties*** on August 19th in response to landowners' request for feral swine damage to milo and corn pivots. Damage in the three areas was estimated to be $7,500. The helicopter was utilized for 2.1 flying hours to remove fifty-six feral swine from the area. Additional aerial operations are planned in this area to further reduce damage associated with feral swine.

On September 9th aerial operations were conducted in ***Tillman County*** on roughly 5,000 acres in response to a request with feral swine damage to milo and corn fields. The helicopter was utilized for 2.8 hours with the removal of one hundred and forty-one feral swine. Additional flight operations are planned in this area to further reduce populations and damage associated with feral swine.

Beaver Damage Management

Dewey County landowner contacted WS for assistance with beaver that were responsible for burrowing into his pond dam on his property. The landowner estimated the damage to the dam to be valued at $2,500. The Specialist for Dewey County responded and verified beavers were responsible for damage. Control measures employed by the Specialist were successful in removing three beavers from the pond to reduce any additional damage to the pond dam structure.

Custer County landowner contacted WS for assistance with beaver that were responsible for damming up the creek on his property at a low water crossing on his property. The landowner estimated the damage to the road structure and culverts to be valued at $1,000. The Specialist for Custer County responded and verified beavers were responsible for damage to the dam. Control measures employed by the Specialist were successful in removing the beavers from the creek to reduce any additional damage to the road structure.

Woodward County landowner contacted WS for assistance with beavers that were responsible for damming up the creek on his property and flooding his wheat pasture. The landowner estimated the damage to the pasture to be valued at $2,000. The Specialist for Woodward 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 the road structure.

Stephens County landowner contacted WS for assistance with beavers that were responsible for burrowing into the pond dam structure on his property. The landowner estimated the damage to the structure to be valued at $2,500. The Specialist for Stephens County responded and verified beavers were responsible for damage. Control measures employed by the Specialist were successful in removing the beavers from the pond to reduce any additional damage to the pond dam.

Woodward 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 $1,200. The Specialist for Woodward 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.

Wagoner County property owner called WS for assistance with beavers, reporting flooding issues caused by beaver activity. The beaver activity was confirmed, and flooding damage was estimated at $400. The beaver dam was removed by hand, and a night-shoot was conducted. Four beavers were removed to date with this project still being monitored.

Haskell County property owner called WS reporting beavers had burrowed into a bank and chewed into a water line. The resulting leak caused a reported $800 water bill and $500 repair bill. A night-shoot was conducted, and two beavers were removed with this project concluded.

Creek County Conservation District requested assistance from WS with beavers in one of the district watersheds. The beaver activity was verified, and damage was estimated at $2,000. Conibear traps were set, and two beavers were removed with this project still being monitored.

McClain County landowner contacted WS regarding beaver damage to dams and trees around a watershed. WS responded to the request and verified the damage estimated at $17,850. Devices were set and thermal hunting was utilized to remove thirteen beavers.

Coal County landowner contacted WS with reports of beavers chewing trees around a pond. A WS Specialist met with the landowner and confirmed the damage was caused by beavers, with damages estimated at $1000. Devices were set on property as well as firearms/thermal use. Three beavers have been removed from property. Work on property 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 the damage was caused by beavers at $1000. Devices were set on the property, and seven beavers were removed with work ongoing currently.

County of Kingfisher called WS with reports of beavers damming up a tin horn on a county road. WS Specialist met with them and verified it was beavers damming up the tin horn with the estimated damages at around $3500 for road repairs. Traps were set and seven beavers were removed. The tin horn has been cleared out, and water is no longer flooding county road.

Grant County Road foreman contacted WS about beavers damming a tin horn which caused flooding to a county road. After several attempts to clean tin horn out hoping beavers would move on, the road foreman contacted WS. WS removed two beavers at the location. Cost of damage to the tin horn and dam removal were estimated at $3500.

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.

Oklahoma Wildlife Disease Biologist (WDB) conducted carcass and sample collection of 20 different Black vultures for processing and shipment of the Energy Systems Integration LLC (ESI)

wind farm project. The Oklahoma WDB also attended and completed a 40-hour Hazardous Waste Operations and Emergency Response training (HAZWOPER). This 40-hour HAZWOPER training is required of all WDB's by the National Disease Program.

Wildlife Biosecurity Assessment request was received, from a national poultry company, at 3 of their broiler/breeder farms in Sequoyah and McIntosh counties. The assessment is a free service offered by Animal Plant Health Inspection Services - WS that identifies wildlife hazards in the area around the poultry barns. Once identified, a report is submitted and the producer can use the report to repair the facility/barns to improve the biosecurity of their operation. The improved biosecurity results in an operation that is less likely to be affected by diseases like Highly Pathogenic Avian Influenza (HPAI). The producer can recover up to 75% of the improved biosecurity cost through the program if improvements/repairs are made. The WBA at the 3 premises was completed on 8/25/26. The report is pending.

Respectfully submitted,

Justin Cooper
Division Director
Wildlife Services Division

August and September 2026 Activity Report
for
October 2026 Board Meeting

Agricultural Statistics Division

Statistics:

On October 9th, the Crop Production Report was released. Highlights include:

Oklahoma **corn** production is forecast at 49.0 million bushels, down from 59.2 million bushels in 2025. Harvested acreage is estimated at 490,000 acres, and yield is forecast at 100 bushels per acre, compared with 122 bushels last year.

Sorghum production is forecast at 13.3 million bushels, down sharply from 23.5 million bushels in 2025. Harvested acreage is forecast at 340,000 acres and yield at 39 bushels per acre, compared with 58 bushels last year.

Oklahoma **soybean** production is forecast at 11.5 million bushels, up from 10.2 million bushels in 2025. Harvested acreage is expected to increase to 500,000 acres, while yield is forecast at 23 bushels per acre, down from 29 bushels last year.

Peanut production is forecast at 37.0 million pounds, down significantly from 77.4 million pounds in 2025. Harvested acreage is estimated at 10,000 acres, with an average yield of 3,700 pounds per acre, compared with 4,300 pounds last year.

All **cotton** production is forecast at 190,000 bales, down substantially from 665,000 bales in 2025. Harvested acreage is forecast at 320,000 acres, and yield is expected to average 285 pounds per acre, compared with 912 pounds last year.

Canola production is forecast at 19.0 million pounds, up from 11.6 million pounds in 2025. Harvested acreage increased to 19,000 acres, while yield is estimated at 1,000 pounds per acre.

Alfalfa hay production is forecast at 460,000 tons, down from 564,000 tons in 2025. Harvested acreage is expected at 230,000 acres, with yields averaging 2.0 tons per acre. Other hay production is forecast at 5.1 million tons, compared with 6.0 million tons last year, as harvested acreage declines to 3.0 million acres and yields average 1.7 tons per acre

Information Requests: Phone calls, personal visits to our office, and requests via e-mail for information since last report totaled 38.

Releases for August:	Relating Dates:	Release Dates
Crop Production	August 1, 2026	August 12, 2026
Cash Rents County Estimates	2025, 2026	August 21, 2026
Cattle on Feed	August 1, 2026	August 21, 2026
Agricultural Prices	August 15, 2025	August 31, 2026

Releases for September:	Relating Dates:	Release Dates
Crop Production	September 1, 2026	September 11, 2026
Cattle on Feed	September 1, 2026	September 18, 2026
Hogs and Pigs	September 1, 2026	September 24, 2026
Agricultural Prices	September 15, 2026	September 29, 2026
Crop Acreage Report	September 1, 2026	September 30, 2026
Quarterly Grain Stock	September 1, 2026	September 30, 2026

Releases for October:	Relating Dates:	Release Dates
Crop Production	October 1, 2026	October 9, 2026
Cattle on Feed	October 1, 2026	October 23, 2026
Agricultural Prices	October 15, 2026	October 30, 2026

Releases for November:	Relating Dates:	Release Dates
Crop Production	November 1, 2026	November 10, 2026
Cattle on Feed	November 1, 2026	November 20, 2026
Agricultural Prices	November 15, 2026	November 30, 2026

Respectfully Submitted,
Troy Marshall

Market Development Division

Oklahoma Department of Agriculture, Food and Forestry

Mission Statement: To drive economic growth and enhance public awareness of Oklahoma's agricultural industry.

August 1-September 30

Service and Support: Empower stakeholders through education, training, and technical support to promote growth and sustainability.

Training and educational opportunities for stakeholders

Description	Location	# of Stakeholders
Ag in the Classroom		
Northwestern OSU Professional Development Workshop	Alva, OK	22 pre-service teachers
Oklahoma State University Agricultural Education Student Teachers Professional Development Workshop	Stillwater, OK	7 pre-service teachers
21st Century Community Learning Center Conference Exhibitor	Edmond, OK	150 teachers and school administrators
Student Event with 3rd grade students at Oklahoma Union Public Schools	Oklahoma Union Public Schools	41 students
Ag Youth Council Presentation about Read an Accurate Ag Book Week	Oklahoma City, OK	14 High School Students
Osage Hills Professional Development Workshop	Bartlesville, OK	18 teachers (Prek-8th)
Grady County Free Fair Kid's Day	Chickasha, OK	500 2nd and 3rd grade students from Friend, Alex, Chickasha, Minco, and Ninnekah
Read an Accurate Ag Book Week	All of Oklahoma	All 77 counties 44 4-H Clubs 16 FCCLA Chapters 105 FF Chapters 419 Classrooms/libraries 75+ Volunteer Readers

		15 Legislators read in classrooms 8 Volunteer Readers on Zoom; Governor Stitt read to several classrooms 32,000 students learning about agriculture through accurate ag books
State Fair Academy	Oklahoma City, OK	916 students (2nd-5th grade) from the following schools: Asher Elementary; Friend Elementary; Northmoor Elementary; Sankofa Performing Arts School; Piedmont Elementary; Depew Elementary; Gracemont Elementary; Calumet Elementary; Mason Elementary; Oakridge Elementary; various homeschools

Educational and branded material distributed

Recipient	Location	Resource	# of resources
Made in Oklahoma			
Jolene's Leather Shop	Norman, OK	Retail Signage	3 Table Tents, 1 Counter Card, 1 package (100) Hang Tags
Cherokee's Glazed Nuts LLC	Tulsa, OK	Retail Signage	2 Table Tents, 2 Counter Cards, 6 rolls (3,000) stickers
Junebugs Designs	Lawton, OK	Retail Signage	1 Retailer Package
Urban Smirk	Edmond, OK	Retail Signage	15 Table Tents

B. Custom Leathers, LLC	Lexington, OK	Retail Signage	1 Retailer Package
Paragon Sauce & Spice	Claremore, OK	Retail Signage	4 Rolls (2,000) stickers
The Maker's Market	Lawton, OK	Retail Signage	1 Retailer Package
Bubbles & Squeak Pet Treats	Lahoma, OK	Retail Signage	3 Rolls (1,500) stickers
Gifts to Go	Oklahoma City, OK	Retail Signage	2 packages of Hang tags (200)
Shepherd's Cross	Claremore, OK	Retail Signage	1 Box of bags (250)
Landgraf Farms	Madill, OK	Retail Signage	6 boxes of bags (1,500)
Magz & Wags Treats LLC	Sapulpa, OK	Retail Signage	2 rolls stickers (1,000)
Faithfully Fit OKC	Oklahoma City, OK	Retail Signage	1 Table Tent, 1 roll stickers (500)
Ag in the Classroom			
Northwestern OSU pre-service teachers	Alva, OK	Barn full of AITC Resources	220
Oklahoma State University Agricultural Education Student Teachers	Stillwater, OK	Barn full of AITC Resources	70
Osage Hills teachers	Bartlesville, OK	Barn full of AITC Resources	180
21st Century Community Learning Center Conference Booth	Edmond, OK	ABC Coloring Books, Agricultural Activity Sheets, Flat Chapter Books, Flat Activity Books, Red Dirt Symbols, Super Crops Coloring Book	150
State Fair Academy	Oklahoma City, OK (State Fair)	Corn Agricultural Activity Sheet; Alpaca	940

		Agricultural Activity Sheet; AITC Poster Set	
Read an Accurate Ag Book Week – Legislators, volunteer readers, & bushel of books winners: Heather Jones (Atoka Elementary), Kourtney Webb (Waynoka Elementary), Kim Howell (Westwood Elementary - Stillwater), Jones 4-H Club, Nicoma Park Middle School FCCLA, Milburn FFA	All of Oklahoma	Accurate Ag Books	239
Paige Hutchings	Calera Elementary School	Elementary Agricultural Activity Sheets	540
Amber Bales	Will Rogers Elementary – Stillwater, OK	Bilingual Specialty Crop Activity Books	75
Norma Gibby / Calera Elementary School	Calera Elementary	Red Dirt Symbols	90
Mindy Stewart	Nowata County Free Fair	ABC Coloring Books	120
Easom Farms	Bee Festival and homeschool groups	Early Childhood, Elementary, and MS/HS Bee Activity Sheets; Bilingual Specialty Crop Activity Book; ABC Coloring Books	300
Nancy German	Payne County OSU Extension	Bilingual Specialty Crop Activity Book	900
Texas County Extension	Texas County OSU Extension	Super Crops Coloring book; Early Childhood Agricultural Activity Sheets	1,670
Lisa Sizelove	Oklahoma State Department of Education	Barn of AITC Resources for 7	70
Online AITC Resource Request Form	Grove Elementary School District; Ada School District; St Mary's Episcopal School (Edmond); Edmond Public Schools; Pioneer Public Schools	Early Childhood, Elementary, and Middle/High School Agriculture Activity Sheets; Student	73,914

	(Chickasha); Maysville Public School; Cushing Public School; Enid Public Schools; Duncan Public Schools; Cleveland Public Schools; Stillwater Public Schools; Hennesey Public Schools; Yukon Public Schools; Grace and Truth Christian Academy (Blanchard); Stigler Public Schools; Jenks Public Schools; OKC Public Schools; Whispering Willow Daycare & Farm (El Reno); Calera Public Schools; Keota Public Schools; Fairview Public Schools; Eufaula Public Schools; Vinita Public Schools; Wellston Public schools; Gore Public Schools; Oologah Public Schools; Mustang Public Schools; Broken Arrow Public Schools; Davenport Public Schools; Beggs Public Schools; Choctaw Public Schools; Perkins Public Schools; Locust Grove Public Schools; Strother Public School; Whitebead Public Schools (Pauls Valley); OKFB Women'a Leadership Committee (Cyndi Mackey); Dove Learning Academy (Tulsa); Classen Montessori School (Norman); Tupelo Public Schools; Bray Doyle Public School; Allen Public Schools; Purcell Public Schools; Kellyville Public School; Tecumsah Public Schools; Davis Public Schools; Moore Public Schools; Catoosa Public Schools; YMCA Child Development Center (OKC); Spencer Public Schools; Hooker Public Schools; Dewar Public Schools; Justice Public Schools (Wewoka); Shepherd's Cross (Claremore); Muskogee Public Schools; Ripley Public Schools, Bridge Creek Public Schools; Dibble Public Schools; Cornerstone Classical Academy (Bartlesville); Beaver	Readers; ABC Coloring Book; Super Crops Bilingual Coloring Book; Red Dirt Symbols; Specialty Crop Bilingual Activity Book; Flat Aggie and Annie Resource Guide; Engineering Process Lower and Upper Level Teacher posters; Middle/High School Financial Literacy Cards; Flat Aggie and Annie Chapter Book; Classroom Poster Set	

	County 4-H; Cherokee County 4-H Livestock club; Morrisville Public Schools (New York); Homeschool (McLoud); Greenleaf Academy (McLoud); CADC Sentinel Headstart Preschool; Shawnee Public Schools; Synder Public Schools; Asher Public Schools; Dale Public Schools; Sallisaw Public Schools; Tuttle Public Schools; Roblyer Learning Center (El Reno); Coalgate Public Schools; Western Oklahoma Christian School (Hinton); Wyandotte Public Schools; Kingdom Community Co-op (Yukon); Lawton Public Schools; Noble Public Schools; The Goddard School of Moore; Wewoka Public Schools; Banner Elementary (El Reno); Agra Public Schools; Chandler Public Schools; Beaver Public Schools; Burns Flat Public Schools		
Agritourism			
Prairie Earth Garden		OK Grown Material Produce bags	3 Boxes
Dunagan Farms		OK Grown Material t-shirt bags	10 Boxes
Ag Youth Council Lunch	Oklahoma City	Agritourism Maps, Category Guides	30

Stakeholder Consultations

Program		Type	#
Ag in the Classroom			
		AITC Training Zoom, Bristow Public Schools	1
		AITC Training, Cache Public Schools	2
Farm to School			
		School Educator/Staff Phone/Email Consults	20
		Producer Visits	1
Agritourism			

	General Agritourism	Potential Producer Phone/Email Consults	28
		Potential Producer Site Visits	4
		New Producer in Program	8
		Current Producer Phone/Email Consults	70
		Current Producer Sits Visits	3
	Viticulture/ Enology	Potential Producer Phone/Email Consults	3
		Potential Producer Site Visits	0
		New Producer in Program	0
		Current Producer Phone/Email Consults	63
		Current Producer Site Visits	3
	OK Grown	Potential Producer Phone/Email Consults	0
		Potential Producer Site Visits	0
		New Producer in Program	0
		Current Producer Phone/Email Consults	0
		Current Producer Site Visits	0
Made in Oklahoma			
		Potential Producer Phone/Email Consults	12
		Current Producer Phone/Email Consults	122
		Site Visits	0
Local Food for Schools			
		Producer Phone/Email Consults	48
		School Phone/Email Consults	352
Market News			
	Hay	Phone/Email Consults	108
	Grains	Phone/Email Consults	14
	Livestock	Phone/Email Consults	5
	OKC Stockyard	Site Visits	1
	Cattle Grading	Site Visits	4
	Farmers Markets	Site Visits	2
Economic Development			
	AEDB	Phone/Email Consults	
	HFFI	Phone/Email Consults	
	RFSI	Phone/Email Consults	
International			
	Food Export	Site Visits	6
	Germany Trade Mission	Phone/Email Consults	1

Producer Communications

Medium	Recipients	Total #	Description
Email	Market News	10,264	Oklahoma Weekly Market Report
Voice Message - 24/7	Market News	8,381	Voice Messages – 24/7 Hot Line
Email	F2S Garden Crew	349	Quarterly digital newsletter
Email	V&E Producers	139	Digital newsletter
Email	Farmers Market/Hub Managers	77	Grant Opportunity
Email Newsletter	Agritourism Producers	468	OKLAS save the date, NAFDMA registration, Farm to Stay Grant Program, National Agritourism Study

New Stakeholders

Program	Name	Town	Description
Agritourism			
	Oklahoma Cut Flower Co.	Norman, OK	U-cut flower farm
	Stay at the Ridge	Sperry, OK	Country stay
	Lavender Silk Farm	Bristow, OK	Lavender farm with retail store
	Merry Meadows Farm	Kingston, OK	Farm to table store on farm
	Autumn Acres	McLoud	Pumpkin patch and maze with petting farm
	Highland Bloom Farm	Pryor, OK	Pumpkin patch and maze with petting farm
	Legacy Pumpkin Patch	Tuttle, OK	Pumpkin patch
	Old Route 66 Farm	Hydro, OK	Pumpkin patch and maze with petting farm
Made in Oklahoma			
On hold for fair season			
International			
Pride Foods	Shaun Vasquez	Enid, OK	Applied for Branded Program

Grant Projects Awarded

Name	Amount	Notes
12 - Local Food for Schools FY27	$73,100.68	Reimbursements

Public Engagement: Increase visibility and understanding of Market Development programs through targeted public engagement and storytelling.

Media Statistics

Program	Facebook	Instagram	YouTube	Email	Website
AITC	10,988 followers 215,556 views	1,004 followers	11,066 views	Newsletter 15,183	20.2K users 35.7K views
Farm to School	2,410 Followers 3,492 Views	N/A	N/A	Newsletter: 9,777	23,829 Views
Agritourism	26,966 followers	10,418 followers 3,641 views in Sept. 3,427 views in August		Consumer Newsletter: 9,327	8.2k views in September 6.6k views in August
Made in Oklahoma	2,788 views 7,331 followers	2,655 views 4,981 followers			
Food Export Midwest & Northeast	1673 Followers	1848 Followers			
Viticulture					Wine Trails App: 65 New Users 572 page views 34 check ins
Market News	13,054 Reached 936 Followers	N/A	N/A	N/A	2,775 Clicks on Links

Media Campaigns and Events

Outlet	Notes
Website	Food Export launched new website & new Campaign Homegrown & Succeeding Abroad

Oklahoma Farm Report	KC Shepherd interviewed AITC to learn about Read an Accurate Ag Book Week and upcoming AITC events
Oklahoma Farm Report	Carli Davenport interviews Agritourism about upcoming fall seasons in Oklahoma, pumpkin picking and mazes.
News Channel 6 & 9	Mike Glover, with Oklahoma News Channel 9, did a story on AITC's Read an Accurate Ag Book Week.
News Channel 4	Katelyn Ogle, with News Channel 4, did a story on AITC's Read an Accurate Ag Book Week.
FOX 25 Living Oklahoma	Live segment highlighting the MIO Store at Oklahoma State Fair

Public Events

Event	# of people reached	Description
Perry Rotary Club	35	Was invited to speak to the Rotary Club to share about the Farm to School Program and Local Food for Schools.

Partnerships and Relationships: Cultivate and sustain collaborative relationships with stakeholders to promote mutual growth and long-term success.

Industry Partner Events

Event	Location	Description
Texas State Fair	Dallas, Texas	Invited by TDA to observe GoTexan store and UnCork Texas Wine Texas State Fair kick off to gain ideas for potential programs and additions to both the Oklahoma State Fair and the Tulsa State Fair.
TexSom	Irving, Texas	Invited by TexSom to learn more about how Texas supports their wine producers on a national and international stage.
Tennessee State Fair	Nashville, TN	Invited by Tennessee to visit their state fair to get ideas for potential programs and additions to the Oklahoma State Fair and Tulsa State Fair.
Kentucky State Fair	Louisville, KY	Invited by Kentucky to visit their state fair to get ideas for potential programs and additions to the Oklahoma State Fair and Tulsa State Fair.

MIO Store at Oklahoma State Fair	Oklahoma City, OK	62 Made in Oklahoma companies were featured in the 2026 MIO Store at the state fair, an annual event done in partnership with the Oklahoma State Fair.
OALP Class 22 Seminar 10	Panhandle OK area	Toured panhandle area including beef & swine processing, dry land farming, dairy, and learned regional history

Partner participation

Partner	Location	Description
Food Export Visit	**Various**	FE Liaison was in OK touring companies
Farm Bureau Women's Leadership Regional Meeting	Okemah, OK	AITC was invited by Sue Beets to speak with ladies about Ag in the Classroom and Read an Accurate Ag Book Week.
Farm Bureau Women's Leadership Regional Meeting	El Reno, OK	AITC was invited by Karen Dodson to speak with the ladies about Oklahoma Ag in the Classroom.
Oklahoma Local Ag Collaborative	Bi-weekly meetings	Planning for OKLAS 2027
Enid Brewing, Sidwell Distribution, Iron Monk Brewing	Enid, OK	Conversation to see where agritourism fits within new business model. Gave advice on future tour groups.

Advisory Boards

Description	Location
Ag in the Classroom, quarterly Advisory Board meeting, August 19, 2026.	OSU Botanical Gardens; Stillwater, OK

Team Operations: Foster a high-performing, collaborative internal team through transparent communication, shared goals, and operational efficiency.

Event Planning

Program	Event	Notes
Farm to School	Fresh Foundations Cafeteria Training	Hosted three planning meetings with the OK School Nutrition Association and Cooking for Kids to host a F2S training for cafeteria staff. Being held at OSU on October 2nd.

Farm to School	National Farm to School Month Celebration	Started planning for National Farm to School Month and the third annual Great Oklahoma Lunch Crunch
Farm to School	Giving Tuesday Campaign	Started planning to launch the new Giving Tuesday Campaign: Give the Gift of Gardening
V&E	Oklahoma Grape Growers and Winemakers Conference	Reached out to speakers for both tracts of the conference as well as over a dozen vendors as we work to expand our conference. We also were able to confirm nearly all speakers.
International	Food Export FTM to Korea	Sent welcome letters, collected necessary info for recruitment and translation, 1 on 1 calls
Ag in the Classroom	Read an Accurate Ag Book Week	Ag in the Classroom team coordinated all aspects of Read an Accurate Ag Book Week. We worked with legislators and OSDE volunteer readers to pair them with classroom across the state in their respective districts or areas. We coordinated eight zoom reading sessions during the week. We promoted accurate ag books, Zoom readers, and volunteer readers on social media. We coordinated with two new media outlets in OKC to pair them with classrooms to read in as well as volunteer readers to interview. We coordinated Governor Kevin Stitt reading to students in Bristow, OK. During and after the event, we shared Read an Accurate Ag Book posts including our hashtag #readagbooks2026 on our social media. We collected data, drew 6 bushel of books winners from our participants, and scheduled delivery.
Ag in the Classroom	National Ag in the Classroom Conference – 2027 in Oklahoma City	The Ag in the Classroom team met with Andy Guffey, our NAITCO Executive Director, and Erin Dillard, our Conference Director, in OKC to tour the location of the 2027 NAITCO Conference at the Omni Hotel. We have been working with Randy, their Fundraiser Coordinator, in order to start raising funds here in Oklahoma for the Conference. The AITC team also met with Tonya Wible, one of the NAITCO staff, to coordinate planning for Traveling workshops around the state. The team has started identifying traveling workshop

		locations and has started making contact to coordinate those visits.
Ag in the Classroom	Oklahoma Ag in the Classroom Pork Council Grants	The Ag in the Classroom team opened the Pork Council grant application to educators in Oklahoma. The team coordinated judges, including a representative from the Pork Council, to score the 16 applications. After scoring, judge's comments were organized so they could be sent to each grant recipient. Grant recipients will be notified and awarded in October.
Ag in the Classroom	Soybean/Ag in the Classroom Field Day	The AITC team has been meeting with Ginger Reimer, the Oklahoma Soybean Education Director, to plan a field day on Friday, November 6th. Ginger is coordinating tour stops, while we are working on the creation of a new resource which will be created at the field day.
Agritourism	Oklahoma Local Ag Summit	The agritourism team is planning the 2027 OKLAS. The team is attending weekly planning meetings and monthly stakeholder meetings. Recent tasks include narrowing down speaker sessions, finalizing the summit schedule, and purchasing and coordinating the conference app platform.

Team Collaboration

Subject	Team Members/Participation
AgHer Conference	Alex, Whitney, Madi, Micaela, Ashley, Fhionna
Ag Youth Council	Whitney and Micaela spoke to AYC about agritourism program
State Fair Store	All MD team members plus other ODAFF staff and the Ag Youth Council worked shifts

Miscellaneous Program Updates

Ag in the Classroom Annual Pizza Challenge and Teacher of the Year Contest are now open. Entries for the pizza challenge are due December 31st. Entries for the Teacher of the Year Contest are due January 8, 2027.	

MARKET NEWS SERVICES

GRAIN

	August 3, 2026	September 30, 2026	DIFFERENCE	
WHEAT: (bushel)	$6.27-$6.72	$6.08-$6.88	$0.19 to $0.16	**Lower**
MILO: (bushel)	$3.49-$3.79	$4.11-$4.41	$0.62 to $0.62	**Lower**
SOYBEANS: (bushel)	$10.59-$11.07	$11.93-$12.38	$1.34 to $1.31	**Lower**
CORN: (bushel)	$4.09-$4.74	$4.66-$5.46	$0.57 to $0.72	**Lower**
COTTON: (pound)	74.85 cents	71.02 cents	3.83 cents	**Lower**

OKC NATIONAL STOCKYARDS (OKC) STEERS AND HEIFERS

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
9-30-2025	STEERS	Number 1	$379.00-$445.00	$408.00
9-29-2026	STEERS	Number 1	$345.00-$428.00	$386.50

Year	Gender	Muscle Thickness	Prices	500-600 lb. Weighted Average
9-30-2025	HEIFERS	Number 1	$349.00-$401.00	$375.00
9-29-2026	HEIFERS	Number 1	$325.00-$375.00	$350.00

OKLAHOMA HAY MARKET REPORT

		August 1, 2025-September 30, 2025	August 1, 2026-September 30, 2026	Difference

Tons:	Hay	2,635	9,260	HIGHER 6,625
Bales:	Hay	3,390	13,632	HIGHER 10,242

OKLAHOMA HAY MARKET REPORT

9-18-26		This Week	Last Reported	Last Year
Tons:	Hay	3,660	3,044	200
Bales:	Hay	4,660	5,260	80

Compared to the last report, nothing has changed. Demand for hay is still high. Due to the drought and cattle prices, cattle producers are calling all hay producers. All types of hay are being moved. Oklahoma is still seeking rain. Fortunately, we do see some rain and cooler temperatures in the forecast.

The Oklahoma Mesonet Drought Monitor indicates that 16.59 percent of the state is experiencing exceptional drought, 50.25 percent is in extreme drought, 85.96 percent is in severe drought, 99.82 percent is in moderate drought, 100.00 percent is in abnormally dry conditions, and 0.00 percent has no drought conditions.

REGIONAL HAY REPORT
CENTRAL

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Alfalfa	Good/ Premium	Ask	Per Ton	Large	Square 4x4	160	240	240	F.O.B.
Alfalfa	Fair/Good	Ask	Per Ton	Large	Square 4x4	0	180	0	F.O.B.
Mixed Grass	Fair	Trade	Per Ton	Large	Round	1500	30	30	F.O.B.
Soybean	Good	Trade	Per Ton	Large	Round	1280	150	150	F.O.B.
Soybean	Good	Trade	Per Ton	Large	Round	700	150	150	F.O.B.

North Central

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	Wtd. Avg.	Freight/Used
Bermuda	Premium	Trade	Per Bale	Large	Round	0	90	0	F.O.B.
Bermuda	Premium	Ask	Per Bale	Small	Square	0	11	0	F.O.B
Bermuda	Good/ Premium	Ask	Per Bale	Large	Round	200	80	80	F.O.B.
Bermuda	Good	Ask	Per Bale	Large	Round	500	70	70	F.O.B
Bermuda	Fair/Good	Ask	Per Bale	Large	Round	760	60	60	F.O.B.

Northeastern

Type	Quality	Ask or Trade	Bale/ Per Ton	Size	Shape	Qty	Price Range	WtdAvg.	Freight/Used
Grass	Premium	Trade	Bale	Large	Round	0	65	0	F.O.B.
Prairie/ Meadow	Premium	Trade	Bale	Medium	Round	480	65	65	F.O.B.
Prairie/ Meadow	Good	Trade	Bale	Large	Round	0	65	0	F.O.B.

Northwestern

Type	Quality	Ask or Trade	Bale/ Ton	Size	Shape	Qty	Price Range	Wtd Avg.	Freight/Used
Alfalfa	Premium/Supreme	Trade	Ton	Large	Round	720	240	240	F.O.B.
Alfalfa	Premium	Ask	Ton	Large	Square 4x4	0	210	0	F.O.B.
Alfalfa	Good/ Premium	Ask	Ton	Ground	Ground	0	90	0	F.O.B.
Alfalfa	Good/ Premium	Trade	Ton	Large	Square 4x4	380	170	170	F.O.B.
Bermuda	Supreme	Trade	Bale	Large	Round	920	110	110	F.O.B.
Prairie/ Meadow	Good	Trade	Bale	Large	Round	420	125	120	F.O.B.
Prairie/ Meadow	Good	Trade	Ton	Large	Round	300	50	50	F.O.B.

HAY REMARKS

- **Last year and this year are the complete opposite.**

- **We are busy, real busy. Now we are trying to think about winter. Will the demand for hay keep going through the fall and winter or will this run of hay only last couple of months?**
- **It is getting harder and harder to find dairy quality hay. Lots of grass hay still out there.**
- **Prices are getting close to being too high again. From the drought and hay prices, cattle producers are going to have to decide to sell or keep.**
- **Found a market for soybean hay instead of alfalfa. Alfalfa is getting hard to find.**

Agricultural Environmental Management Services (AEMS)
Division Activities

General Activities

- AEMS Staff attended the 2026 NPDES State Program Managers Meeting in Dallas, August 18-19, 2026.
- AEMS Staff presented at the AgHer event in Guthrie hosted by ODAFF Marketing Division on August 22, 2026.
- AEMS Staff attended the Arkansas-Oklahoma Arkansas River Compact Commission Meeting in West Siloam Springs, September 16-17, 2026.
- AEMS Staff presented at the Oklahoma Agriculture Leadership Encounter held at OSU, September 21, 2026.
- AEMS Staff attended the Water Quality Modeling Workshop in Atlanta Georgia, September 28 to October 1, 2026.

Complaints

This Reporting Period	21 Received	24 Closed Including Older Complaints
Total Fiscal Year 27	43 Received	50 Closed Including Older Complaints

Complaint Breakdown for this Reporting Period

Cattle:	5
Swine:	2
Poultry:	3
Miscellaneous Animal:	5
Other:	0
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.

CONCENTRATED ANIMAL and LICENSED MANAGED FEEDING OPERATION ACTIVITIES

	August 1 – September 30	Fiscal Year 27 Total
Complaint or Compliance Follow ups	29	44
Annual Inspections	26	37
Technical Assistance with Contacts	129	182
Site Visit/Review – No contact made	35	76

POULTRY ACTIVITIES

	August 1 – September 30	Fiscal Year 27 Total
Complaint or Compliance Follow ups	21	24
Annual Inspections	40	50
Technical Assistance with Contacts	284	471
Site Visit/Review – No contact made	135	223

OSU Poultry Education Classes Attended	0	0
Eucha-Spavinaw CNMP Written	6	11

PET BREEDER & SHELTER ACTIVITIES

	August 1 – September 30	Fiscal Year 27 Total
Complaint or Compliance Follow ups	25	49
Annual Inspections	40	62
Technical Assistance with Contacts	126	285
Close Outs	3	8

AGRICULTURE POLLUTANT DISCHARGE ELIMINATION SYSTEM ACTIVITIES

	August 1 – September 30	Fiscal Year 27 Total
Complaint or Compliance Follow ups	0	0
Site Inspections	5	13
Technical Assistance with Contacts	6	8

COMPOSTING ACTIVITIES

	August 1 – September 30	Fiscal Year 27 Total
Complaint or Compliance Follow ups	1	0
Site Inspections (all)	1	1
Technical Assistance with Contacts	6	8

Agriculture Pollutant Discharge Elimination System (AGPDES) Permitting Activities

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

Active Licenses/Registrations/Certifications/Permits

Current Fiscal Year 2027 Numbers

Poultry Feeding Operations	516
Swine Licensed Managed Feeding Operations	118
Swine Animal Feeding Operations	63
Other Concentrated Animal Feeding Operations	58
Licensed Compost Facilities	8
Private Poultry Waste Applicators	273
Commercial Poultry Waste Applicators	126
Agriculture Pollutant Discharge Elimination System General Permits	30
Agriculture Pollutant Discharge Elimination System Pesticide General Permits	16
Agriculture Pollutant Discharge Elimination System Construction General Permits	31
Shelters	69
Pet Breeders	108

Respectively,



Teena G. Gunter, AEMS Division

BEFORE THE STATE BOARD OF AGRICULTURE
OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY
OCTOBER 2026 BOARD REPORT
REGARDING AUGUST 1, 2026, THROUGH SEPTEMBER 30, 2026, ACTIVITIES OF THE OFFICE OF GENERAL COUNSEL

AMOUNT OF ADMINISTRATIVE FINES COLLECTED:

Amount to Date (2026)	Amount of Fines for this Board Meeting
$174,451	$58,000
$177,765	2025
$236,230	2024
$372,095	2023
$207,400	2022

CONTRACTS REVIEWED OR DRAFTED (227):

Marketing: 125
CPS: 6
ADMIN: 6
AIS: 4
FOR: 81
LAB: 1
WS: 2
FSD: 2

ADMINISTRATIVE HEARING PROCEEDINGS:

Total Number of Open Cases: 165
Total Number of New Cases: 7
Total Number of Cases Closed: 26
NOVs Sent: 25

OTHER ACTIONS AND PROCEEDINGS:

Spring Creek Coalition v. ODAFF and Trong, **Cherokee County Case Number CJ-2021-29:** Petition seeking declaratory and injunctive relief. Answer filed.
Spring Creek Coalition v. ODAFF and Phan, et al.**, Delaware County Case Number CJ-2021-33:** Petition Seeking Declaratory and Injunctive Relief. Order Granting Partial Summary Judgement entered June 28th, 2024. Motion to Reconsider overruled. Petition in Error filed in Supreme Court September 25, 2024. Motion to Dismiss filed and answered. Motions to intervene/file Amicus. 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.
***Brad Phillips et al. v. ODAFF and Phan, et al.*, McCurtain County Case Number CJ-2025-00149:** Petition seeking injunctive relief. Answer filed.

MEETINGS:

Date	Activity
August 3, 2026	AEMS Legal
August 2, 2026	Oklahoma Conservation Committee
August 4, 2026	Directors
August 4, 2026	OBA GALPS
August 4, 2026	Ag Youth Council
August 5, 2026	ODAFF Safety Committee
August 7, 2026	HR TEAMS Concept
August 13, 2026	Commissioners of Land Office
August 13, 2026	OGC Docket
August 14, 2026	Oklahoma Pork Congress
August 17, 2026	AEMS Legal
August 17, 2026	Directors
August 18, 2026	EPA
August 19, 2026	ADA Coordinator Training
August 20, 2026	OBA Legislative Monitoring Committee
August 20, 2026	OHRC
August 21, 2026	OBA Legislative Debrief
August 21, 2026	EPA
August 25, 2026	HCM Consultant
August 25, 2026	State Board of Agriculture
August 26, 2026	CSD Best Practices for Agency Leaders
August 27, 2026	OGC Staff
August 28, 2026	Directors Retreat
August 31, 2026	AEMS Legal
August 31, 2026	Commissioners of Land Office
September 1, 2026	Directors
September 1, 2026	Oklahoma Conservation Commission
September 2, 2026	OMES property claim
September 3, 2026	Interim Study Prep
September 9, 2026	Sports Law CLE
September 9, 2026	Mandatory Pound Seizure Interim Study
September 10, 2026	OMMA

September 10, 2026	OGC Docket
September 10, 2026	NASDA Pre-call FSMA
September 11, 2026	LOK Fall Forum
September 13, 2026	NASDA
September 14, 2026	NASDA
September 14, 2026	AEMS Legal
September 15, 2026	Directors
September 15, 2026	NASDA
September 16, 2026	NASDA
September 17, 2026	NASDA
September 22, 2026	OBA GALPS CLE
September 22, 2026	Directors
September 22, 2026	Emergency Drought Committee
September 23, 2026	AALA Symposium Planning Committee
September 24, 2026	OGC Staff
September 28, 2026	OGC/AEMS litigation
September 28, 2026	AEMS Legal
September 30, 2026	AALA Generative Artificial Intelligence: Ethical Use, Risks, and Responsible Implementation

RULE ACTIVITIES:

Chapter 1. Administrative Operations (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 2. Fees (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 10. Agricultural Products (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 15. Animal Industry (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 30. Consumer Protection (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 37. Food Safety (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication

occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.
Chapter 40. Market Development (Permanent FY 2027): On September 24, 2026, the Notice of Rulemaking Intent was submitted and accepted by the Office of Administrative. Publication occurred on October 15, 2026. Public comment will be open from October 15, 2026, through November 16, 2026.

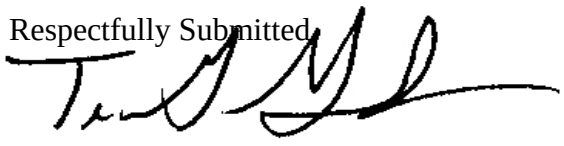
OPEN RECORDS REQUESTS (60):

AEMS: 12
CPS: 15
AIS: 19
Food Safety: 5
Forestry: 9

OTHER ACTIVITIES:

Phone calls or emails with the public: 1
Assistance to Executive: 20
Assistance to industry: 0
Assistance to AEMS: 7
Assistance to CPS: 17
Assistance to Wildlife Services: 0
Assistance to Forestry: 14
Assistance to AIS: 6
Assistance to Admin: 5
Assistance to Market Development: 3
Assistance to other state agencies: 1
Assistance to federal agencies: 3
Assistance to Food Safety: 6
Assistance to NASS: 0
Assistance to Lab: 3
Assistance to Investigative Services: 3
Assistance to Human Resources: 2
Assistance to Legislature: 3
Assistance to Attorney General: 0
Assistance to Public Information: 5
Assistance to Governor's Office: 0

Respectfully Submitted,



Teena G. Gunter
General Counsel

FOOD SAFETY BOARD REPORT OCTOBER 2026
AUGUST 1-SEPTEMBER 30, 2026

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 5,582,669 pounds of poultry – boneless/skinless leg meat & bone in/skin on parts and ground meat. ODAFF inspectors provided USDA shell egg grading on 81,760 dozen eggs at Cal-Maine Foods Inc. at Sulphur. Also, routine egg quality inspections under the Oklahoma egg law were conducted.

Organic Foods Section

Organic inspectors completed compliance and certification inspections at:

- Thirteen organic crop producers
- Four organic processors
- Eight retail organic inspections
- The organic section had requests for 4,000 certified organic stickers from Oklahoma Certified Organic producers and processors, which display the stickers on all products sold, labeled, or represented as Organic across the United States.
- The organic section had 3 requests for organic crop applications and 1 request for an organic processing application.

Produce Safety Section

- Set up an information table at the Oklahoma Local Agriculture Collaborative Workshop in Ardmore
- Taught a class on Soil Amendments and Produce Safety at the Oklahoma Local Agriculture Collaborative Workshop in Ardmore
- Taught two Produce Safety Alliance Grower Training Courses with OSU, one class was online and the other in person in Ardmore
- Taught a Basics of Produce Safety webinar
- Visited 14 farmers markets providing outreach and education to producers and to collect farm inventory
- Visited 10 farms providing outreach and education to producers and to update farm inventory and to ensure they are in compliance with the law
- Completed 3 produce farm inspections for the Produce Safety Rule
- Provided remote technical assistance for 6 farms
- Assisted OLAC by reviewing a Food Safety Guide and an on-farm training for regenerative farms they are developing
- Oklahoma City has been chosen for the NASDA Produce Safety Consortium next year; we are beginning to assist NASDA with being a host state

- Submitted the annual reports to FDA for the past fiscal year and requested a budget for FY27
- Preparing information to be ready to apply for the next FDA grant
- Regular conference calls with TX, LA, AR, NM, MO, MS

Homemade Food Freedom Act

- Taught a homemade/local food freedom act class with OSU at the Tulsa County Extension Office.
- We now have 1,375 registered Homemade Food Freedom Act businesses which is a sudden and significant increase of 284 registrations since the July Board Report. This is a 21% increase in two months while the registration option is less than two years old and began in November 2024.
- We are proud to announce that we now have rolled out an online system for people to register their businesses online. This new online system reduces the turnaround time from a typical 2-week process to 1 business day.
- Had an outreach table at the OLAC Southern workshop in Ardmore to answer questions about the Homemade/Local Food Freedom Act.
- Received 49 complaints on Homemade Food Freedom Act businesses.
- Meat compliance assisted with 15 complaints.
- Verbal warnings were given to 6 producers, and warning letters were sent to 4 producers.

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.

The following state surveys were conducted:

- (40-130) Central Equity Coop Transfer Station located in Fairland
- (40-035) Braum's Milk and Ice Cream Company located in Tuttle

Each received passing scores that can be found on the IMS website.

There were no FDA Check ratings conducted during this period.

Langston Goat Dairy Farm was permitted in September.

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.

SLAUGHTER MEAT INSPECTION

Number of Cattle	**2,644**
Total Beef Condemned	**32,130 lbs**
Number of Swine	**186**
Total Pork Condemned	**2,312 lbs**
Number of Sheep and Goats	**7,792**
Total Condemned	**132 lbs**
Number of Chickens	**7,266**
Number of Rabbits	**223**
Total Condemnations	**8 lbs**
Number of Buffalo	**17**
Total Condemnations	**300 lbs**
TOTAL MEAT INSPECTED	**2,695,889 lbs**

PROCESSED BOXED MEAT INSPECTED

Processed Red Meat	**1,938,986.42 lbs**
Condemned on Reinspection	**0 lbs**
Poultry (Portions)	**278,379.64 lbs**
Condemned on Reinspection	**0 lbs**
Rabbit Meat	**0**
Condemned on Reinspection	**0 lbs**
Exotic Deer Meat	**0**
Condemned on Reinspection	**0 lbs**
TOTAL PROCESSED MEAT INSPECTED	**2,217,366.16 lbs**

AVERAGE CARCASS WT.	**Beef 700 lbs., Pork 250, Sheep/Goat 100**
AVERAGE BEEF HEAD/LIVER	**Head 20 lbs. / Liver 10 lbs**
AVERAGE SWINE HEAD/LIVER	**Head 10 lbs. / Liver 2 lbs.**
AVERAGE LAMB/GOAT HEAD	**Head 2 lbs.**

Meat Sample activity:

64 Samples Submitted for Analysis
61 Samples Analyzed
56 Samples Negative Analysis
0 (Heat) Samples Not Analyzed
0 Samples Non-Compliant
2 Samples Positive Results

Investigative & Compliance Activities	TOTAL NUMBER
Surveillance per FSIS Directive 8010.1	
Distributors, Warehouses, and Transporters	5
3D/4D Operators, Salvages, Renderers, Food Banks, and Exempt Poultry	0
Restaurants, Retailers, Institutions, Animal Food, Custom Exempt, Abattoir, Processor, Port-of-Entry, Bonded Area, Broker, and Miscellaneous	296
Surveillance Follow-ups	0
Violation Cases or Investigations	0
Referrals to FSIS	0
Letters of Warning	0
Administrative Hearings	0
Consent Orders	0
Court Actions or Prosecutions	0
Consumer Complaints	4
State Recalls	0
Effectiveness Checks	0
Registrations of Meat Distributors, Brokers, & Public Warehousemen	19
Registrations of Thousand to Ten Thousand Bird Exemption	4
Miscellaneous Actions / Special Projects / Personal Contacts (Please itemize)	2
Person to Person contact	72
Verbal warning on Grinding Records	0
Verbal Warnings of Labeling Issues	11
Verbal Warnings of Carcas Stamped Not for Sale/Record Keeping	0
Truck wrecks on Oklahoma roads	0

Detentions	TOTAL NUMBER and/or Pounds	Detentions	TOTAL NUMBER
Number of Detentions	0	**Pounds of Product Taken to Landfill	38,778.93
Pounds of Product Detained	0	**Pounds of Product Sent Back for Reinspection	0
Pounds of Product Released personal use	0	**Feeder Calves Involved in Accident	0
Pounds of Product Donated	0	**Feeder Calves (Dead) Sent to Landfill	0
Pounds of Product Condemned	0		
Pounds of Product Voluntarily Destroyed	0	**Laboratory**	
Truck Wrecks** (Pending)	0	Retail Ground Beef samples per FSIS Directive 8010.1	0
**Pounds of Amendable Product	0	Investigative Samples (other than retail ground beef)	0

Sincerely,



Scott Yates
Director of Food Safety

Communications

Aug. 1, 2026 – Sept. 30, 2026

Events:

- Agriculture Youth Council held first session
- AgHERculture conferences
- Accurate Ag Book Week with special guest Governor Kevin Stitt
- Governor Stitt toured Homestead Meats
- New World Screwworm preparedness, Livestock Market Exercise
- MIO store @ State Fair
- Secretary Arthur Honored with the Pork Ambassador Award at Oklahoma Pork Congress
- Secretary Arthur to be featured on Governor Stitt's legacy podcast
- Interim Studies are in full swing

News outreach:

- OETA, Tree grant programs: The Oklahoma News Report | August 14, 2026 | Season 14 | Episode 7 | PBS
- Tahlequah Daily Press, replacing storm damaged trees with native trees: https://www.tahlequahdailypress.com/news/trees-destroyed-by-storms-offer-chance-to-replace-them-with-native-hardy-species/article_27315869-3fa0-4fd1-a86f-d64cedba35f5.html
- KOCO, drought impact on fire danger: Oklahoma drought worsens as fires top 350,000 acres - KOCO
- KOCO, weather impact on fall fire season: How will the weather affect Oklahoma's fire season in the fall? - KOCO
- News 9, drought impact on fires: Wildfire conditions remain elevated across Oklahoma as heat and drought dry out vegetation - News9.com
- OETA, tips for livestock in extreme heat w/ Dr. Hall: The Oklahoma News Report | August 21, 2026 | Season 14 | Episode 8 | PBS
- KOCO, drought impact on fall foliage: Oklahoma drought could shorten and dull fall foliage
- News 9, Accurate Ag Book Week: Oklahoma volunteers teach students about agriculture through reading - News9.com
- KFOR, Accurate Ag Book Week: Students listen to guest readers during 'Read an Accurate Ag Book Week' | KFOR.com Oklahoma City

- News 9, BioBlitz returns: BioBlitz Oklahoma returns to Beavers Bend State Park in October - News9.com
- Journal Record, MIO store at the State Fair: Made in Oklahoma Store showcases local producers at State Fair
- OK Farm Report, Fall Agritourism across Oklahoma: Oklahoma Agritourism Farms Offer Fall Activities With an Agricultural Connection - Oklahoma Farm Report

ODAFF social media reach:

- Top posts:
    - Faces of Oklahoma agriculture
    - New Board Member named
    - Ag Youth Council
- Facebook:
    - Views: 187K
    - Engagement: 2K
- Instagram:
    - Followers: 5.2K
    - Views: 104K
    - Engagement: 3K

OFS social media reach:

- Facebook:
    - Followers: 77.6K
    - Views: 835K
    - Engagement: 6.7K

October 28, 2026, BOARD MEETING

PURCHASES/CONTRACTS

ADMINISTRATIVE SERVICES

FY27-Agency IT CPU Refresh - $74,270.00

Requesting approval for the acquisition of laptops as part of our annual IT refresh initiative for fiscal year 2027. We anticipate the purchase of thirty-five (35) Dell laptops for our agency staff. If this refresh is not implemented, we will continue to utilize outdated CPUs, which would impede the ODAFF strategy of replacing CPUs every four to five years. Failing to proceed with this purchase could adversely affect our capacity to effectively fulfill the statutory mission of the agency.

LABORATORY SERVICES

FY27 – Seed Germinator- $14,974.39

Purchase of a Seed Germinator with Water Curtain. Purchase will be partially funded through CPS/Laboratory. (Pre-approved 9/17/26).

FY27 – Laboratory Consumables, Microscope with Monitor, Standard Refrigerator- $9,107.15

Purchase of Laboratory Consumables, Microscope with Monitor and Standard 20 c.f. Refrigerator (Pre-approved 9/9/26).

FY27– Refrigerator, Freezer, Refrigerated Incubator– $15,017.46

Purchase of Standard Laboratory Freezer 30 c.f., Incubator Refrigerated BOD, 23 c.f., Standard Refrigerator 20 c.f. (Pre-approved 8/25/26).

FORESTRY SERVICES

FY27-Vehicle Upfitting (Emergency Warning Systems) - $22,000.00
(*Funding Source: 2023 SFA Grant*)

Upfitting of two (2) new 3/4 -Ton pick-ups that are in process of being purchased by the Department. Upfitting will include material and installation of emergency lighting, siren, radio installation and console, signal booster and off-road capable upgrades.

FY27-Dozer Transports - $1,574,722.00
(*Funding Source: OFS 245 Funds*)

Purchase six (6) dozer transports to replace current units that require excessive maintenance and repair due to age, amount of use and serviceability. Specified transports will be equipped with emergency warning systems and specialized fire tools, equipment and communications. The new transports will replace current, underpowered units that will be surplused, sold and removed from fleet inventory. ***Consequences:*** Failure to approve this purchase may result in continued operation of aging dozer transports that require increased maintenance, repair costs and

downtime, reducing Oklahoma Forestry Services' ability to provide reliable wildfire response and fuels mitigation support.

FY27- Smokey Bear Suits - $16,050.00
(*Funding Source: OFS 245 Funds & State Funds*)
Smokey Bear is our primary wildfire prevention education tool, reaching hundreds of children each year through schools and community events. Two Smokey Bear suits are necessary to serve both the Southeast and East Central regions of the state and to meet demand without limiting programming. Our current suits are past their lifespan and are deteriorating, impacting safety and the effectiveness of our outreach. Replacing them ensures continued, high-quality prevention education and appropriate public representation of the Agency. **The first $11,000.00 was requested in February 2026.**

FY27- Firefighting Water Pumps - $200,000.00
(*Funding Source: OFS 205 Funds*)
Purchase firefighting water pumps for resale to Rural Fire Departments through the Revolving Equipment Fund. This program allows firefighters to buy equipment and personal protective equipment at a reduced cost. ***Consequences:*** Without this approval and this program, Rural Fire Departments cost to purchase necessary equipment and supplies would increase.

FY27 – Southern Pine Beetle Federal Grant, -$7,000.00
(*Funding Source: USFS PC25*)
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. 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.

CONSUMER PROTECTION SERVICES

FY27 UI Bakery-Licensing Programmer – $93,600.00
ODAFF is currently updating the agency's licensing and inspection programs and needs an additional programmer to bring all licensing, tonnage, inspection and registration online to the new system in a timely fashion. The additional staffing should help keep the transition on time and provide more access to Oklahomans. It also will allow us to do a better job of collecting and reporting the required data on our programs.
Without this update in programming the current dated system will struggle with support and eventually will fail. The longer the update takes the more problems we are likely to have with the current program.

WILDLIFE SERVICES

FY27 – Hangar Rent Expense - $20,000.00

ODAFF Wildlife Services is requesting approval hangar rent for the three (3) Fixed-wing aircraft for FY27 that are used in the state's aerial control of wildlife. Not approving these purchases would result in diminished aerial readiness with increased ferrying times as this hangar is centrally located in the state. Also, aerial aid for the farmers and ranchers will be reduced.

FY27- Feral Swine and Black Vulture Camera/Panel Trap Systems- $50,000.00

ODAFF Wildlife Services is requesting approval to purchase camera/panel trap systems to be utilized at Feral Swine and Black Vulture trap locations, placed strategically across the state. These systems will allow for remote viewing of swine traps from any distance. This will allow the wildlife specialist to also maintain bait levels at the traps without having to physically go and "check" the traps. The savings here in gas and mileage are significant. These systems will also allow the specialist to "drop" the door on swine traps when the trap has a significant number of pigs inside. A simple command to release the gate is functioned through an app or website. The specialist is alerted by text message that there are pigs in the trap, the live feed is turned on and if deemed necessary the door is remotely dropped. Not approving this purchase will mean we continue operating in a less efficient way. Currently, traps must be visited daily to see if pigs are caught or if additional bait is required. This way of conducting trapping operations is less efficient and increases agency costs due to increased visits and mileage.

MARKET DEVELOPMENT

FY27-Agritourism Website and Logo Refresh-Creative Services - $100,000.00

Justification: This project will create a user-friendly ADA compliant website for Agritourism producers to increase consumer awareness of Oklahoma Agritourism locations. This is a vital and timely project as the current site is outdated with functional issues as well as ADA compliance issues that will cost more to upgrade than start over new. It will also create a new Agritourism logo that is effective in representing the Oklahoma Agritourism brand and message. Staff will have full access to create, change and update content as needed, which is not possible on the current site. If this proposed expense is not approved and therefore the project is not completed, the website will be out of compliance in the spring of 2027.

FY27-Fancy Food Show-Booth Space- $15,941.00

FY27- USDA Specialty Crop Block Grant-$752,330.88

USDA has provided a Specialty Crop Block Grant to ODAFF with the objective to solely enhance the competitiveness of specialty crops. ODAFF is one of six grant partners included in this award. Effective: 9/30/26 - 9/29/29.

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.

FOOD SAFETY

FY27-FSIS State Meat and Poultry Inspection (MPI) Cooperative Agreement - ~$4,051,942.96

The purpose of this agreement is to conduct Meat and Poultry State Inspection. The state is reimbursed up to 50% (~$2,025,971.48) of this agreement from USDA FSIS. Without this cooperative agreement, we will not be able to meet the "At Least Equal To" FSIS MPI standards and lose the State of Oklahoma MPI program.

FY27-FSIS Talmadge-Aiken (TA) Meat and Poultry Inspection Cooperative Agreement- ~$4,651,841.60

The purpose of this agreement is to conduct MPI in certain federal establishments using State of Oklahoma MPI inspectors. The state is reimbursed up to 50% (~$2,325,920.80) of this agreement from USDA FSIS. Without this cooperative agreement, we would not be able to meet the "Same As" FSIS MPI standards and would no longer have this program for Oklahoma Meat and Poultry Processors and Producers who want to sell products across state lines.

FY27-FSIS Talmadge-Aiken (TA) Meat and Poultry Inspection Overtime Cooperative Agreement- ~$11,147.00

The purpose of this agreement is to conduct TA MPI Overtime in certain federal establishments using State of Oklahoma MPI inspectors. This agreement is 100% reimbursed for overtime worked by ODAFF employees. Without this cooperative agreement, the State of Oklahoma would be responsible for paying all overtime worked in TA establishments.

FY27-Agricultural Marketing Service Quality Assessment Division Meat Grading Service Cooperative Agreement- ~$4,260.00

The purpose of this agreement is to conduct Red Meat Grading Services for Agricultural Marketing Service. This program is paid 70% of the total federal revenue for services provided. Without this cooperative agreement, Oklahoma establishments would have to rely upon Federal Graders who may not always be available on days when grading services are needed.

FY27-Agricultural Marketing Service Quality Assessment Division Poultry and Egg Grading Service Cooperative Agreement- ~$956,610.00

The purpose of this agreement is to conduct Poultry and Egg Grading Services for Agricultural Marketing Service. This program is paid 70% of the total federal revenue for services provided. Without this cooperative agreement, Oklahoma establishments would have to rely upon Federal Graders who may not always be available on days when grading services are needed.

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

APPROVAL OF CASES

ON THIS 28th day of October 2026, 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 28th day of October 2026.

_____

Blayne Arthur
President
State Board of Agriculture

Exhibit A
Board of Agriculture
October 28, 2026

Consideration and Proposed Action on Cases Resolved by Stipulation:

Consumer Protection Services

Name	File No.	Division	Amount
7-Eleven	OGC-26-118	CPS	$450
A & B Eco Safe Pest Control Inc	OGC-26-295	CPS	$3,000
Cary Todd Warren	OGC-26-314	CPS	$1,500
Christopher Porter	OGC-25-61	CPS	$2,000
Crop Care Aerial Spraying Of Oklahoma LLC	OGC-26-900	CPS	$2,000
Deterding Aerial	OGC-25-1238	CPS	$1,500
Deterding Aerial	OGC-25-1508	CPS	$1,500
Deterding Aerial	OGC-26-256 & 257	CPS	$4,000
Dollar General	OGC-26-117	CPS	$675
EDKO Vegetation Management	OGC-26-304	CPS	$1,000
Express Pest Services	OGC-26-914	CPS	$1,000
Family Dollar	OGC-25-1444	CPS	$8,500
Jason Borders	OGC-26-798	CPS	$1,000
LuckyGlean Biotech LLC	OGC-26-501	CPS	$10,000
Nature’s Truth INC	OGC-26-411	CPS	$1,000
Pendley’s Pest Patrol	OGC-26-492	CPS	$750
Splended Garden LLC	OGC-26-500	CPS	$10,000
Turfworks Lawn Care	OGC-26-313	CPS	$250

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

Consumer Protection Services

Name	File No.	Division	Amount
Brandon's Lawn Care and Landscaping	OGC-26-300	CPS	$2,500
Jays Lawn B Green and Pest Control LLC	OGC-26-389	CPS	$3,000
Okie Drones	OGC-26-301	CPS	$2,500

Consideration and Proposed Action on Cases Resolved by Proposed Final Order:

Consumer Protection Services

Name	File No.	Division	Amount
Rig Farms	OGC-26-137	CPS	$10,000

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. 7-ELEVEN

Case File No. OGC-26-118

7-ELEVEN
10444 S PENNSYLVANIA
OKLAHOMA CITY, OK 73059

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(3)

Proposed Administrative Penalty: The proposed penalty for this case was Four Hundred and Fifty Dollars ($450.00)(6 violations at $75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Jackson

FILED

SEP 14 2026

STATE BOARD OF AGRICULTURE

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

APPROVED
SEP 14 2026
COMMISSIONER
STATE DEPT. OF AGRICULTURE
BY

THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL	)	
COMPLAINANT,	)	
v.	)	**Case No: OGC 26-118**
7-ELEVEN 10444 S PENNSYLVANIA OKLAHOMA CITY, OK 73059	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Hundred 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:

Sandy Saden
Signature

Sandy Saden
Printed Name

Regulatory Compliance
Job Title

8/27/2026
Date

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
08/10/2026
STATE BOARD OF AGRICULUTRE

THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL	)	
COMPLAINANT,	)	
v.	)	**Case No: OGC 26-118**
7-ELEVEN 10444 S PENNSYLVANIA OKLAHOMA CITY, OK 73059	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on November 12th, 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of 7-Eleven, located at 8930 S Sooner Rd, Oklahoma City, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A second violation discovered within any twelve-month period will be assessed a penalty of Seventy-five Dollars ($75.00) per consumer item which results in an overcharge or potential overcharge**.**

ALLEGATIONS OF FACT

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

20. On or about November 21, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Oklahoma City, Oklahoma. The inspection revealed that six (6) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

21. Respondent's failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22. On or about February 7, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at 7-Eleven in Oklahoma City, Oklahoma. The inspection revealed that six (6) of one hundred (100) 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.jackson@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.

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 **Four Hundred and Fifty Dollars ($450.00) (6 violations at $75.00 per violation)**.

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

DATED THIS 10TH day of August, 2026.

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

Abigail Jackson

Teena G. Gunter, General Counsel, OBA # 17767

James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Wormus, OBA #33187
Abigail Jackson, 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 10th day of August, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

7-ELEVEN, INC.
ATTN: CORPORATE COMPLIANCE 4th Floor
3200 HACKBERRY ROAD
IRVING, TX 75063

Abigail Jackson
Abigail Jackson

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 26-118**
7-ELEVEN **10444 S PENNSYLVANIA** **OKLAHOMA CITY, OK 73059**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Hundred 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

OKLAHOMA
Dept. of Agriculture, Food and Forestry

Price Verification Report

Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION			
Inspection Site	7 eleven		
Inspection Number	GMC-021026-5		
Inspector's Name	Gersende M	Manager: John Wright	
Date:	02/10/2026	AGN: 0180735	
Site Address	1044 S Pennsylvania Oklahoma city OK 73159 County Cleveland		
Phone Number	(405)691-3681	☐ Initial ☒ Follow Up	Previous Inspection number: gmc-112125-19
Type of Store: Convenience Store		Item Status: Non Safe	

PRICE VERIFICATION INFORMATION

PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
trojan magnum 3ct	02260022882	6.49	6.99	0.50
febreez irfresh mngh	0370081169	5.49	5.99	0.50
sup of NFL shrimp 2.25oz	041789001222	1.79	1.89	0.10
veggie straws seals 2.75oz	829515322885	3.29	3.49	0.20
BD DBL DC almond 2oz	041570151464	3.79	4.29	0.50
jack links beef sweet hot 3.25oz	017082883889	7.99	8.79	0.80

Total Number Checked: 100	Total Number of Violations: 6	Accuracy: 94%9	Result: Notice of Violation

REMARKS SECTION

Person Interviewed: _____ Inspector: _____

OKLAHOMA
Dept. of Agriculture,2
Food and Forestry2

Price Verification Report

Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION					
Inspection Site	7 eleven				
Inspection Number	GMC-112125-1				
Inspector's Name	Gersende M	Manager: Josh Wright			
Date:	11/21/2025	AGN:0180735			
Site Address	10444 S Pennsylvania Oklahoma City		OK	73159	County Cleveland
Phone Number	(405)691-3681	☐ Initial ☐ Follow Up	Previous Inspection number:2		
Type of Store: Convenience Store		Item Status: Non Sale			

PRICE VERIFICATION INFORMATION

PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Coca cola 2L	04900050103	3.89	3.99	0.10
Pepsi zero sugar 2L	01200017176	3.59	3.99	0.40
Sunkist grape 2L	078000113464	3.29	3.49	0.20
Ozarks water 1gal	02259200053	2.99	3.19	0.20
armor cleaning wipes 30pc	070612174970	8.99	9.99	1.00
clif choc chips 2.4oz	72225216109	2.49	2.69	0.20

Total Number Checked: 100	Total Number of Violations: 62	Accuracy: 94%2	Result: Notice of Violation2

REMARKS SECTION

Person Interviewed: _____ Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. A & B ECO SAFE PEST CONTROL INC

Case File No. OGC-26-295

A & B ECO SAFE PEST CONTROL INC
P.O. BOX 189
STILLWATER, OK 74076

Summary of Facts: In April of 2026, a complaint investigation was performed by the Department in Stillwater, OK. During this investigation, our inspector observed dye tinted standing water west of Respondent's property and runoff sediment along the property line. Our inspector walked further east from the drainage area, which led to Respondent's shop. A tinhorn culvert on Respondent's parking lot was observed. Two water samples and one soil sample were collected from the neighboring property. One water sample and one soil sample were collected on the west side of Respondent's property along the property line. Pesticide residue was detected in all samples, including dicamba, bromacil, diuron, prodiamine, simazine, fipronil, and glyphosate.

Statute or Rule Violation: Respondent violated 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(3), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c) by using pesticide in a manner inconsistent with its label, causing drift or off target movement and allowing runoff to contaminate the environment.

Proposed Administrative Penalty: The proposed penalty for this case was Three Thousand Dollars ($3,000.00). 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.	)	**Case Nos: OGC-26-295**
A & B ECO SAFE PEST CONTROL INC P.O. BOX 189 STILLWATER, OK 74076	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Thousand Dollars ($3,000.00)** 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

Amy Tolin Accounts Manager
Printed Name and Title:

Date: 8/12/26

RECEIVED
AUG 18 2026
ODAFF FINANCE

FILED
MAY 29 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-295**
A & B ECO SAFE PEST CONTROL INC P.O. BOX 189 STILLWATER, OK 74076	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4.e The Prehearing Conference may be held by telephone; arrangements to do so should bee made at least one full week in advance of the Prehearing Conference.

5.e Upon request of either party, Prehearing Conferences shall be on the record.e

6.e A Prehearing Conference may result in a scheduling or other prehearing order ande subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7.e Please note that failure to appear at the Prehearing Conference may result in a defaulte judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8.e Respondent may choose to proceed to a full evidentiary hearing on the merits, at whiche 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.e **The hearing date will be determined at the Prehearing Conference.**

10.e The hearing will be conducted in accordance with the Oklahoma Administrativee Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11.e The Respondent has the right to be represented by counsel in this matter.e

DEFAULT

12.e Any Respondent who fails to appear after receipt of notice may be determined to havee 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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

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

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoe 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.e Based upon current information and belief, the following allegations of fact summarize thee alleged violations committed by Respondent.

18.e On April 3, 2026, an investigation was performed by the Consumer Protection Division ofe the Department in Stillwater, OK.

19.e Our inspector investigated a complaint reporting possible pesticide runoff frome Respondent's property.

20.e Upon arrival, our inspector observed dye tinted standing water west of Respondent'se property and runoff sediment along the property line. Our inspector walked further east from the drainage area, which led to Respondent's shop. A tinhorn culvert on Respondent's parking lot was observed.

21.e Two water samples and one soil sample were collected from the neighboring property.e

22.e One water sample and one soil sample were collected on the west side of Respondent'se property along the property line.

23.e Pesticide residue was detected in all samples, including dicamba, bromacil, diuron,e prodiamine, simazine, fipronil, glyphosate and dicamba.

24.e Using a pesticide in a manner inconsistent with its label, causing drift or off targete movement and allowing runoff to contaminate the environment are violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(3), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c).e

ALLEGED CONCLUSIONS OF LAW

25.e Based upon the application of the above law to the aforementioned facts, you are ine violation of 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(3), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c) which are listed below.

- e 2 O.S. § 2-18.1(A): "A. It shall be unlawful and a violation of the Oklahomae Agricultural Code for any person to cause pollution of any air, land or waters of thee state by persons which are subject to the jurisdiction of the Oklahoma Departmente of Agriculture, Food, and Forestry pursuant to the Oklahoma Environmentale Quality Act."e
- e 2 O.S. § 3-86(A)(3): "A. It shall be unlawful for any person, whether or not theye hold a commercial or noncommercial license, to violate any part of this subsectione or rules promulgated by the State Board of Agriculture. Any license, certificate, ore identification issued may be suspended, canceled, revoked, or refused issue ore reissue by the Board after a notice and an opportunity to be heard has been givene to the holder of the license or certificate. The suspension, cancellation, revocation,e

or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (3) A person has operated in a negligent manner, thereby causing a pesticide to drift off-target."

- 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or notatheya hold a commercial or noncommercial license, to violate any part of thisa subsection or rules promulgated by the State Board of Agriculture. Any license,a certificate, or identification issued may be suspended, canceled, revoked, ora refused issue or reissue by the Board after a notice and an opportunity to be hearda has been given to the holder of the license or certificate. The suspension,a cancellation, revocation, or refusal to issue or reissue any license, certificate, ora identification may be made if the Board finds: (4) A person has used a pesticide ina a manner inconsistent with its labeling unless prior written approval has beena obtained from the Board."a
- O.A.C. 35:30-17-24(c): "(c) To protect public health and the environment, failurea to follow precautionary and recommended language included in the pesticidea product label may be considered a use inconsistent with the label."a

PRAYER FOR RELIEF

26.a The Department is seeking an administrative penalty in the amount of **Three Thousand Dollars ($3,000.00).**

ATTORNEY CONFERENCES

27.a If Respondent desires to meet with attorneys for the Department prior to the Prehearinga 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.

28.e Additionally, OGC attorneys will be available for consultation on a first-come, first-servede basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

29.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

30.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordancee 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

33.e Fine matrixes containing typical fines for most violations of statutes and rules enforced bye ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

34.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, maye apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

35.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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

36.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

37.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede by the State Board of Agriculture.

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

STIPULATION

39.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **Three Thousand Dollars ($3,000.00).**

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

DATED THIS 29th day of May, 2026.

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 Jackson, 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 1st day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

A & B ECO SAFE PEST CONTROL INC
P.O. BOX 189
STILLWATER, OK 74076

Kiersten Wormus

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.	)	**Case Nos: OGC-26-295**
A & B ECO SAFE PEST CONTROL INC P.O. BOX 189 STILLWATER, OK 74076	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Thousand Dollars ($3,000.00)** 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. CARY TODD WARREN

Case File No. OGC-26-314

CARY TODD WARREN
16363 HWY 64
DUKE, OK 73532

Summary of Facts: In February of 2026, a pesticide use follow up investigation was performed by the Department at Respondent's farm in Duke, OK. During this inspection, our inspector observed empty totes of pesticides sitting outside of Respondent's barn including an empty restricted use pesticide tote of Gramoxone (Paraquat). Respondent informed our inspector that he had made applications of Paraquat for himself and other farmers. When asked if Respondent had completed paraquat training and is keeping application records of the paraquat, Respondent informed our inspector that he had not completed the training and did not keep application records. The Gramoxone label states applicators must complete product training and keep records of their applications. The Department requires private applicators to keep records of their applications of restricted use pesticide. The Department records show that Respondent is currently a private applicator.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(4) by applying a pesticide in a manner inconsistent with the product label.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Five Hundred Dollars ($1,500.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
AUG 18 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-314**
CARY TODD WARREN **16363 HWY 64** **DUKE, OK 73532**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five 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

CARY TODD WARREN OWNER

Printed Name and Title:

Date: 8/14/2026

FILED
MAY 29 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-314**
CARY TODD WARREN **16363 HWY 64** **DUKE, OK 73532**	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4.e The Prehearing Conference may be held by telephone; arrangements to do so should bee made at least one full week in advance of the Prehearing Conference.

5.e Upon request of either party, Prehearing Conferences shall be on the record.e

6.e A Prehearing Conference may result in a scheduling or other prehearing order ande subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7.e Please note that failure to appear at the Prehearing Conference may result in a defaulte judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8.e Respondent may choose to proceed to a full evidentiary hearing on the merits, at whiche 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.e The Respondent has the right to be represented by counsel in this matter.e

DEFAULT

12.e Any Respondent who fails to appear after receipt of notice may be determined to havee 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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

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

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoe 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.e Based upon current information and belief, the following allegations of fact summarize thee alleged violations committed by Respondent.

18.e On February 26, 2026, a pesticide use follow up investigation was performed by thee Consumer Protection Division of the Department at your farm headquarters in Duke, OK.

19.e During this inspection our inspector observed empty totes of pesticides sitting outside ofe Respondent's barn including an empty restricted use pesticide tote of Gramoxone (Paraquat). Respondent informed our inspector that he had made applications of Paraquat for himself and other farmers. When asked if Respondent had completed paraquat training and is keeping application records of the paraquat, Respondent informed our inspector that he had not completed the training and did not keep application records.

20.e The Gramoxone label states applicators must complete product training and keep recordse of their applications.

21.e ODAFF requires private applicators to keep records of their applications of restricted usee pesticide.

22.e ODAFF records show that Respondent is currently a private applicatore

23.e Applying a pesticide in a manner inconsistent with the product label is a violation of thee Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

24.e Based upon the application of the above law to the aforementioned facts, you are ine violation of 2 O.S. § 3-86(A)(4) which is listed below.

- e 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or not theye hold a commercial or noncommercial license, to violate any part of thise subsection or rules promulgated by the State Board of Agriculture. Any license,e certificate, or identification issued may be suspended, canceled, revoked, ore refused issue or reissue by the Board after a notice and an opportunity to be hearde has been given to the holder of the license or certificate. The suspension,e cancellation, revocation, or refusal to issue or reissue any license, certificate, ore identification may be made if the Board finds: (4) A person has used a pesticide ine a manner inconsistent with its labeling unless prior written approval has beene obtained from the Board."e

PRAYER FOR RELIEF

25.e The Department is seeking an administrative penalty in the amount of **One Thousand Five Hundred Dollars ($1,500.00)**.

ATTORNEY CONFERENCES

26.e If Respondent desires to meet with attorneys for the Department prior to the Prehearinge Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27.e Additionally, OGC attorneys will be available for consultation on a first-come, first-servede basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

28.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

29.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordancee 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

32.e Fine matrixes containing typical fines for most violations of statutes and rules enforced bye ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, maye apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

34.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

36.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede 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.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **One Thousand Five Hundred Dollars ($1,500.00)**.

39.e If you wish to waive your right to hearing and stipulate to the above alleged findings ofe fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 29th day of May, 2026.

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 Jackson, 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 1st day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

CARY TODD WARREN
16363 HWY 64
DUKE, OK 73532

Kiersten Wormus
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.	)	**Case Nos: OGC-26-314**
CARY TODD WARREN	)	
16363 HWY 64	)	
DUKE, OK 73532	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five 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. CHRISTOPHER PORTER

Case File No. OGC-25-61

CHRISTOPHER PORTER
10540 N 2400 CIR
WEATHERFORD, OK 73096

Summary of Facts: In January of 2025, an investigation was performed by the Department. Respondent failed to provide accurate and complete records in response to a request for information from the Department because not all licenses were provided for hemp processed/handled, Certificates of Analysis were not approved by state of origin, and the quantity of hemp was not provided. Respondent handled, processed, and/or sold non-compliant hemp which entered the stream of commerce because Respondent handled, processed, and/or sold hemp products that were above the 0.3% Total THC allowed by the Industrial Hemp Program Rules. Respondent failed to follow the transportation rules found in the Industrial Hemp Program Rules. Respondent processed and/or handled hemp that was grown without a license by processing and/or handling unapproved varieties of hemp that were not approved in the state of origin.

Statute or Rule Violation: Respondent violated O.A.C. 35:30-24-12(h)(2), 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).

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Dollars ($2,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
09/15/2026
STATE BOARD OF AGRICULUTRE

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-25-61**
CHRISTOPHER PORTER **10540 N 2400 CIR** **WEATHERFORD, OK 73096**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars ($2,000.00)** 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

Christopher Porter
Printed Name and Title:

Date: 7/1/26

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
JUN 30 2026
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-25-61**
CHRISTOPHER PORTER **10540 N 2400 CIR** **WEATHERFORD, OK 73096**	)	
RESPONDENT.	)	

SECOND 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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 10th day of September 2026** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

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

18. In January of 2025, the Consumer Protective Services Division of the Department performed an investigation into to Respondent.

19. 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, Certificates of Analysis were not approved by state of origin, and the quantity of hemp was not provided.

20. 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.

21. Respondent failed to follow the transportation rules found in the Industrial Hemp Program Rules.

22. 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.

23. Based on the allegations above, the Respondent has violated the Oklahoma Industrial Hemp Program Laws & Rules, specifically O.A.C. 35:30-24-12(h)(2), 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

24. Based upon the application of the above law to the aforementioned facts, you are in violation of O.A.C. 35:30-24-12(h)(2), 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:

- 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)(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

25. The Department is seeking an administrative penalty in the amount of **Two Thousand Dollars ($2,000.00)**.

ATTORNEY CONFERENCES

26. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

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

31. 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.

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 **Two Thousand Dollars ($2,000.00**).

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 30th day of June, 2026.

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 Jackson, 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 30h day of June, 2026, a true and correct copy of the forgoing instrument was emailed as follows:

Christopher Porter
christopher_porter@live.com

Kiersten Wormus
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.	)	**Case No: OGC-25-61**
CHRISTOPHER PORTER **10540 N 2400 CIR** **WEATHERFORD, OK 73096**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars ($2,000.00)** 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. CROP CARE AERIAL SPRAYING OF OKLAHOMA LLC

Case File No. OGC-26-900

CROP CARE AERIAL SPRAYING OF OKLAHOMA LLC
46633 MISSOURI ST
BURBANK, SD 57010

Summary of Facts: In May of 2026, a complaint investigation was performed by the Department in Orlando, OK. During this inspection, our inspector observed the trees, garden plants, and other vegetation in the complainant's lawn showing herbicide effects. Respondent's company made pasture applications to properties across the road to the north, and approximately 1/4 of a mile east of this property. According to Respondent's application records Gunslinger P+D was applied on April 26th and 27th of 2026. Vegetative samples were taken from the properties and 2,4-D and Picloram were detected. According to our investigation Respondent's application is the source of the herbicides that were found on the complainant's property.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(4) by applying pesticides in a manner inconsistent with the product label.

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Dollars ($2,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
SEP 18 2026
STATE BOARD OF AGRICULTURE

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

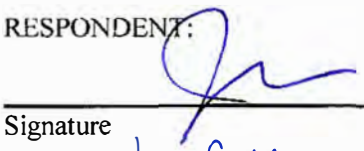
THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL	)	
COMPLAINANT,	)	
v.	)	**Case Nos: OGC-26-900**
CROP CARE AERIAL SPRAYING OF OKLAHOMA LLC 46633 MISSOURI ST BURBANK, SD 57010	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars ($2,000.00)** 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

Jeff Mount Owner

Printed Name and Title:

Date: Sept 8 2026

FILED
09/02/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-900**
CROP CARE AERIAL SPRAYING OF OKLAHOMA LLC 46633 MISSOURI ST BURBANK, SD 57010	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On May 13, 2026, drift complaint investigation was performed by the Consumer Protection Division of the Department at 3933 E. CR 63 in Orlando, OK.

19. During this investigation our inspector observed the trees, garden plants, and other vegetation in the complainant’s lawn showing herbicide effects.

20. Respondent’s company made pasture applications to properties across the road to the north, and approximately 1/4 of a mile east of this property.

21. According to Respondent’s application records Gunslinger P+D was applied on April 26th and 27th of 2026.

22. A vegetative sample was taken from the complainant's property and 2,4-D and a trace amount of Picloram were detected. A vegetative sample was taken from Respondent's application area and 2,4-D and Picloram were detected.

23. The Gunslinger P+D label states: "Do not allow spray to drift from the application site and contact people, structures people occupy at any time and the associated property, parks and recreation areas, nontarget crops, aquatic and wetland areas, woodlands, pastures, rangelands, or animals".

24. According to our investigation Respondent's application is the source of the herbicides that were found on the complainant's property.

25. Applying pesticides in a manner inconsistent with the product label is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

26. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(4) which is listed below.

- 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (4) A person has used a pesticide in

a manner inconsistent with its labeling unless prior written approval has been obtained from the Board."

PRAYER FOR RELIEF

27. The Department is seeking an administrative penalty in the amount of **Two Thousand Dollars ($2,000.00)**.

ATTORNEY CONFERENCES

28. 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.

29. 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.

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.

34. 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

35. 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

36. 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

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 Thousand Dollars ($2,000.00)**.

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 2nd day of September, 2026.

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 Jackson, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803

CERTIFICATE OF MAILING

This is to certify that on this 2nd day of September, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

CROP CARE AERIAL
SPRAYING OF OKLAHOMA LLC
46633 MISSOURI ST
BURBANK, SD 57010

Kiersten Wormus
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.	)	**Case Nos: OGC-26-900**
CROP CARE AERIAL SPRAYING OF OKLAHOMA LLC 46633 MISSOURI ST BURBANK, SD 57010	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Dollars ($2,000.00)** 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. DETERDING AERIAL

Case File No. OGC-25-1238

DETERDING AERIAL
701 W. CEDAR DR.
PUBLIC AIRPORT, WEST HANGER
POND CREEK, OK 73766

Summary of Facts: In June of 2025, a complaint investigation was performed by the Department in Enid, OK. During this investigation, our inspector observed the trees and other vegetation exhibiting herbicide effects. According to Respondent's application records they applied Patriot and Brash during a 10mph northeast wind on May 10, 2025, at the airport property. Vegetative samples were taken from both properties and 2,4-D and Dicamba were detected. According to the Department's investigation Respondent's application resulted in an off-target movement/drift onto the adjacent property west of Respondent's application area.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Five Hundred Dollars ($1500.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/01/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-25-1238**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars ($1500.00)** 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

James L. Deterding
Printed Name and Title:

Date: 9-16-26

FILED
09/11/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-25-1238**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On June 5, 2025, a drift complaint investigation was performed by the Consumer Protection Division of the Department at 4929 E. Rupe Ave. in Enid, OK. This property is adjacent to the west of the Enid Woodrine Reginal Airport.

19. During this investigation, our inspector observed the trees and other vegetation exhibiting herbicide effects.

20. According to your application records you applied Patriot and Brash during a 10mph northeast wind on May 10, 2025, at the airport property.

21. The Breckinridge Oklahoma Mesonet Weather Station confirms the weather on the day of your application.

22. A vegetative sample was taken from the complainant's property and 2,4-D and a trace amount of Dicamba were detected. Vegetative samples were taken from your application area and 2,4-D, Metsulfuron-Methyl and a trace amount of Dicamba were detected.

23. According to our investigation your application resulted in an off-target movement/drift onto the adjacent property west of your application area.

24. Allowing pesticide to drift off target is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(3).

ALLEGED CONCLUSIONS OF LAW

25. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(3) which is listed below.

- 2 O.S. § 3-86(A)(3): "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: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target."

PRAYER FOR RELIEF

26. The Department is seeking an administrative penalty in the amount of **One Thousand Five Hundred Dollars ($1500.00)**.

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 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

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.

33. 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

34. 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

35. 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

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

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

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

STIPULATION

39. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **One Thousand Five Hundred Dollars ($1500.00)**.

40. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may 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 September, 2026.

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 Jackson, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803

CERTIFICATE OF MAILING

This is to certify that on this 11th day of September, 2026, a true and correct copy of the forgoing instrument was emailed as follows:

DETERDING AERIAL
plhullum@phillipsmurrah.com

Kiersten Wormus

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.	)	**Case Nos: OGC-25-1238**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars ($1500.00)** 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. DETERDING AERIAL

Case File No. OGC-25-1508

DETERDING AERIAL
701 W. CEDAR DR.
PUBLIC AIRPORT, WEST HANGER
POND CREEK, OK 73766

Summary of Facts: In July of 2025, a complaint investigation was performed by the Department in Morrison, OK. During this investigation, our inspector observed the trees and other vegetation exhibiting herbicide effects. According to Respondent's application records they applied Gunslinger P+D to the pasture adjacent to the complainant's property on June 13th and June 18th, 2025, during southeast and southwest winds. Vegetative samples were taken from both properties and 2,4-D were detected. According to the Department's investigation, Respondent's application resulted in an off-target movement/drift onto the adjacent property north of Respondent's application area.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Five Hundred Dollars ($1500.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/01/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-25-1508**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars ($1500.00)** 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:

James L Deterding
Signatureo

James L. Deterding
Printed Name and Title:

Date: 9-16-26

FILED
09/11/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-25-1508**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On July 7, 2025, a drift complaint investigation was performed by the Consumer Protection Division of the Department at 23750 CR 220 in Morrison, OK.

19. During this investigation our inspector observed trees and other vegetation on the complaint's property exhibiting herbicide effects.

20. Complainant's property is adjacent to a pasture you sprayed in the SW ¼ of section 27-21N-2E.

21. According to your application records you applied Gunslinger P+D to the pasture on June 13th and June 18th, 2025, during southeast and southwest winds.

22. The Stillwater Oklahoma Mesonet Weather Station confirms the weather on the days of your application.

23. A vegetative sample was taken from the complainant's property and 2,4-D was detected.

24. A vegetative sample was taken from your application area and 2,4-D, was detected.

25. According to our investigation your application resulted in an off-target movement/drift onto the complainant's property north of your application area.

26. Allowing pesticide to drift off target is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(3).

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. § 3-86(A)(3) which is listed below.

- 2 O.S. § 3-86(A)(3): "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: 3. A person has operated in a negligent manner, thereby causing a pesticide to drift off-target."

PRAYER FOR RELIEF

28. The Department is seeking an administrative penalty in the amount of **One Thousand Five Hundred Dollars ($1500.00)**.

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.

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

35. 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

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 **One Thousand Five Hundred Dollars ($1500.00)**.

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 11th day of September, 2026.

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 Jackson, OBA #33641
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Telephone: (405) 522-5803

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DETERDING AERIAL
plhullum@phillipsmurrah.com

Kiersten Wormus

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.	)	**Case Nos: OGC-25-1508**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Five Hundred Dollars ($1500.00)** 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. DETERDING AERIAL

Case File No. OGC-26-256 & OGC-26-257

DETERDING AERIAL
701 W. CEDAR DR.
PUBLIC AIRPORT, WEST HANGER
POND CREEK, OK 73766

Summary of Facts: In August of 2025, a complaint investigation was performed by the Department in Pawnee, OK at two separate properties north of the pasture treated by Respondent. During this investigation, our inspector observed the trees and other vegetation exhibiting herbicide effects on both properties. According to Respondent's application records they applied Alligare Triclopyr 4 and Patriot to the pasture on July 22, 2025, during an 8-mph southeast wind. Vegetative samples were taken from all three properties and 2,4-D and Triclopyr were detected. According to the Department's investigation, Respondent's application resulted in an off-target movement/drift onto the adjacent properties north of Respondent's application area.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(3) by allowing pesticide to drift off target.

Proposed Administrative Penalty: The proposed penalty for this case was Four Thousand Dollars ($4000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/01/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-256 & OGC-26-257**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Thousand Dollars ($4000.00)** 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:

Signatureo

James L. Deterding
Printed Name and Title:

Date: 9-16-26

FILED
09/11/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-256 & OGC-26-257**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On August 12, 2025, a drift complaint investigation was conducted by the Consumer Protection Division of the Department in Pawnee, OK.

19. Our inspector conducted this investigation at 347406 E 3900 Rd. in Pawnee, OK (CPS file number INV-ODA-147-25 and OGC-26-256). This property is ½ mile north of the pasture Respondent sprayed in section 30 & 31-23N-5E. During this investigation our inspector observed the trees and other vegetation on the complaint's property exhibiting herbicide effects. According to Respondent's application records they applied Alligare Triclopyr 4 and Patriot to the pasture on July 22, 2025, during an 8-mph southeast wind. A vegetative sample was taken from the complainant's property, and a trace amount of Triclopyr was detected. A vegetative

sample was taken from Respondent's application area and 2,4-D, Dicamba, Triclopyr, and Metsulfuron Methyl were detected.

20. Additionally, our inspector conducted a second drift investigation at 39050 S. 34700 Rd. in Pawnee, OK (CPS file number INV-ODA-152-25 and OGC-26-257). This property is ½ mile north of the pasture Respondent sprayed in section 30 & 31-23N-5E. During this investigation our inspector observed the trees and other vegetation on the complaint's property exhibiting herbicide effects. According to Respondent's application records they applied Alligare Triclopyr 4 and Patriot to the pasture on July 22, 2025, during an 8-mph southeast wind. A vegetative sample was taken from the complainant's property, and a 2,4-D and Triclopyr were detected. A vegetative sample was taken from Respondent's application area and 2,4-D, Dicamba, Triclopyr, and Metsulfuron Methyl were detected.

21. The Alligare Triclopyr 4 label states to avoid drift. According to our investigation Respondent's application resulted in an off-target movement/drift onto both of complainants' properties north of Respondent's application areas.

22. Applying a pesticide product in a manner inconsistent with the product label is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

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. § 3-86(A)(4) which is listed below.

- 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or

refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: 4. A person has used a pesticide in a manner inconsistent with its labeling unless prior written approval has been obtained from the Board."

PRAYER FOR RELIEF

24. The Department is seeking an administrative penalty in the amount of **Four Thousand Dollars ($4000.00)**.

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

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

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

31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

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

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

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

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

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

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Four Thousand Dollars ($4000.00)**.

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

DATED THIS 11th day of September, 2026.

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 Jackson, 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 _____, 2026, a true and correct copy of the forgoing instrument was emailed as follows:

DETERDING AERIAL
plhullum@phillipsmurrah.com

_____
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.	)	**Case Nos: OGC-26-256 & OGC-26-257**
DETERDING AERIAL 701 W. CEDAR DR. PUBLIC AIRPORT, WEST HANGER POND CREEK, OK 73766	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Four Thousand Dollars ($4000.00)** 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. DOLLAR GENERAL

Case File No. OGC-26-117

DOLLAR GENERAL
303 N LL MALES AVE
CHEYENNE, OK 73628

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 2nd violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)(2)

Proposed Administrative Penalty: The proposed penalty for this case was Six Hundred Dollars ($675.00)(8 violations at $75.00 per violation). Respondent stipulated to and paid the penalty.

Other Actions Required: None.

OGC Attorney: Abigail Jackson

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. DOLLAR GENERAL 303 N LL MALES AVE CHEYENNE, OK 73628 RESPONDENT.	)	Case No: OGC 26-117

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Six Hundred Dollars ($600.00)** 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:

Alex O'B

Signature

Alex O'Bannon

Printed Name

Director, Store Operations

Job Title

8/26/26

Date

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
08/10/2026
STATE BOARD OF AGRICULUTRE

THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL	)	
COMPLAINANT,	)	
v.	)	**Case No: OGC 26-117**
DOLLAR GENERAL 303 N LL MALES AVE CHEYENNE, OK 73628	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on November 12, 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has, among other things, engaged in the business of selling consumer items under the business name of Dollar General, located at 303 N LL Males Ave, Cheyenne, Oklahoma.

16. Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17. Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retail price for any consumer item which exceeds the lowest then price in that store, whether a shelf, sale, advertised, or otherwise publicly communicated price, of the consumer item.

18. Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percent (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A second violation discovered within any twelve-month period will be assessed a penalty of Seventy-Five Dollars ($75.00) per consumer item which results in an overcharge or potential overcharge**.**

ALLEGATIONS OF FACT

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

20. On or about December 10, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Cheyenne, Oklahoma. The inspection revealed that eleven (11) of the one hundred (100) 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 August 4, 2025, a price verification inspection was performed by an Oklahoma Department of Agriculture, Food, and Forestry inspector at Dollar General in Cheyenne, Oklahoma. The inspection revealed that eight (8) of the one hundred (100) 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).

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.jackson@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.

ENFORCEMENT OF JUDGMENTS

31. 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

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 **Six Hundred Dollars ($600.00). (8 violations at $75.00 per violation)**.

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 10TH day of August, 2026.

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

Abigail Jackson

Teena G. Gunter, General Counsel, OBA # 17767
James Rucker, Deputy General Counsel, OBA # 14574
Wendi Morse, OBA # 33571
Kiersten Wormus, OBA #33187
Abigail Jackson, 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 10th day of August, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

DOLLAR GENERAL CORPORATION
ATTN: LEGAL DEPARTMENT
100 MISSION RIDGE
GOODLETTSVILLE, TN 37072

Abigail Jackson

Abigail Jackson

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 26-117**
DOLLAR GENERAL 303 N LL MALES AVE CHEYENNE, OK 73628	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Six Hundred Dollars ($600.00)** for this action and has accordingly signed this Resolution by Stipulation and returned it along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

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

RESPONDENT:

_____
Signature

_____
Printed Name

_____
Job Title

_____
Date

OKLAHOMA
Dept. of Agriculture, Food and Forestry

Price Verification Report

Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION					
Inspection Site	Dollar General Store #17800				
Inspection Number	RLF-021126-10				
Inspector's Name	Richard L Folsom	Manager:			
Date:	02/11/2026	AGN:			
Site Address	303 North Ll Males	Cheyenne	OK	73628	County ROGER MILLS
Phone Number	(	☐ Initial ☐ Follow Up	Previous Inspection number	RLF121025-8	
Type of Store: Mass Merchandiser		Item Status: Non Sale			

PRICE VERIFICATION INFORMATION

PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Chap Stick lip care 3 sticks	305730701402	3.95	4.25	0.30
Viva Paper Towels 2 Rolls	036000565294	5.00	5.50	0.50
Hot Shot Flying insect killer 15.0 oz	071121963109	5.00	5.50	0.50
TL Bath Tissue 1000 sheets 4 rolls	672744574026	4.00	4.25	0.25
Febreeze Luxe Plug	030772156308	11.95	13.50	1.55
Vitafusion Melatonin 100 gummies	027917271736	12.50	13.50	1.00
ComfortBay Blackout Curtains 63"	735732836152	16.00	17.00	1.00
Pr Essential Masking Tape 50 Yards	430001353179	5.70	5.75	0.05

Total Number Checked: 100	Total Number of Violations: 8	Accuracy: 92%	Result: Notice of Violation

REMARKS SECTION

Scanned with store scan gun

Person Interviewed: Jera Thomas Inspector: _____

OKLAHOMA
Dept. of Agriculture
Food and Forestry

Price Verification Report

Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION

Inspection Site	Dollar General Store #17800		
Inspection Number	RLF-121025-8		
Inspector's Name	Richard L Estes	Manager: Jena Hammanss	
Date:	12/10/2025	AGN:s	
Site Address	303 North LI Males	Cheyenne OK 73628	County ROGER MILLS
Phone Number	(	☒ Initial ☐ Follow Up	Previous Inspection number:

Type of Store: Mass Merchandiser Item Status: Non Sale

PRICE VERIFICATION INFORMATION

PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Lysol Bath Cleaner power spray 32 oz	019200026994	4.50	4.85	0.3
TL Disinfecting wipes 35 ct	071287870334	2.25	2.50	0.2
Clorox Disinfecting Bleach 2.53 qt	044600322636	6.00	6.75	0.7
Children's Motrin 4oz	300450603401	8.00	9.50	1.5
Barbie Magnetic Dress up Closet	029116565166	6.50	7.50	1.0
Goodcook 11in Griddle	076753542340	16.00	21.00	5.0
TL Ultra 8 5/8 in paper plates 52 ct	074688635281	5.25	6.25	1.0
ProEssentials Painters tape 30 yds	430001353209	5.80	6.05	0.2
Pace Picante Sauce 16 oz	041565000197	3.35	3.50	0.1
Clover Valley Sliced Jalapenos 16 oz	077153002243	2.85	3.00	0.1
Lance Crackers 6.1 oz	076410901190	1.25	1.50	0.2

Total Number Checked: 100	Total Number of Violations: 11	Accuracy: 89%	Result: Notice of Violation

REMARKS SECTION

Scanned with store scan gun

Person Interviewed: Jena Hammanss Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. EDKO VEGETATION MANAGEMENT

Case File No. OGC-26-304

EDKO VEGETATION MANAGEMENT
10810 N HARRISON ST.
SHAWNEE, OK 74804

Summary of Facts: In March of 2026, an investigation was performed by the Department in Shawnee, OK. Our inspector investigated a complaint reporting improper discharging of pesticides onto the ground. During this investigation, our inspector observed tank trailers parked on the north side of Respondent's property, leading further north to an area with no vegetation growth. One soil sample was collected in the area. Pesticide residues of aminopyralid, triclopyr, florpyrauxifen-benzyl and metsulfuron-methyl were detected in the sample.

Statute or Rule Violation: Respondent violated 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c) by improper discharge of pesticides, using a pesticide in a manner inconsistent with its label, and allowing runoff to contaminate the environment.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Dollars ($1,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/02/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-304**
EDKO VEGETATION MANAGEMENT 10810 N HARRISON ST. SHAWNEE, OK 74804	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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

Robert McGovern Operations Manager
Printed Name and Title:

Date: 10/02/26

FILED
MAY 29 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-304**
EDKO VEGETATION MANAGEMENT 10810 N HARRISON ST. SHAWNEE, OK 74804	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. 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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

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

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoe 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.e Based upon current information and belief, the following allegations of fact summarize thee alleged violations committed by Respondent.

18.e On March 3, 2026, an investigation was performed by the Consumer Protection Divisione of the Department at in Shawnee, OK.

19.e Our inspector investigated a complaint reporting improper discharging of pesticides ontoe the ground.

20.e Upon arrival, our inspector observed tank trailers parked on the north side of Respondent'se property, leading further north to an area with no vegetation growth.

21.e One soil sample was collected in the area.e

22.e Pesticide residues of aminopyralid, triclopyr, florpyrauxifen-benzyl and metsulfuron-methyl were detected in the sample.

23.e Improper discharge of pesticides, using a pesticide in a manner inconsistent with its label,e and allowing runoff to contaminate the environment are violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c).e

ALLEGED CONCLUSIONS OF LAW

24.e Based upon the application of the above law to the aforementioned facts, you are ine violation of 2 O.S. § 2-18.1(A), 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-24(c) which are listed below.

- 2 O.S. § 2-18.1(A): "A. It shall be unlawful and a violation of the Oklahomae Agricultural Code for any person to cause pollution of any air, land or waters of thee state by persons which are subject to the jurisdiction of the Oklahoma Departmente of Agriculture, Food, and Forestry pursuant to the Oklahoma Environmentale Quality Act."e
- 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or not theye hold a commercial or noncommercial license, to violate any part of thise subsection or rules promulgated by the State Board of Agriculture. Any license,e certificate, or identification issued may be suspended, canceled, revoked, ore refused issue or reissue by the Board after a notice and an opportunity to be hearde has been given to the holder of the license or certificate. The suspension,e 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 ine a manner inconsistent with its labeling unless prior written approval has beene obtained from the Board."e

- e O.A.C. 35:30-17-24(c): "(c) To protect public health and the environment, failuree to follow precautionary and recommended language included in the pesticidee product label may be considered a use inconsistent with the label."e

PRAYER FOR RELIEF

25.e The Department is seeking an administrative penalty in the amount of **One Thousand Dollars ($1,000.00)**.

ATTORNEY CONFERENCES

26.e If Respondent desires to meet with attorneys for the Department prior to the Prehearinge Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27.e Additionally, OGC attorneys will be available for consultation on a first-come, first-servede basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

28.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

29.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordancee 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

32.e Fine matrixes containing typical fines for most violations of statutes and rules enforced bye ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, maye apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

34.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

36.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede by the State Board of Agriculture.

37.e Proposed Final Administrative Orders shall be prepared and issued in accordance with thee 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 **One Thousand Dollars ($1,000.00)**.

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 29th day of May, 2026.

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 Jackson, 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 1st day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

EDKO VEGETATION MANAGEMENT
10810 N HARRISON ST.
SHAWNEE, OK 74804

Kiersten Wormus

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.	)	**Case Nos: OGC-26-304**
EDKO VEGETATION MANAGEMENT 10810 N HARRISON ST. SHAWNEE, OK 74804	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** for this action and has accordingly signed this Resolution by Stipulatione 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. EXPRESS PEST SERVICES

Case File No. OGC-26-914

EXPRESS PEST SERVICES
P.O. BOX 566
MEEKER, OK 74855

Summary of Facts: In May of 2026, a complaint investigation was performed by the Department in Wellston, OK. Respondent's company was hired to treat this home for termites. During this investigation, our inspector observed the brick veneer drill holes exceeded 16" in Respondent's spot treatment areas. Additionally, there was no evidence of trenching around the structure. A soil sample was taken from the outside vertical treatment area along the foundation wall to check for termiticide, and 0.568 ppm of Fipronil was detected in the sample. According to our investigation, the Respondent did not adequately perform trenching and treating along the outside of the home, and Respondent did not meet brick veneer drill hole spacing in several locations.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(2), O.A.C. 35:30-17-67(b)(2), and O.A.C. 35:30-17-68 by not completing an outside vertical treatment and veneer void drill hole spacing minimum standards.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Dollars ($1,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/08/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-914**
EXPRESS PEST SERVICES P.O. BOX 566 MEEKER, OK 74855	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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

PARTNER / COO
Printed Name and Title:

Date: 10-6-26

FILED
09/25/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-914**
EXPRESS PEST SERVICES P.O. BOX 566 MEEKER, OK 74855	)	
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On May 15, 2026, a complaint investigation was performed by the Consumer Protection Division of the Department at 940005 S. 3370 Rd. in Wellston, OK.

19. Respondent's company was hired to treat this home for termites.

20. According to Respondent's application records they applied Termidor HE as a perimeter treatment to the home starting on April 28th and ending on April 29, 2026.

21. During this investigation our inspector observed the brick veneer drill holes exceeded 16" in Respondent's spot treatment areas. Additionally, there was no evidence of trenching around the structure.

22. A soil sample was taken from the outside vertical treatment area along the foundation wall to check for termiticide, and 0.568 ppm of Fipronil was detected in the sample.

23. The termite treatment minimum standard of the Oklahoma Combined Pesticide Law and Rules requires a residue level of 12 ppm in the soil within 180 days of the treatment.

24. According to our investigation, the Respondent did not adequately perform trenching and treating along the outside of the home, and Respondent did not meet brick veneer drill hole spacing in several locations.

25. Not completing an outside vertical treatment and veneer void drill hole spacing minimum standards are violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(2), O.A.C. 35:30-17-67(b)(2), and O.A.C. 35:30-17-68.

ALLEGED CONCLUSIONS OF LAW

26. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(2), O.A.C. 35:30-17-67(b)(2), and O.A.C. 35:30-17-68 which are listed below.

- 2 O.S. § 3-86(A)(2): "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: (2) A person has negligently used methods or pesticides that are ineffective or improper for the purpose for which they have been employed."

- O.A.C. 35:30-17-67(b)(2): “(b) Masonry veneer voids shall be entered and treated. (2) Masonry veneer shall be treated by drilling at intervals no greater than sixteen inches (16") and applying termiticide into the void at the label rate.”
- O.A.C. 35:30-17-68: “The exterior soil along the foundation or veneer wall shall be trenched or trenched and rodded through the bottom of the trench. Treatment of the backfill of the trench is permitted. Rod holes shall not be spaced more than twelve inches (12") apart. The size of the trench shall be consistent with product label requirements. (1) Where the footing is exposed at ground level, trench or trench and rod through the bottom of the trench along the outside edge of the footing. (2) Where trenching or trenching and rodding is not possible due to presence of masonry walls, gutters, terraces, sidewalks, and other similar locations, holes shall be drilled at not more than twelve inch (12") intervals and the soil shall be treated adjacent to the structure.”

PRAYER FOR RELIEF

27. The Department is seeking an administrative penalty in the amount of **One Thousand Dollars ($1,000.00)**.

ATTORNEY CONFERENCES

28. 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.

29. 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.

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.

34. 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

35. 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

36. 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

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 **One Thousand Dollars ($1,000.00)**.

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 25th day of September, 2026.

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 Jackson, OBA #33641
Assistants General Counsel
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-5803

CERTIFICATE OF MAILING

This is to certify that on this 25th day of September, 2026, a true and correct copy of the forgoing instrument was emailed as follows:

EXPRESS PEST SERVICES
angie@expresspestservices.com

Kiersten Wormus

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.	)	**Case Nos: OGC-26-914**
EXPRESS PEST SERVICES P.O. BOX 566 MEEKER, OK 74855	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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. FAMILY DOLLAR

Case File No. OGC-25-1444

FAMILY DOLLAR
911 E BROADWAY
ENID, OKLAHOMA 73701

Summary of Facts: The Respondent failed to accurately price 95% of the sampled items, during a price verification. This is the 7th violation for this location.

Statute or Rule Violation: 2 O.S. § 14-38(B)(2); 2 O.S. § 14-38(J)

Proposed Administrative Penalty: The proposed penalty for this case was Three Thousand Five Hundred Dollars ($8,500.00)(17 violations at $500.00 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.	)	**Case No: OGC 25-1444**
FAMILY DOLLAR 911 E BROADWAY ENID, OK 73701	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Eight Thousand Five Hundred Dollars ($8,500.00)** 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:

Tiffany T. Crawford
Signature

Tiffany T. Crawford
Printed Name

Assistant General Counsel
Job Title

May 4, 2026
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.	)	**Case No: OGC 25-1444**
FAMILY DOLLAR 911 E BROADWAY ENID, OK 73701	)	
RESPONDENT.	)	

FILED
JAN 29 2026
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on April 9th, 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4.e The Prehearing Conference may be held by telephone; arrangements to do so should bee made at least one full week in advance of the Prehearing Conference.

5.e Upon request of either party, Prehearing Conferences shall be on the record.e

6.e A Prehearing Conference may result in a scheduling or other prehearing order ande subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7.e Please note that failure to appear at the Prehearing Conference may result in a defaulte judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8.e Respondent may choose to proceed to a full evidentiary hearing on the merits, at whiche 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.e **The hearing date will be determined at the Prehearing Conference.**

10.e The hearing will be conducted in accordance with the Oklahoma Administrativee Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11.e Respondent has the right to be represented by counsel in this matter.e

DEFAULT

12.e Any Respondent who fails to appear after receipt of notice may be determined to havee 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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

15.e Based upon current information and belief, at all relevant times hereto, Respondent has,e among other things, engaged in the business of selling consumer items under the business name of Family Dollar, located at 911 E Broadway, Enid, Oklahoma.

16.e Pursuant to 2 O. S. § 2-4(A)(3), ODAFF has authority to regulate persons who violate thee Oklahoma Agricultural Code by initiating and processing administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

17.e Under the provisions of 2 O.S. § 14-38(B)(2), it is unlawful for a store to charge a retaile 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.e Under the provisions of 2 O.S. § 14-38(J), failure to accurately price ninety-five percente (95%) of all consumer items sampled as part of an inspection shall be a failed inspection subject to penalty. A sixth or subsequent violation discovered within any twelve-month period will be assessed as a penalty of Five Hundred Dollars ($500.00) per consumer item which results in an overcharge or potential overcharge.

ALLEGATIONS OF FACT

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

20.e On or about October 12, 2023, a price verification inspection was performed by ane Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that ten (10) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

21.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a violation of 2 O.S. § 14-38(J). A letter of warning was sent.

22.e On or about January 3, 2024, a price verification inspection was performed by ane Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that thirteen (13) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

23.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a second violation of 2 O.S. § 14-38(J). A letter of warning was sent.

24.e On or about April 5, 2024, a price verification inspection was performed by an Oklahomae Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that fifteen (15) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

25.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a third violation of 2 O.S. § 14-38(J). A letter of warning was sent.

26.e On or about June 17, 2024, a price verification inspection was performed by an Oklahomae Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The

inspection revealed that eleven (11) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

27.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a fourth violation of 2 O.S. § 14-38(J). A letter of warning was sent.

28.e On or about August 23, 2024, a price verification inspection was performed by ane Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that six (6) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

29.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a fifth violation of 2 O.S. § 14-38(J). A letter of warning was sent.

30.e On or about January 8, 2025, a price verification inspection was performed by ane Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that seven (7) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

31.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a sixth violation of 2 O.S. § 14-38(J). A letter of warning was sent.

32.e On or about June 9, 2025, a price verification inspection was performed by an Oklahomae Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that six (6) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

33.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is a seventh violation of 2 O.S. § 14-38(J). A letter of warning was sent.

34.e On or about November 13, 2025, a price verification inspection was performed by ane Oklahoma Department of Agriculture, Food, and Forestry inspector at Family Dollar in Enid, Oklahoma. The inspection revealed that seventeen (17) of one hundred (100) products inspected were offered at a price which exceeded the publicly communicated price.

35.e Respondent's failure to accurately price ninety-five percent (95%) of all consumer itemse sampled as part of this inspection, is an eighth violation of 2 O.S. § 14-38(J). A letter of warning was sent.

ALLEGED CONCLUSIONS OF LAW

36.e Based upon the application of the above law to the aforementioned facts, Respondent'se 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)(6).

ATTORNEY CONFERENCES

37.e If Respondent desires to meet with OGC attorneys prior to the Prehearing Conference toe 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.e

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

39.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

40.e Enforcement proceedings may include but are not limited to:e

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.

41.e Pursuant to 2 O.S. § 2-18(A), after notice and opportunity for a hearing in accordance withe 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.

42.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

PRAYER FOR RELIEF

43.e The Department is not seeking to remove any license or registration. We are seeking ae monetary penalty as set out in Okla. Stat. Tit. 2 § 14-38(J)(6). In this case, we are seeking a Eight Thousand Five Hundred Dollar ($8,500.00) administrative penalty.

ENFORCEMENT OF JUDGMENTS

44.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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

45.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

46.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede by the State Board of Agriculture.

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

STIPULATION

48.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **Eight Thousand Five Hundred Dollars ($8,500.00) (17 violations at $500.00 per violation)**.

49.e If you wish to waive your right to hearing and stipulate to the above alleged findings ofe 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 6TH day of January, 2026.

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 29 day of Jan., 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

FAMILY DOLLAR CORPORATION
ATTN: LEGAL DEPARTMENT
500 VOLVO PARKWAY
CHESAPEAKE, VA 23320

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 25-1444**
FAMILY DOLLAR 911 E BROADWAY ENID, OK 73701	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Eight Thousand Five Hundred Dollars ($8,500.00)** 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

CONSUMER PROTECTION SERVICES DIVISION

Date: November 18, 2025

Program: Weights and Measures Program

Program Administrator: Gary Smith

Phone Number: 405-522-5968a

E-mail Address: gary.smith@ag.ok.gov

Company: Family Dollar

Address: 911 E Broadway Ave

City / State: Enid, OK 73072

Phone Number: 580-242-4244a

Contact Person:

Applicable Statute and Violation

2.O.S. § 14-38:a
Inspection Date 10/12/2023, 90% accurate, 10 overcharges, Letter of Warninga
Inspection Date 1/3/2024, 87% accurate, 13 overcharges, Referred to OGC 24-GLS-008a
Inspection Date 4/5/2024, 85% accurate, 15 overcharges, Referred to OGC 24-GLS-015a
Inspection Date 6/17/2024, 89% accurate, 11 overcharges, Referred to OGC 25-GLS-002a
Inspection Date 8/23/2024, 94% accurate, 6 overcharges, Referred to OGC 25-GLS-003a
Inspection Date 1/8/2025, 93% accurate, 7 overcharges, Referred to OGC 25-GLS-005, see belowa

Applicable Rule and Violation:

Inspection Date 6/9/2025, 94% accurate, 6 overcharges, Referred to OGC 25-GLS-016
Inspection Date 11/13/2025, 83% accurate, 17 overcharges, Referred to OGC 26-GLS-009

Comments / Remarks:

7th Referral: see also 24-GLS-008, 24-GLS-015, 25-GLS-002, 25-GLS-003, 25-GLS-005, 25-GLS-016

Tracking Number: 26-GLS-009a

OKLAHOMA
Dept. of Agriculture,0
Food and Forestry

Price Verification Report

Consumer Protection Services
OK Department of Agriculture, Food & Forestry
2800 N. Lincoln Blvd. Oklahoma City, OK 73105

GENERAL INFORMATION					
Inspection Site	Family Dollar				
Inspection Number	JCB-111325-4				
Inspector's Name	Joseph C Baker	Manager: Katherine Otto			
Date:	11/13/2025	AGN:			
Site Address	911 E Broadway Ave. Enid0		OK	73701	CountyGarfield
Phone Number	(0	☐ Initial ☒ Follow Up	Previous Inspection number:	JCB-060925-1	
Type of Store: Mass Merchandiser		Item Status: Non Sale			

PRICE VERIFICATION INFORMATION

PRODUCT	UPC CODE	PRICE	CHARGED	ERROR
Hanes Mens Astd Boxer Briefs 2x 2pk	043935482756	9.50	11.00	1.50
Lysol Bathroom Cleaner w/ trigger 32fl oz	019200026994	4.80	5.00	0.20
Lysol All Purpose Cleaner Lemon 32fl oz	019200753524	4.60	4.75	0.15
Value Regular Bleach 64fl oz	032251542831	1.50	2.00	0.50
Inc Clipclicks retractable ball point pens 8ct	724328902043	1.50	2.00	0.50
Mattel Hot Wheels Die Cast Car	194735256884	1.25	1.35	0.10
Family Wellness Waterproof Adhesive Bandage Set	032251914836	2.40	3.00	0.60
Ariel Laundry Powder Bag 0.5kg	037000945970	1.75	2.00	0.25
Hot Shot Flying Insect Killer 3015oz	071121963109	4.50	5.00	0.50
Handy Line Locking Tape Measure 25ft	032251665691	7.00	10.00	3.00
Pantene Pro-V Curl Perfection Conditioner 25.1fl oz	080878196777	9.00	10.00	1.00
Good Cook Family Pan 13.5 Inches	076753201889	15.00	18.00	3.00
Oreo Cookies 13.9oz	044000660114	3.95	4.25	0.30
Oreo Family Size Golden 18.12oz	044000060275	4.95	5.25	0.30
Chestnut Hill Parmesan Grated Cheese 8oz	032251121548	3.65	3.75	0.10
Hormel Beef Tamales 15oz	037600216296	2.50	3.00	0.50
Betty Crocker Super Moist Cake Mix Strawberry	016000207776	2.00	2.25	0.250

Total Number Checked: 1000	Total Number of Violations: 17	Accuracy: 83%0	Result: Notice of Violation

REMARKS SECTION

This Inspection is a follow up to Inspection no. JCB-060925-1 which failed with 94% accuracy. I checked a total of 100 items for pricing accuracy and observed 17 violations. This is not an approved inspection and has 83% pricing accuracy. I explained to Ms. Katherine Otto (store manager) that a 95% or higher is required on pricing accuracy in order for the inspection to be approved. I let Ms. Otto know that I will return in 2 months to perform a follow up inspection.

Person Interviewed: Kath Otto Inspector: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. JASON BORDERS

Case File No. OGC-26-798

JASON BORDERS
409 BRIAN DR.
SULPHUR, OK 73086

Summary of Facts: In April of 2026, a complaint investigation was performed by the Department in Allen, OK. The Oklahoma Department of Environmental Quality (DEQ) referred a case of pesticide misuse to our office that occurred at Pick of the Day Farms in Allen, OK. During this inspection, our inspectors spoke with Respondent about applications to a bermudagrass field at this farm that he manages. Respondent informed our inspectors that the field is cut for hay and that he only applied 2,4-D, Glyphosate and Simazine to the field. Tenkoz Atrazine 4L is a restricted use pesticide that is not labeled to be applied to range, pastures, or bermudagrass hayfields. Direx 4L is also not labeled to be applied to those sites. According to our investigation Respondent misapplied Atrazine to the hayfield. Additionally, pesticide containers cannot be burned. They must be triple rinsed, punctured, and either disposed of in a waste facility or sanitary landfill, recycled, or returned to the manufacturer.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-93(3)(B) by applying a pesticide in a manner inconsistent with the product label and improper disposal of pesticide containers.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Dollars ($1,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED

SEP 28 2026

STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-798**
JASON BORDERS 409 BRIAN DR. SULPHUR, OK 73086	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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:

Jason Borders
Signature

Jason S Borders Owner
Printed Name and Title:

Date: 9-24-26

FILED
08/18/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-798**
JASON BORDERS 409 BRIAN DR. SULPHUR, OK 73086	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 12th day of November 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. 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 April 15, 2026, a complaint investigation was performed by the Consumer Protection Division of the Department at in Allen, OK.

19. The Oklahoma Department of Environmental Quality (DEQ) referred a case of pesticide misuse to our office that occurred at Pick of the Day Farms in Allen, OK. This referral stated that Atrazine is being illegally applied to a bermudagrass field at the farm. Images taken by DEQ show empty pesticide boxes and containers stacked in burn barrels at the farm. Some of these boxes and containers were Tenkoz Atrazine 4L and Direx 4L.

20. Our inspectors spoke with Respondent about applications to a bermudagrass field at this farm that he manages. Respondent informed our inspectors that the field is cut for hay and that he only applied 2,4-D, Glyphosate and Simazine to the field.

21. ODAFF records show that Respondent is currently certified as a private applicator.

22. Tenkoz Atrazine 4L is a restricted use pesticide that is not labeled to be applied to range, pastures, or bermudagrass hayfields. Direx 4L is also not labeled to be applied to those sites.

23. A soil and vegetation sample were taken from the hayfield and Atrazine was detected in both samples.

24. According to our investigation Respondent misapplied Atrazine to the hayfield.

25. Additionally, pesticide containers cannot be burned. They must be triple rinsed, punctured, and either disposed of in a waste facility or sanitary landfill, recycled, or returned to the manufacturer.

26. Applying a pesticide in a manner inconsistent with the product label, and improper disposal of pesticide containers are violations of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4) and O.A.C. 35:30-17-93(3)(B).

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. § 3-86(A)(4) and O.A.C. 35:30-17-93(3)(B) 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. 35:30-17-93(3)(B): "The following procedure governs the handling of pesticide containers except bulk pesticide containers: (3) Metal, glass, and plastic containers: (B) Upon completion of the triple-rinsing or pressure rinsing procedures, containers shall be disposed of as follows: (i) Disposal in any permitted solid waste facility or sanitary landfill so long as all metal and plastic containers are pierced in each end; (ii) Return, if possible, to the pesticide sales agent or the pesticide manufacturer pursuant to prior agreement; or (iii) Resale to a third party for recycling or reconditioning."

PRAYER FOR RELIEF

28. The Department is seeking an administrative penalty in the amount of **One Thousand Dollars ($1,000.00)**.

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.

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

35. 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

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 **One Thousand Dollars ($1,000.00)**.

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 18th day of August, 2026.

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 Jackson, 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 19th day of August, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

JASON BORDERS
409 BRIAN DR.
SULPHUR, OK 73086

Kiersten Wormus
_____
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.	)	**Case Nos: OGC-26-798**
JASON BORDERS 409 BRIAN DR. SULPHUR, OK 73086	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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. LUCKYGLEAN BIOTECH LLC

Case File No. OGC-26-501

LUCKYGLEAN BIOTECH LLC
368117 OLD HIGHWAY 62
BOLEY, OK 74839

Summary of Facts: In July of 2026, a pesticide use investigation was performed by the Department in Boley, OK. During this investigation multiple bags and bottles of unregistered pesticide products with foreign-language labeling were discovered. Burn pots were also observed, indicating the burning or misuse of these illegal pesticide materials. The manufacture, sale, distribution, or use of unregistered or improperly labeled pesticides is a violation of state and federal law.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a) by applying illegal pesticides.

Proposed Administrative Penalty: The proposed penalty for this case was Ten Thousand Dollars ($10,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED

SEP 21 2026

STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-501**
LUCKYGLEAN BIOTECH LLC 368117 OLD HIGHWAY 62 BOLEY, OK 74839	)	
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

Zuobin Lin

Printed Name and Title:

Date: 09/21/2026

FILED
07/24/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-501**
LUCKYGLEAN BIOTECH LLC 368117 OLD HIGHWAY 62 BOLEY, OK 74839	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 8th day of October 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On July 14, 2026, a pesticide use investigation was performed by the Department at Respondent’s marijuana grow operation in Boley, OK.

19. During this investigation multiple bags and bottles of unregistered pesticide products with foreign-language labeling were discovered. Burn pots were also observed, indicating the burning or misuse of these illegal pesticide materials.

20. The manufacture, sale, distribution, or use of unregistered or improperly labeled pesticides is a violation of state and federal law.

21. Only pesticide products registered with the Environmental Protection Agency (EPA) and the Oklahoma Department of Agriculture, Food and Forestry (ODAFF) may be legally manufactured, offered for sale, distributed, or applied within the State of Oklahoma.

22. Applying illegal pesticides is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a).

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. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a) which are listed below.

- 2 O.S. § 3-85(E)(1)(a): "E. 1. Any pesticide or device distributed, sold, or offered for sale within this state or delivered for transportation or transported in intrastate or interstate commerce may be seized by the Oklahoma Department of Agriculture, Food, and Forestry in any county of the state where it may be found and if: a. in the case of a pesticide, it is adulterated or misbranded, it has not been registered, it fails to bear on its label the required information, or it is a white powder pesticide and it is not colored as required."
- 2 O.S. § 3-86(A)(6): "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: (6) Any violation of state law or rules or standards prescribed by the Board."

- O.A.C. 35:30-17-24(a): "Only chemicals which are properly labeled as pesticide products and registered with the Department shall be approved for use as provided for in 2 O.S., Section 3-85."

PRAYER FOR RELIEF

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

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

29. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued

pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars ($100.00) and not more than Ten Thousand Dollars ($10,000.00) for each violation.

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

31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

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

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

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

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

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

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Ten Thousand Dollars ($10,000.00)**.

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

DATED THIS 24th day of July, 2026.

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 Jackson, 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 24th day of July, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

LUCKYGLEAN BIOTECH LLC
368117 OLD HIGHWAY 62
BOLEY, OK 74839

Kiersten Wormus
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.	)	**Case Nos: OGC-26-501**
LUCKYGLEAN BIOTECH LLC 368117 OLD HIGHWAY 62 BOLEY, OK 74839	)	
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:_____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. NATURE'S TRUTH INC.

Case File No. OGC-26-411

NATURE'S TRUTH INC.
1600 WALNUT COVE RD.
EDMOND, OK 73013

Summary of Facts: In February of 2026, a complaint investigation was performed by the Department in Edmond, OK. During this inspection, the complainant showed our inspector video of the application where her dog was running along her side of the chain link fence line as Respondent's applicator made a pass along the back fence line with a z-sprayer. Respondent's customer's dog was also in the back yard while the application was being performed. The complainant showed our inspector pictures of her dog, and the bottom half of the dog's body was covered in green dye. The complainant also stated that her dog was licking its fur. Our inspector also observed green dye on the complainant's side of the fence on the day of this investigation. Respondents' application records show that Prodiamine 4L and Ranger Pro were the products being applied. The product labels both state: "Only protected handlers may be in the area during application." The Ranger Pro label states that the product may be hazardous to domestic animals if ingested. Vegetative samples were taken from both properties and 2,4-D, Mecoprop, Prodiamine and Glyphosate were detected. According to our investigation, Respondent's application resulted in drift and domestic animals being exposed.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-86(A)(4) by applying a pesticide in a manner inconsistent with the product label.

Proposed Administrative Penalty: The proposed penalty for this case was One Thousand Dollars ($1,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/07/2026
STATE BOARD OF AGRICULUTRE

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

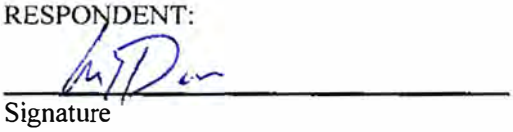
THE OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY, BY AND THROUGH THE OFFICE OF GENERAL COUNSEL	)	
COMPLAINANT,	)	
v.	)	**Case Nos: OGC-26-411**
NATURE'S TRUTH INC. 1600 WALNUT COVE RD. EDMOND, OK 73013	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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

Alex Davies Owner

Printed Name and Title:

Date: 10/6/26

FILED
08/14/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-411**
NATURE'S TRUTH INC. 1600 WALNUT COVE RD. EDMOND, OK 73013	)	
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. The Respondent is hereby notified that a Prehearing Conference[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 8th day of October 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. 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 February 11, 2026, a complaint investigation was performed by the Consumer Protection Division of the Department at 4304 Michael Rd. Edmond, OK.

19. The complainant showed our inspector video of the application where her dog was running along her side of the chain link fence line as Respondent’s applicator made a pass along the back fence line with a z-sprayer. Respondent’s customer’s dog was also in the back yard while the application was being performed. The complainant showed our inspector pictures of her dog, and the bottom half of the dog’s body was covered in green dye. The complainant also stated that her dog was licking its fur. Our inspector also observed green dye on the complainant’s side of the fence on the day of this investigation.

20. Respondents' application records show that Prodiamine 4L and Ranger Pro were the products being applied. The product labels both state: "Only protected handlers may be in the area during application." The Ranger Pro label states that the product may be hazardous to domestic animals if ingested.

21. Vegetative samples were taken from both properties and 2,4-D, Mecoprop, Prodiamine and Glyphosate were detected.

22. According to our investigation, Respondent's application resulted in drift and domestic animals being exposed.

23. Additionally, Respondent's company license was suspended on March 5, 2026, due to expired insurance.

24. Applying pesticides in a manner inconsistent with the product label is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-86(A)(4).

ALLEGED CONCLUSIONS OF LAW

25. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-86(A)(4) which is listed below.

- 2 O.S. § 3-86(A)(4): "A. It shall be unlawful for any person, whether or not they hold a commercial or noncommercial license, to violate any part of this subsection or rules promulgated by the State Board of Agriculture. Any license, certificate, or identification issued may be suspended, canceled, revoked, or refused issue or reissue by the Board after a notice and an opportunity to be heard has been given to the holder of the license or certificate. The suspension, cancellation, revocation, or refusal to issue or reissue any license, certificate, or identification may be made if the Board finds: (4) A person has used a pesticide in

a manner inconsistent with its labeling unless prior written approval has been obtained from the Board."

PRAYER FOR RELIEF

26. The Department is seeking an administrative penalty in the amount of **One Thousand Dollars ($1,000.00)**.

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 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

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.

33. 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

34. 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

35. 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

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

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

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

STIPULATION

39. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **One Thousand Dollars ($1,000.00)**.

40. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may 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 14th day of August, 2026.

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 Jackson, 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 14th day of August, 2026, a true and correct copy of the forgoing instrument was mailed as follows:

NATURE'S TRUTH INC.
1600 WALNUT COVE RD.
EDMOND, OK 73013

Kiersten Wormus

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.	)	**Case Nos: OGC-26-411**
NATURE'S TRUTH INC. 1600 WALNUT COVE RD. EDMOND, OK 73013	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **One Thousand Dollars ($1,000.00)** 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. PENDLEY'S PEST PATROL

Case File No. OGC-26-492

PENDLEY'S PEST PATROL
411881 E. 1194 RD.
EUFAULA, OK 74432

Summary of Facts: In March of 2026, a complaint investigation was performed by the Department at the Eufaula Public Schools. At the time of this investigation Respondent's company license had been expired since December 31, 2024. Our inspector spoke with administrators at the Eufaula Public Schools and was informed that Respondent's company provides the pest control services for the school. Our inspector then met with Respondent and issued a stop work order to the company. The Department records show that Respondent renewed its license on March 10, 2026.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-82(A) and 2 O.S. § 3-86(A)(15) by making commercial pesticide applications without a license.

Proposed Administrative Penalty: The proposed penalty for this case was Seven Hundred Fifty Dollars ($750.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
SEP 15 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-492**
PENDLEY'S PEST PATROL **411881 E. 1194 RD.** **EUFAULA, OK 74432**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Seven Hundred Fifty Dollars ($750.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

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

RESPONDENT:

Signature

Chris Pendley / Owner

Printed Name and Title:

Date: 9-11-26

FILED
07/24/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-492**
PENDLEY'S PEST PATROL 411881 E. 1194 RD. EUFAULA, OK 74432	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 8th day of October 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

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

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On March 3, 2026, a complaint investigation was performed by the Consumer Protection Division of the Department at the Eufaula Public Schools.

19. At the time of this investigation Respondent’s company license had been expired since December 31, 2024.

20. Our inspector spoke with administrators at the Eufaula Public Schools and was informed that Respondent’s company provides the pest control services for the school.

21. Our inspector then met with Respondent and issued a stop work order to the company.

22. ODAFF records show that Respondent renewed its license on March 10, 2026.

23. Making commercial pesticide applications 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

24. 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

25. The Department is seeking an administrative penalty in the amount of **Seven Hundred Fifty Dollars ($750.00)**.

ATTORNEY CONFERENCES

26. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

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

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

32. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

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

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

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

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

STIPULATION

38. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Seven Hundred Fifty Dollars ($750.00)**.

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

DATED THIS 24th day of July, 2026.

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 Jackson, 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 24th day of July, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

PENDLEY'S PEST PATROL
411881 E. 1194 RD.
EUFAULA, OK 74432

Kiersten Wormus
_____
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.	)	**Case Nos: OGC-26-492**
PENDLEY'S PEST PATROL 411881 E. 1194 RD. EUFAULA, OK 74432	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Seven Hundred Fifty Dollars ($750.00)** for this action and has accordingly signed this Resolution by Stipulation and returned same along with a check or money order in full payment of the proposed penalty or fine to: Office of General Counsel, Oklahoma Department of Agriculture, Food, and Forestry, 2800 N. Lincoln Blvd., Oklahoma City, OK 73105-4298.

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

RESPONDENT:

_____
Signature

_____
Printed Name and Title:

Date: _____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. SPLENDED GARDEN LLC

Case File No. OGC-26-500

SPLENDED GARDEN LLC
114075 N. 3935 RD.
WELEETKA, OK 74880

Summary of Facts: In June of 2026, a pesticide use investigation was performed by the Department in Weleetka, OK. During this investigation multiple bags and bottles of unregistered pesticide products with foreign-language labeling were discovered. Burn pots were also observed, indicating the burning or misuse of these illegal pesticide materials. The manufacture, sale, distribution, or use of unregistered or improperly labeled pesticides is a violation of state and federal law.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a) by applying illegal pesticides.

Proposed Administrative Penalty: The proposed penalty for this case was Ten Thousand Dollars ($10,000.00). Respondent stipulated and paid.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
10/05/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-500**
SPLENDED GARDEN LLC **114075 N. 3935 RD.** **WELEETKA, OK 74880**	)	
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:

Yimei Wang
Signature

Yimei Wang, Owner
Printed Name and Title:

Date: 10/5/2026

FILED
07/24/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-500**
SPLENDED GARDEN LLC 114075 N. 3935 RD. WELEETKA, OK 74880	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 8th day of October 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On June 16, 2026, a pesticide use investigation was performed by the Department at Respondent's marijuana grow operation in Weleetka, OK.

19. During this investigation multiple bags and bottles of unregistered pesticide products with foreign-language labeling were discovered. Burn pots were also observed, indicating the burning or misuse of these illegal pesticide materials.

20. The manufacture, sale, distribution, or use of unregistered or improperly labeled pesticides is a violation of state and federal law.

21. Only pesticide products registered with the Environmental Protection Agency (EPA) and the Oklahoma Department of Agriculture, Food and Forestry (ODAFF) may be legally manufactured, offered for sale, distributed, or applied within the State of Oklahoma.

22. Applying illegal pesticides is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a).

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. § 3-85(E)(1)(a), 2 O.S. § 3-86(A)(6) and O.A.C. 35:30-17-24(a) which are listed below.

- 2 O.S. § 3-85(E)(1)(a): "E. 1. Any pesticide or device distributed, sold, or offered for sale within this state or delivered for transportation or transported in intrastate or interstate commerce may be seized by the Oklahoma Department of Agriculture, Food, and Forestry in any county of the state where it may be found and if: a. in the case of a pesticide, it is adulterated or misbranded, it has not been registered, it fails to bear on its label the required information, or it is a white powder pesticide and it is not colored as required."
- 2 O.S. § 3-86(A)(6): "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: (6) Any violation of state law or rules or standards prescribed by the Board."

- O.A.C. 35:30-17-24(a): "Only chemicals which are properly labeled as pesticide products and registered with the Department shall be approved for use as provided for in 2 O.S., Section 3-85."

PRAYER FOR RELIEF

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

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

29. Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordance with the Administrative Procedures Act, if the State Board of Agriculture finds any person in violation of the Oklahoma Agricultural Code or any rule promulgated or order issued

pursuant thereto, unless otherwise specifically provided by statute or rule, the Board shall have the authority to assess an administrative penalty of not less than One Hundred Dollars ($100.00) and not more than Ten Thousand Dollars ($10,000.00) for each violation.

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

31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

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

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

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

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

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

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Ten Thousand Dollars ($10,000.00)**.

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

DATED THIS 24th day of July, 2026.

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 Jackson, 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 24th day of July, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

SPLENDED GARDEN LLC
114075 N. 3935 RD.
WELEETKA, OK 74880

Kiersten Wormus

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.	)	**Case Nos: OGC-26-500**
SPLENDED GARDEN LLC 114075 N. 3935 RD. WELEETKA, OK 74880	)	
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:_____

OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY

v. TURFWORKS LAWN CARE

Case File No. OGC-26-313

TURFWORKS LAWN CARE
1309 SE 38TH ST.
OKLAHOMA CITY, OK 73129

Summary of Facts: In February of 2026, a pesticide applicator and use inspection was performed by the Department at Respondent's business in Oklahoma City, OK. During this inspection our inspector observed that Respondent's company truck did not have the company license number displayed on each side. The Department requires that all vehicles used by a commercial applicator while conducting business display the company's name and license number on both sides of the vehicle in 2 inch or larger letters.

Statute or Rule Violation: Respondent violated O.A.C. 35:30-17-15 by improper identification of an application vehicle.

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

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
08/28/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-313**
TURFWORKS LAWN CARE 1309 SE 38TH ST. OKLAHOMA CITY, OK 73129	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Hundred Fifty Dollars ($250.00)** 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:

Matthew Jorgensen

Signature

Matthew Jorgensen

Printed Name and Title:

Date: 08/28/2026

FILED
08/11/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-313**
TURFWORKS LAWN CARE 1309 SE 38TH ST. OKLAHOMA CITY, OK 73129	)	
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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. On February 23, 2026, a pesticide applicator and use inspection was performed by the Consumer Protection Division of the Department at Respondent's business in Oklahoma City, OK.

19. During this inspection our inspector observed that Respondent's company truck did not have the company license number displayed on each side.

20. The Department requires that all vehicles used by a commercial applicator while conducting business display the company's name and license number on both sides of the vehicle in 2 inch or larger letters.

21. Improper identification of an application vehicle is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically O.A.C. 35:30-17-15.

ALLEGED CONCLUSIONS OF LAW

22. Based upon the application of the above law to the aforementioned facts, you are in violation of O.A.C. 35:30-17-15 which is listed below.

- O.A.C. 35:30-17-15: "All vehicles, including nurse tanks and self-propelled ground applicators, used by a commercial applicator during the conduct of business shall be identified by displaying the name and license number of the licensee. The display shall be on both sides of the vehicle in letters not less than two (2) inches in height."

PRAYER FOR RELIEF

23. The Department is seeking an administrative penalty in the amount of **Two Hundred Fifty Dollars ($250.00)**.

ATTORNEY CONFERENCES

24. 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.

25. 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.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

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

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

30. 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

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 **Two Hundred Fifty Dollars ($250.00)**.

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 11th day of August, 2026.

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 Jackson, 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 11th day of August, 2026, a true and correct copy of the forgoing instrument was emailed as follows:

TURFWORKS LAWN CARE
Matt@TurfWorksOK.com

_____
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.	)	**Case Nos: OGC-26-313**
TURFWORKS LAWN CARE 1309 SE 38TH ST. OKLAHOMA CITY, OK 73129	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Hundred Fifty Dollars ($250.00)** 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. BRANDON'S LAWN CARE AND LANDSCAPING

Case File No. OGC-26-300

BRANDON'S LAWN CARE AND LANDSCAPING
P.O. BOX 26
MEEKER, OK 74855

Summary of Facts: In February of 2026, a pesticide use inspection was performed by the Department in Shawnee, OK. Our inspector observed Respondent's employee making a lawn application. Mr. Flores did not have any applicator certification, and informed our inspector that Strike 3, Glyphosate, and Prodiamine were being applied. Respondent's company license expired on December 31, 2019.

Statute or Rule Violation: The Respondents violated 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) by applying pesticides commercially without license and certification.

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Five Hundred Dollars ($2,500.00).

Deviations: The Respondents and the Department entered a settlement for One Thousand Dollars and Zero Cents ($1000.00). The remaining penalty of One Thousand Five Hundred Dollars and Zero Cents ($1500.00) is subject to a one (1) year deferment. If the Respondent has no additional infractions during the one (1) year deferment, the remaining penalty will be waived, and the matter will be closed. Respondent has renewed applicator license and is in the process of renewing his business license.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
08/26/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-300**
BRANDON'S LAWN CARE AND LANDSCAPING P.O. BOX 26 MEEKER, OK 74855	)	
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 Brandon's Lawn Care and Landscaping (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 29th day of May 2026, the Department issued a Notice of Violation in Case No. OGC-26-300, ("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 of this matter, the Respondent shall pay to the Department an administrative penalty of One Thousand Dollars and Zero Cents ($1000.00). The case is to be settled upon the following terms:
    a. This matter will be subject to a one (1) year deferred prosecution agreement.
    b. As part of said agreement, the Respondent agrees that within one (1) year there will be no violations of the Oklahoma Combined Pesticide statutes or rules committed by Respondent.

c. If the Respondent does not meet the requirements of the deferment, the ODAFF Board will issue an Order, upon filing of a new Notice of Violation, for the remaining penalty of One Thousand Five Hundred Dollars and Zero Cents ($1500.00). Payment of the remaining penalty for this matter will be due thirty (30) days after the Order is issued.
d. The one (1) year period begins upon approval of the ODAFF Board.
e. Upon the completion of one year without a violation this matter will be considered settled and closed.

5. Upon the execution of this agreement by both parties, payment shall be made within thirty (30) 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:
Brandon Elliott
Brandon's Lawn Care and Landscaping
P.O. Box 26
Meeker, OK 74855

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 thee Department is free to make a counterproposal for the Board's consideration, or the Partiese may choose to go through a formal administrative hearing on the above charges, and thee 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 deemede 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 Servicese
2800 N. Lincoln Blvd.
Oklahoma City, OK 73105-4298
Telephone: (405) 522-0625

Date: 8/22/2024

- and by –

RESPONDENT

Brandon Elliott
Brandon's Lawn Care and Landscaping
P.O. Box 26
Meeker, OK 74855
Date: AUGUST 18 2026

FILED
MAY 29 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-300**
BRANDON'S LAWN CARE AND LANDSCAPING P.O. BOX 26 MEEKER, OK 74855	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** 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.

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

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

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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Based upon current information and belief, at all relevant times hereto, Respondent has,e among other things, engaged in the application of pesticide.

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoe 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 February 12, 2026, a pesticide use inspection was performed by the Consumer Protection Division of the Department at the Family Dental in Shawnee, OK.

19.e Our inspector observed Respondent's employee, Sam Flores making a lawn application.e

20.e Mr. Flores did not have any applicator certification, and informed our inspector that Strikee 3, Glyphosate, and Prodiamine were being applied.

21. Respondent's company license expired on December 31, 2019.

22.a Applying pesticides commercially without license and certification is a violation of thea Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16).

ALLEGED CONCLUSIONS OF LAW

23.a Based upon the application of the above law to the aforementioned facts, you are ina violation of 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) which are listed below.

- a 2 O.S. § 3-82(A): "A. It shall be unlawful for any person to act, operate, or doa business or advertise as a commercial, noncommercial, certified applicator,a temporary certified applicator, service technician, or private applicator unless thea person has obtained a valid applicator's license issued by the State Board ofa Agriculture for the category of pesticide application in which the person isa engaged, unless the person is applying to his or her own property."a
- a 2 O.S. § 3-86(A)(15): "A. It shall be unlawful for any person, whether or not theya hold a commercial or noncommercial license, to violate any part of thisa subsection or rules promulgated by the State Board of Agriculture. Any license,a certificate, or identification issued may be suspended, canceled, revoked, ora refused issue or reissue by the Board after a notice and an opportunity to be hearda has been given to the holder of the license or certificate. The suspension,a cancellation, revocation, or refusal to issue or reissue any license, certificate, ora identification may be made if the Board finds: (15) Any person to act, operate, doa business, or advertise as an applicator unless the person has obtained a valida license issued by the Board for the category in which the person is engaged."a

- 2 O.S. § 3-86(A)(16): "A. It shall be unlawful for any person, whether or not theyo hold a commercial or noncommercial license, to violate any part of thiso subsection or rules promulgated by the State Board of Agriculture. Any license,o certificate, or identification issued may be suspended, canceled, revoked, oro refused issue or reissue by the Board after a notice and an opportunity to be heardo has been given to the holder of the license or certificate. The suspension,o cancellation, revocation, or refusal to issue or reissue any license, certificate, oro identification may be made if the Board finds: (16) Any persons to be employedo or represent themselves as certified applicators or service technicians unless theyo have met the certification standards prescribed by the Board and obtained valido certificates or identifications issued by the Board for the categories for which theo persons are to be employed or supervise."o

PRAYER FOR RELIEF

24.o The Department is seeking an administrative penalty in the amount of **Two Thousand Five Hundred Dollars ($2,500.00)**.

ATTORNEY CONFERENCES

25.o If Respondent desires to meet with attorneys for the Department prior to the Prehearingo Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26.o Additionally, OGC attorneys will be available for consultation on a first-come, first-servedo basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

27.o Arrangements to discuss the matter before the Prehearing Conference are encouraged.o

ENFORCEMENT PROCEEDINGS

28.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordancee 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

31.e Fine matrixes containing typical fines for most violations of statutes and rules enforced bye ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, maye apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

35.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede by the State Board of Agriculture.

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

STIPULATION

37.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **Two Thousand Five Hundred Dollars ($2,500.00)**.

38.e If you wish to waive your right to hearing and stipulate to the above alleged findings ofe 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 th day of May, 2026.

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 Jackson, 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 1st day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

BRANDON'S LAWN CARE AND LANDSCAPING
P.O. BOX 26
MEEKER, OK 74855

Kiersten Wormus
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.	)	**Case Nos: OGC-26-300**
BRANDON'S LAWN CARE AND LANDSCAPING P.O. BOX 26 MEEKER, OK 74855	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Five Hundred Dollars ($2,500.00)** 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. JAYS LAWN B GREEN AND PEST CONTROL LLC

Case File No. OGC-26-389

JAYS LAWN B GREEN AND PEST CONTROL LLC
P.O. BOX 507
OKEMAH, OK 74859

Summary of Facts: In March of 2026, a complaint investigation was performed by the Department in Bearden, OK. During this investigation, our inspector confirmed all three applications with Respondent and the complainant. Our inspector documented Respondent's service report from the applications that occurred on February 28, 2026. A vegetative sample was taken from one of the lawns and 2,4-D and Glyphosate were detected. Respondent's company license expired on September 30, 2024.

Statute or Rule Violation: The Respondents violated 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) by commercially applying pesticides without a license and certification.

Proposed Administrative Penalty: The proposed penalty for this case was Three Thousand Dollars ($3,000.00).

Deviations: The Respondents and the Department entered a settlement for One Thousand Dollars and Zero Cents ($1000.00). The remaining penalty of One Thousand Five Hundred Dollars and Zero Cents ($2000.00) is subject to a one (1) year deferment. If the Respondent has no additional infractions during the one (1) year deferment, the remaining penalty will be waived, and the matter will be closed. Respondent is working on renewing all of his certifications and licenses.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
08/26/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-389**
JAYS LAWN B GREEN AND PEST CONTROL LLC P.O. BOX 507 OKEMAH, OK 74859	)	
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 Jays Lawn B Green and Pest Control LLC (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 25th day of June 2026, the Department issued a Notice of Violation in Case No. OGC-26-389, ("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 of this matter, the Respondent shall pay to the Department an administrative penalty of One Thousand Dollars and Zero Cents ($1000.00). The case is to be settled upon the following terms:
    a. This matter will be subject to a one (1) year deferred prosecution agreement.
    b. As part of said agreement, the Respondent agrees that within one (1) year there will be no violations of the Oklahoma Combined Pesticide statutes or rules committed by Respondent.

c. If the Respondent does not meet the requirements of the deferment, the Board of Agriculture will issue an Order, upon filing of a new Notice of Violation, for the remaining penalty of Two Thousand Dollars and Zero Cents ($2000.00). Payment of the remaining penalty for this matter will be due thirty (30) days after the Order is issued.
d. The one-year period begins upon approval of the Board of Agriculture.
e. Upon the completion of a year without a violation this matter will be considered settled and closed.

5. Upon the execution of this agreement by both parties, payment shall be made within thirty (30) 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:
Jay Ashley
Jays Lawn B Green and Pest Control LLC
P.O. Box 507
Okemah, OK 74859

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: 8/25/2026

- and by -

RESPONDENT

Jay Ashley
Jays Lawn B Green and Pest Control LLC
P.O. Box 507
Okemah, OK 74859
Date: 8-14-2026

FILED
JUN 25 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-389**
JAYS LAWN B GREEN AND PEST CONTROL LLC P.O. BOX 507 OKEMAH, OK 74859	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 10th day of September 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

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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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

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

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoe 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.e Based upon current information and belief, the following allegations of fact summarizee the alleged violations committed by Respondent.

18.e On March 3, 2026, a complaint investigation was performed by the Consumer Protectione Division of the Department on three properties in Bearden, OK.

19.e During this investigation, our inspector confirmed all three applications with Respondente and the complainant.

20.e Our inspector documented Respondent's service report from the applications thate occurred on February 28, 2026.

21.e A vegetative sample was taken from one of the lawns and 2,4-D and Glyphosate weree detected.

22.e Respondent's company license expired on September 30, 2024.e

23.a Commercially applying pesticides without a license and certification is a violation of thea Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), 2 O.S. § 3-86(A)(16).

ALLEGED CONCLUSIONS OF LAW

24.a Based upon the application of the above law to the aforementioned facts, you are ina violation of 2 O.S. § 3-82(A), 2 O.S. § 3-86(A)(15), and 2 O.S. § 3-86(A)(16) which are listed below.

- a 2 O.S. §3-82(A): "(A) It shall be unlawful for any person to act, operate, or doa business or advertise as a commercial, noncommercial, certified applicator,a temporary certified applicator, service technician, or private applicator unless thea person has obtained a valid applicator's license issued by the State Board ofa Agriculture for the category of pesticide application in which the person isa engaged."a
- a 2 O.S. §3-86(A)(15): "A. It shall be unlawful for any person, whether or not theya hold a commercial or noncommercial license, to violate any part of thisa subsection or rules promulgated by the State Board of Agriculture. Any license,a certificate, or identification issued may be suspended, canceled, revoked, ora refused issue or reissue by the Board after a notice and an opportunity to be hearda has been given to the holder of the license or certificate. The suspension,a cancellation, revocation, or refusal to issue or reissue any license, certificate, ora identification may be made if the Board finds: (15) Any person to act, operate, doa business, or advertise as an applicator unless the person has obtained a valida license issued by the Board for the category in which the person is engaged."a

- 2 O.S. §3-86(A)(16): "A. It shall be unlawful for any person, whether or not theye hold a commercial or noncommercial license, to violate any part of thise subsection or rules promulgated by the State Board of Agriculture. Any license,e certificate, or identification issued may be suspended, canceled, revoked, ore refused issue or reissue by the Board after a notice and an opportunity to be hearde has been given to the holder of the license or certificate. The suspension,e cancellation, revocation, or refusal to issue or reissue any license, certificate, ore identification may be made if the Board finds: (16) Any persons to be employede or represent themselves as certified applicators or service technicians unless theye have met the certification standards prescribed by the Board and obtained valide certificates or identifications issued by the Board for the categories for which thee persons are to be employed or supervised."e

PRAYER FOR RELIEF

25.e The Department is seeking an administrative penalty in the amount of **Three Thousand Dollars ($3,000.00).**

ATTORNEY CONFERENCES

26.e If Respondent desires to meet with attorneys for the Department prior to the Prehearinge Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

27.e 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.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

29.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing ine 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

32.e Fine matrixes containing typical fines for most violations of statutes and rules enforcede by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

33.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506,e may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

34.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

36.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall bee approved by the State Board of Agriculture.

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

STIPULATION

38.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **Three Thousand Dollars ($3,000.00)**.

39.e If you wish to waive your right to hearing and stipulate to the above alleged findings ofe 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 25th day of June, 2026.

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 Jackson, 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 25th day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

JAYS LAWN B GREEN AND PEST CONTROL LLC
P.O. BOX 507
OKEMAH, OK 74859

Kiersten Wormus

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.	)	**Case Nos: OGC-26-389**
JAYS LAWN B GREEN AND PEST CONTROL LLC P.O. BOX 507 OKEMAH, OK 74859	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Three Thousand Dollars ($3,000.00)** 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. OKIE DRONES

Case File No. OGC-26-301

OKIE DRONES
51110 W. 281st St. S.
STROUD, OK 74079

Summary of Facts: In August of 2025, Respondent was issued a letter of warning, and a stop work order for advertising and making commercial pesticide applications. In February of 2026, the Department performed a pesticide use inspection and met with Respondent. Respondent was issued an additional stop work order for additional advertisement. The Respondent's company was not on file with the Department as being a commercial pesticide applicator, but our records did indicate that Mr. Wyre, the owner, had passed his certification exams.

Statute or Rule Violation: The Respondents violated 2 O.S. § 3-82(A) and 2 O.S. § 3-86(A)(15) by advertising as a commercial pesticide applicator without having a license.

Proposed Administrative Penalty: The proposed penalty for this case was Two Thousand Five Hundred Dollars ($2,500.00).

Deviations: The Respondents and the Department entered a settlement for One Thousand Dollars and Zero Cents ($1000.00). The remaining penalty of One Thousand Five Hundred Dollars and Zero Cents ($1500.00) is subject to a one (1) year deferment. If the Respondent has no additional infractions during the one (1) year deferment, the remaining penalty will be waived, and the matter will be closed. Respondent is now fully licensed and in compliance with the Department.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
09/04/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-301**
OKIE DRONES **51110 W. 281st St. S.** **STROUD, OK 74079**	)	
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 Okie Drones (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 29th day of May 2026, the Department issued a Notice of Violation in Case No. OGC-26-301, ("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 of this matter, the Respondent shall pay to the Department an administrative penalty of One Thousand Dollars and Zero Cents ($1000.00). The case is to be settled upon the following terms:
    a. This matter will be subject to a one (1) year deferred prosecution agreement.
    b. As part of said agreement, the Respondent agrees that within one (1) year there will be no violations of the Oklahoma Combined Pesticide statutes or rules committed by Respondent.

c. If the Respondent does not meet the requirements of the deferment, the ODAFF Board will issue an Order, upon filing of a new Notice of Violation, for the remaining penalty of One Thousand Five Hundred Dollars and Zero Cents ($1500.00). Payment of the remaining penalty for this matter will be due thirty (30) days after the Order is issued.
d. The one (1) year period begins upon approval of the ODAFF Board.
e. Upon the completion of six months without a violation this matter will be considered settled and closed.

5. Upon the execution of this agreement by both parties, payment shall be made within thirty (30) 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:
Justin Wyre
Okie Drones
51110 W. 281St. St. S.
Stroud, OK 74079

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: 9/2/2026

- and by –

RESPONDENT

Justin Wyre
Okie Dunes
51110 W. 281St. St. S.
Stroud, OK 74079
Date: 8-24-2026

FILED
MAY 29 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-301**
OKIE DRONES 51110 W. 281st St. S. STROUD, OK 74079	)	
RESPONDENT.	)	

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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 13th day of August 2026,** 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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[1] Prehearing Conferences may address any of the following: a.) Identification and simplification of issues, including the elimination of frivolous claims or defenses; b.) Amendments to the pleadings; c.) the plan, schedule, and limitations of discovery; d.) Identification of admissions of fact to avoid unnecessary proof and cumulative evidence; e.) The identification of witnesses and substance of testimony, exhibits, and documents; f.) The use of prehearing briefs and pre-filed testimony in the form of sworn affidavits; g.) Settlement of all or some of the issues prior to the hearing; h.) Adoption of special procedures for managing difficult or protracted actions that may involve complex issues, multiple parties, novel or difficult legal questions, or evidence problems; i.) Scheduling; and j.) Any other matters as may aid in disposition of the case.

4.e The Prehearing Conference may be held by telephone; arrangements to do so should bee made at least one full week in advance of the Prehearing Conference.

5.e Upon request of either party, Prehearing Conferences shall be on the record.e

6.e A Prehearing Conference may result in a scheduling or other prehearing order ande subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7.e Please note that failure to appear at the Prehearing Conference may result in a defaulte judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8.e Respondent may choose to proceed to a full evidentiary hearing on the merits, at whiche 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.e Any Respondent who fails to appear after receipt of notice may be determined to havee 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.a Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itsa 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.a Respondent has substantial business operations and assets within the State of Oklahoma.a

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

16.a Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate people whoa 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.a Based upon current information and belief, the following allegations of fact summarize thea alleged violations committed by Respondent.

18.a On February 17, 2026, a pesticide use inspection was performed by the Consumera Protection Division of the Department.

19.a Respondent's company is not on file with the Department as being a commercial pesticidea applicator, but our records indicate that Mr. Wyre has passed his certification exams.

20.a On August 6, 2025, Respondent's company was issued a letter of warning and stop worka order for advertising and making commercial pesticide applications.

21.a On February 17, 2026, our inspector met with Respondent and issued an additional stopa work order due to the advertisement of commercial pesticide application services on Respondent's Facebook page.

22.a As of today, these advertisements are still on your Facebook page.a

23.a In order to advertise as a commercial pesticide applicator, you must be licensed with thea Department as a commercial pesticide applicator company.

24.a A certification is not a license to conduct commercial pesticide business.a

25.a A company license must be obtained before conducting any commercial pesticide businessa including advertising services.

26.a Advertising as a commercial pesticide applicator without having a license is a violation ofa 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

27.a Based upon the application of the above law to the aforementioned facts, you are ina violation of 2 O.S. § 3-82(A) and 2 O.S. § 3-86(A)(15) which are listed below.

- a 2 O.S. § 3-82(A): "A. It shall be unlawful for any person to act, operate, or doa business or advertise as a commercial, noncommercial, certified applicator,a temporary certified applicator, service technician, or private applicator unless thea person has obtained a valid applicator's license issued by the State Board ofa Agriculture for the category of pesticide application in which the person isa engaged, unless the person is applying to his or her own property."a
- a 2 O.S. § 3-86(A)(15): "A. It shall be unlawful for any person, whether or not theya hold a commercial or noncommercial license, to violate any part of thisa subsection or rules promulgated by the State Board of Agriculture. Any license,a certificate, or identification issued may be suspended, canceled, revoked, ora refused issue or reissue by the Board after a notice and an opportunity to be hearda has been given to the holder of the license or certificate. The suspension,a

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

28.e The Department is seeking an administrative penalty in the amount of **Two Thousand Five Hundred Dollars ($2,500.00)**.

ATTORNEY CONFERENCES

29.e If Respondent desires to meet with attorneys for the Department prior to the Prehearinge 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.

30.e Additionally, OGC attorneys will be available for consultation on a first-come, first-servede basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

31.e Arrangements to discuss the matter before the Prehearing Conference are encouraged.e

ENFORCEMENT PROCEEDINGS

32.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing in accordancee 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

35.e Fine matrixes containing typical fines for most violations of statutes and rules enforced bye ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

36.e The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, maye apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

37.e Administrative penalties, civil penalties, and other fines imposed by the Board shall bee 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.e Informal disposition of an Individual Proceeding may be made by Stipulation, Agreede Settlement, Consent Order, or Default.

39.e Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall be approvede by the State Board of Agriculture.

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

STIPULATION

41.e If Respondent desires to resolve this matter without a hearing or further action,e Complainant proposes an administrative penalty of **Two Thousand Five Hundred Dollars ($2,500.00)**.

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

DATED THIS 29th day of May, 2026.

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 Jackson, 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 1st day of June, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

JUSTIN WYRE
OKIE DRONES
51110 W. 281St. St. S.
STROUD, OK 74079

Kiersten Wormus

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.	)	**Case Nos: OGC-26-301**
OKIE DRONES **51110 W. 281st St. S.** **STROUD, OK 74079**	)	
RESPONDENT.	)	

STIPULATION

Respondent accepts and stipulates to the proposed administrative penalty or fine of **Two Thousand Five Hundred Dollars ($2,500.00)** 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. RIG FARMS

Case File No. OGC-26-137

RIG FARMS
36574 E. EW 1360 RD.
HOLDENVILLE, OK 74848

Summary of Facts: In June of 2025, a pesticide use inspection was performed by the Department at Respondent's medical marijuana grow operation in Holdenville, OK. During this investigation our inspectors observed half cut soda cans that had burnt and charred insides and packages of insecticide fumigant with Chinese labeling. Respondent informed our inspector that the insecticide fumigant is burned in the cans to treat the plants in the grow houses, and the product is purchased at Green Leaf Garden Supply in OKC, OK.

Statute or Rule Violation: Respondent violated 2 O.S. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a) by applying illegal pesticides.

Proposed Administrative Penalty: The proposed penalty for this case was Ten Thousand Dollars ($10,000.00). This matter was set for a prehearing on July 9, 2026. The Respondent failed to appear, and a default was entered on August 13, 2026, for Ten Thousand Dollars ($10,000.00). Respondent has paid the penalty.

Other Actions Required: None.

OGC Attorney: Kiersten Wormus

FILED
09/04/2026
STATE BOARD OF AGRICULUTRE

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 Nos: OGC-26-137**
RIG FARMS 36574 E. EW 1360 RD. HOLDENVILLE, OK 74848	)	
RESPONDENT.	)	

PROPOSED FINAL ORDER

NOW on the 13th day of August 2026, this matter comes before me, the undersigned Administrative Law Judge. The Complainant appears through Assistant General Counsel, Kiersten Wormus. Respondent appears not.

On the 13th day of August 2026, this matter came for a hearing on a Notice of Default. The Respondent was provided with a file-stamped copy of the Notice of Violation delivered by certified mail, article number 9489 0090 0027 6731 6863 42 on May 4th, 2026, to Rig Farms, at 2608 SW 98th Street, Oklahoma City, OK 73159, OK 74076.

The Notice of Violation advised Respondent that failure to appear at the designated time and place for hearing and failure to pay the recommended fine or penalty stated in the Notice of Violation following proper notice to the Respondent may result in a default judgment being entered against Respondents.

FINDINGS OF FACT

1. The Oklahoma Medical Marijuana Authority reported that a batch sample from Respondent's crop failed, because Myclobutanil and Malathion were detected in the sample above the tolerance levels. On June 17, 2025, a pesticide use inspection was performed by the Consumer Protection Division of the Department at Respondent's medical marijuana grow operation in Holdenville, OK. During this investigation our inspectors observed half cut soda cans that had burnt and charred insides and packages of insecticide fumigant with Chinese labeling. Respondent informed our inspector that the insecticide fumigant is burned in the cans to treat the plants in the grow houses, and the product is purchased at Green Leaf Garden Supply in OKC, OK. The only pesticides that can be manufactured, offered for sale, distributed, and applied to medical marijuana are those that are registered with the Environmental Protection Agency, with ODAFF, and labeled to be used on hemp. Applying illegal pesticides is a violation of the Oklahoma Combined Pesticide Law & Rules. *See* Complainant's Notice of Violation attached hereto as Exhibit 1.

2. The Notice of Violation was delivered by certified mail on May 4th, 2026. *See* certified mail receipt attached hereto as Exhibit 2. The Notice of Violation was scheduled for a pre-hearing conference on June 11, 2026, at 1:30 p.m. and Respondent arrived after the pre-hearing conference docket had closed. Attorney for the Complainant spoke with the Respondent and rescheduled the matter for July 9, 2026, pre-hearing conference docket. The Amended Notice of Violation was mailed and emailed to the Respondent, at the email address provided to Complainant's attorney, on June 11, 2026. *See* Amended Notice of Violation attached hereto as Exhibit 3. Respondent did not appear at the July 9, 2026, pre-hearing conference and Complainant's attorney requested to send a Notice of Default to the Respondent. A Notice of

Default was mailed and emailed to the Respondent on July 13, 2026, with a hearing date scheduled for August 13, 2026. *See* Notice of Default attached hereto as Exhibit 4

3. A hearing on the Notice of Default was set for the 13th day of August 2026 at 1:30 p.m. and the Respondent did not appear.

4. Respondent failed to plead or otherwise defend this action within the time prescribed.

5. The Complainant requested entry of default judgment against Respondent for all penalties imposed by the Notice of Violation.

6. An administrative penalty in the amount of Ten Thousand Dollars ($10,000.00) was proposed by the Notice of Violation.

7. The undersigned granted Complainant's request based on Respondent's failure to appear and defend the allegations contained in the Notice of Violation.

CONCLUSIONS OF LAW

1. Based upon the application of the above law to the aforementioned facts, you are in violation of 2 O.S. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a) which are listed below.

- 2 O.S. § 3-85(E)(1)(a): "E. 1. Any pesticide or device distributed, sold, or offered for sale within this state or delivered for transportation or transported in intrastate or interstate commerce may be seized by the Oklahoma Department of Agriculture, Food, and Forestry in any county of the state where it may be found and if: a. in the case of a pesticide, it is adulterated or misbranded, it has not been registered, it fails to bear on its label the required information, or it is a white powder pesticide and it is not colored as required."

- O.A.C. 35:30-17-24(a): "Only chemicals which are properly labeled as pesticide products and registered with the Department shall be approved for use as provided for in 2 O.S., Section 3-85."

2. 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.

3. The above Findings of Fact are hereby adopted and incorporated by reference as Conclusions of Law.

4. The Allegations of Fact and Conclusions of Law set forth in the attached Notice of Violation are hereby adopted and incorporated by reference as Findings of Fact and Conclusions of Law.

RECOMMENDED ORDER

IT IS THEREFORE RECOMMENDED that the Notice of Violation filed in this matter on April 28th, 2026, be adopted as a Final Order and a penalty in the amount of Ten Thousand Dollars ($10,000.00) imposed on the Respondent.

SIGNED THIS 13th DAY OF AUGUST, 2026.

Rachel Lawrence Mor

RACHEL LAWRENCE MOR,
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF MAILING

This is to certify that on this 4th day of September, 2026, a true and correct copy of the forgoing instrument was mailed via regula and Certified Mail, Return Receipt Requested, as follows:

Rig Farms
2608 SW 98th Street
Oklahoma City, OK 73159

Kiersten Wormus

Kiersten Wormus

FILED
APR 28 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-137**
RIG FARMS **36574 E. EW 1360 RD.** **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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 11th day of June 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4.e The Prehearing Conference may be held by telephone; arrangements to do so should bee made at least one full week in advance of the Prehearing Conference.

5.e Upon request of either party, Prehearing Conferences shall be on the record.e

6.e A Prehearing Conference may result in a scheduling or other prehearing order ande subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7.e Please note that failure to appear at the Prehearing Conference may result in a defaulte judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8.e Respondent may choose to proceed to a full evidentiary hearing on the merits, at whiche 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.e Respondent has the right to be represented by counsel in this matter.e

DEFAULT

12.e Any Respondent who fails to appear after receipt of notice may be determined to havee 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.e Subject matter jurisdiction and venue are vested in the State Board of Agriculture in itse 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.e Respondent has substantial business operations and assets within the State of Oklahoma.e

15.e Based upon current information and belief, at all relevant times hereto, Respondent hase engaged in the application of pesticide.

16.e Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons whoe 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.e Based upon current information and belief, the following allegations of fact summarizee the alleged violations committed by Respondent.

18.e The Oklahoma Medical Marijuana Authority reported that a batch sample frome Respondent's crop failed, because Myclobutanil and Malathion were detected in the sample above the tolerance levels.

19. On June 17, 2025, a pesticide use inspection was performed by the Consumer Protection Division of the Department at Respondent's medical marijuana grow operation in Holdenville, OK.

20.e During this investigation our inspectors observed half cut soda cans that had burnt ande charred insides and packages of insecticide fumigant with Chinese labeling. Respondent informed our inspector that the insecticide fumigant is burned in the cans to treat the plants in the grow houses, and the product is purchased at Green Leaf Garden Supply in OKC, OK.

21.e The only pesticides that can be manufactured, offered for sale, distributed, and applied toe medical marijuana are those that are registered with the Environmental Protection Agency, with ODAFF, and labeled to be used on hemp.

22.e Applying illegal pesticides is a violation of the Oklahoma Combined Pesticide Law &e Rules, specifically 2 O.S. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a).

ALLEGED CONCLUSIONS OF LAW

23.e Based upon the application of the above law to the aforementioned facts, you are ine violation of 2 O.S. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a) which are listed below.

- 2 O.S. § 3-85(E)(1)(a): "E. 1. Any pesticide or device distributed, sold, or offerede for sale within this state or delivered for transportation or transported in intrastatee or interstate commerce may be seized by the Oklahoma Department ofe Agriculture, Food, and Forestry in any county of the state where it may be founde and if: a. in the case of a pesticide, it is adulterated or misbranded, it has not beene registered, it fails to bear on its label the required information, or it is a whitee powder pesticide and it is not colored as required."e
- O.A.C. 35:30-17-24(a): "Only chemicals which are properly labeled as pesticidee products and registered with the Department shall be approved for use as providede for in 2 O.S., Section 3-85."e

PRAYER FOR RELIEF

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

ATTORNEY CONFERENCES

25.e If Respondent desires to meet with attorneys for the Department prior to the Prehearinge Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26.e 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.e

ENFORCEMENT PROCEEDINGS

28.e Enforcement proceedings may include but are not limited to:e

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.e Pursuant to 2 Okla. Stat. § 2-18(A), after notice and opportunity for a hearing ine 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.e Each animal, each action, or each day a violation continues may constitute a separate ande distinct violation.

31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32.o The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506,o may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

33.o Administrative penalties, civil penalties, and other fines imposed by the Board shall beo 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.o Informal disposition of an Individual Proceeding may be made by Stipulation, Agreedo Settlement, Consent Order, or Default.

35.o Resolution by Stipulation, Agreed Settlement, Consent Order, or Default shall beo approved by the State Board of Agriculture.

36.o Proposed Final Administrative Orders shall be prepared and issued in accordance witho 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,o Complainant proposes an administrative penalty of **Ten Thousand Dollars ($10,000.00).**

38. If you wish to waive your right to hearing and stipulate to the above alleged findings ofo 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 28th day of April, 2026.

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 Jackson, 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 28th day of April, 2026, a true and correct copy of the forgoing instrument was mailed, via Certified Mail, Return Receipt Requested, as follows:

Rig Farms
2608 SW 98th Street
Oklahoma City, OK 73159

Kiersten Wormus

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.	)	**Case Nos: OGC-26-137**
RIG FARMS **36574 E. EW 1360 RD.** **HOLDENVILLE, OK 74848**	)	
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:_____

UNITED STATES POSTAL SERVICE

June 8, 2026

Dear Kiersten Wormus:

The following is in response to your request for proof of delivery on your item with the tracking number: **9489 0090 0027 6731 6863 42**.

Item Details

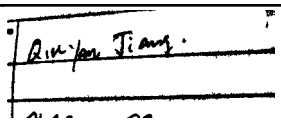
Status:	Delivered, Left with Individual
Status Date / Time:	May 4, 2026, 11:25 am
Location:	OKLAHOMA CITY, OK 73159
Postal Product:	First-Class Mail®
Extra Services:	Certified Mail™
	Return Receipt Electronic

Shipment Details

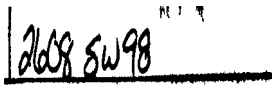
Weight:	1.7oz

Recipient Signature

Signature of Recipient:



Address of Recipient:



Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L'Enfant Plaza SW
Washington, D.C. 20260-0004

RIG FARMS
OGC-26-133

BEFORE THE STATE BOARD OF AGRICULTURE
STATE OF OKLAHOMA

FILED
JUN 11 2026
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-26-137**
RIG FARMS 36574 E. EW 1360 RD. HOLDENVILLE, OK 74848	)	
RESPONDENT.	)	

SECOND 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[1] will be held before an impartial Administrative Law Judge (ALJ) at **1:30 p.m. on 9th day of July 2026,** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry building, located at 2800 North Lincoln Blvd, Oklahoma City, Oklahoma.

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

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

4. The Prehearing Conference may be held by telephone; arrangements to do so should be made at least one full week in advance of the Prehearing Conference.

5. Upon request of either party, Prehearing Conferences shall be on the record.

6. A Prehearing Conference may result in a scheduling or other prehearing order and subsequent changes to any prehearing or scheduling order may be made by the ALJ by modifying the order for good cause.

7. Please note that failure to appear at the Prehearing Conference may result in a default judgment being entered against you.

HEARING AND RIGHT TO COUNSEL

8. Respondent may choose to proceed to a full evidentiary hearing on the merits, at which Respondent will be given the opportunity to cross-examine the Complainant's witnesses, present Respondent's witnesses, and present relevant evidence on Respondent's behalf.

9. **The hearing date will be determined at the Prehearing Conference.**

10. The hearing will be conducted in accordance with the Oklahoma Administrative Procedures Act and the Department's Rules of Practice and Procedure, which may be found in the OAC at Title 35.

11. Respondent has the right to be represented by counsel in this matter.

DEFAULT

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

JURISDICTION, VENUE, AND APPLICABLE LAW

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

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

15. Based upon current information and belief, at all relevant times hereto, Respondent has engaged in the application of pesticide.

16. Pursuant to Okla. Sta. Ann. 2 § 2-4(A)(3), ODAFF has authority to regulate persons who violate the Oklahoma Agricultural Code by initiating and prosecuting administrative, civil, or criminal actions and proceedings necessary under the Oklahoma Agricultural Code.

ALLEGATIONS OF FACT

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

18. The Oklahoma Medical Marijuana Authority reported that a batch sample from Respondent's crop failed, because Myclobutanil and Malathion were detected in the sample above the tolerance levels.

19. On June 17, 2025, a pesticide use inspection was performed by the Consumer Protection Division of the Department at Respondent's medical marijuana grow operation in Holdenville, OK.

20. During this investigation our inspectors observed half cut soda cans that had burnt and charred insides and packages of insecticide fumigant with Chinese labeling. Respondent informed our inspector that the insecticide fumigant is burned in the cans to treat the plants in the grow houses, and the product is purchased at Green Leaf Garden Supply in OKC, OK.

21. The only pesticides that can be manufactured, offered for sale, distributed, and applied to medical marijuana are those that are registered with the Environmental Protection Agency, with ODAFF, and labeled to be used on hemp.

22. Applying illegal pesticides is a violation of the Oklahoma Combined Pesticide Law & Rules, specifically 2 O.S. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a).

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. § 3-85(E)(1)(a) and O.A.C. 35:30-17-24(a) which are listed below.

- 2 O.S. § 3-85(E)(1)(a): "E. 1. Any pesticide or device distributed, sold, or offered for sale within this state or delivered for transportation or transported in intrastate or interstate commerce may be seized by the Oklahoma Department of Agriculture, Food, and Forestry in any county of the state where it may be found and if: a. in the case of a pesticide, it is adulterated or misbranded, it has not been registered, it fails to bear on its label the required information, or it is a white powder pesticide and it is not colored as required."
- O.A.C. 35:30-17-24(a): "Only chemicals which are properly labeled as pesticide products and registered with the Department shall be approved for use as provided for in 2 O.S., Section 3-85."

PRAYER FOR RELIEF

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

ATTORNEY CONFERENCES

25. If Respondent desires to meet with attorneys for the Department prior to the Prehearing Conference to discuss the allegations and/or seek a possible resolution, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov.

26. Additionally, OGC attorneys will be available for consultation on a first-come, first-served basis from 9:00 a.m. to 12:00 p.m. on the date of the Prehearing Conference.

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

ENFORCEMENT PROCEEDINGS

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

a.) Administrative fines or penalties;

b.) Revocation, suspension, or denial for up to one (1) year of any license, permit, or charter issued by ODAFF or the Board;

c.) Criminal actions, which could involve fines, imprisonment, or both; and

d.) Civil actions.

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

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

31. Fine matrixes containing typical fines for most violations of statutes and rules enforced by ODAFF may be found in the OAC at Title 35.

OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT

32. The Oklahoma Small Business Regulatory Flexibility Act, 75 O.S. Supp. 2002, § 506, may apply to this action; please review the full act to determine if it applies to you.

ENFORCEMENT OF JUDGMENTS

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

INFORMAL DISPOSITION OF AN INDIVIDUAL PROCEEDING

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

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

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

STIPULATION

37. If Respondent desires to resolve this matter without a hearing or further action, Complainant proposes an administrative penalty of **Ten Thousand Dollars ($10,000.00)**.

38. If you wish to waive your right to hearing and stipulate to the above alleged findings of fact and conclusions of law, you may pay the full amount of the recommended penalty by check

or money order and sign and return the attached Resolution by Stipulation along with your full payment of this penalty prior to the stated hearing date.

DATED THIS 11th day of June, 2026.

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 Jackson, 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 11th day of June, 2026, a true and correct copy of the forgoing instrument was emailed, as follows:

Rig Farms
Baoxiongc150@gmail.com

Kiersten Wormus

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.	)	**Case Nos: OGC-26-137**
RIG FARMS 36574 E. EW 1360 RD. HOLDENVILLE, OK 74848	)	
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: _____

FILED
JUL 10 2026
STATE BOARD OF AGRICULTURE

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 Nos: OGC-26-137**
RIG FARMS 36574 E. EW 1360 RD. HOLDENVILLE, OK 74848	)	
RESPONDENT.	)	

NOTICE OF DEFAULT

Respondent is hereby notified that the status hearing on this matter is changed to A Hearing on Default on **August 13, 2026, at 1:30 p.m.** in the Board Room on the first floor of the Oklahoma Department of Agriculture, Food, and Forestry, 2800 North Lincoln Blvd, Oklahoma City, Oklahoma. The hearing described above will be for the purpose of undertaking a hearing on default due to the failure of Respondent to appear at the Prehearing Conference, which was held July 9, 2026, before the assigned Administrative Law Judge. Failure to attend the Hearing on Default will result in a default judgment being entered against Respondent, for the amount of **Ten Thousand Dollars ($10,000.00)**. If Respondent or Respondent's Attorney desires to meet with the Department prior to the scheduled hearing and discuss the allegations, please contact the undersigned at 405-522-5803 or by email at Kiersten.wormus@ag.ok.gov prior to the scheduled date of the Hearing on Default.

DATED THIS 10th day of July, 2026.

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 Jackson, 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 10th day of July, 2026, a true and correct copy of the forgoing instrument was mailed and emailed, as follows:

Rig Farms
2608 SW 98th Street
Oklahoma City, OK 73159
Baoxiongc150@gmail.com

Kiersten Wormus

Kiersten Wormus

Agenda Item #12: Consideration and Proposed Action on Suspension of License

Consumer Protection Services

Black Mesa Hemp LLC, Oklahoma City, Oklahoma

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 Nos: OGC-26-939**
BLACK MESA HEMP LLC 100 N ROCKWELL AVE., STE. 80 OKLAHOMA CITY, OK 73127	)	
RESPONDENT.	)	

EMERGENCY ORDER OF SUMMARY SUSPENSION

THIS ORDER is issued pursuant to 75 O.S. §§ 314(C)(2), 314.1 and Oklahoma Administrative Code ("OAC") 35:1-11-6 upon finding that public health, safety, or welfare imperatively requires emergency action. In support thereof, the following findings are made:

FINDINGS

1. Respondent, Black Mesa Hemp LLC ("Respondent"), holds an industrial hemp grower license 40_0779 2026 ("Respondent's License"), initially issued on August 17, 2026.

2. Respondent is licensed to operate a hemp in Oklahoma City, Oklahoma ("Licensed Premise").

3. On September 21, 2026, the Oklahoma City Police Department obtained video footage in which truck and trailer were seen at the Licensed Premise loading items into the vehicle. The Oklahoma City Police Department subsequently followed the truck to 4317 NW 50, Oklahoma City, OK 73112.

4. 4317 NW 50th, Oklahoma City, OK 73112 is not on file for having active hemp grower or processor license.

5. On October 7, 2026, the Oklahoma City Police Department executed a search warrant at 4317 NW 50th, Oklahoma City, OK 73112 and seized 6,500 plants.

6. There is no active OBNDD registration at the Licensed Premise.

7. Pursuant to 2 O.S. § 3-408(A)(6), "[t]he Department may deny, revoke or suspend a license if the licensee: (6) [f]ails to submit any report required by the Oklahoma Industrial Hemp Program."

8. Respondent violated 2 O.S. § 3-408(A)(6) by failing to file an inspection request form thirty days prior to harvest.

9. Pursuant to OAC 35:30-24-11(c)(4), "[t]he Department shall inspect and take samples from any cultivation site and mature Cannabis sativa L. plants located thereon, as follows: (4) A producer shall not harvest the cannabis plants prior to collection of samples."

10. Respondent violated OAC 35:30-24-11(c)(4) by harvesting plants prior to an inspection and samples being collected by the Department.

11. Pursuant to OAC 35:30-24-12(h)(10) it is a violation to handle or sell non-compliant hemp that enters the stream of commerce.

12. Respondent violated OAC 35:30-24-12(h)(10) by selling and transporting plants that had not been tested or approved by the Department.

13. Pursuant to OAC 35:30-24-12(h)(12) it is a violation for failure to follow transportation rules as provided within these rules.

14. Respondent violated OAC 35:30-24-12(h)(12) by selling and transporting plants that had not been tested or approved by the Department to a non-licensed hemp grower.

ORDER

15. **WHEREFORE** it is found that public health, safety and/or welfare imperatively require emergency action and that all hemp located at Respondent's Licensed Premise fail to meet the requirements of 2 O.S. § 3-401 et al. and the administrative rules promulgated thereunder in OAC 35:30-24-1 et seq. and is held in violation of applicable laws and rules promulgated by the Board of Agriculture.

16. **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that industrial hemp grower license 40_0779 2026 is hereby SUSPENDED pending the final outcome of proceedings instituted pursuant to 75 O.S. §§ 250-317 including a proceeding for revocation or other action. Pursuant to this Emergency Order of Summary Suspension, Respondent must not take any of the below actions pending the final outcome of future proceedings. Failure to comply with the limitations below shall be punishable by contempt and/or any other administrative, civil and/or criminal penalty authorized by law:

A. Respondent shall not plant, water, or cultivate in any manner, any hemp seeds, clones, or plants from the date of this Order.

B. Respondent shall not harvest any hemp from the date of this Order.

C. Respondent shall not sell or transfer any hemp from the date of this Order.

D. Respondent shall not transport or cause to transported any hemp from the date of this Order.

E. Respondent shall take no additional action in violation of Oklahoma law from the date of this Order.

17. **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that Respondent shall immediately **CEASE AND DESIST** all operations.

18. **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that Respondent shall be assessed a penalty of up to ten thousand dollars ($10,000.00) per day for each violation of the above cease and desist order.

19. **IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** that Respondent may only dispose of on-site hemp with express permission from ODAFF. Respondent may request to dispose of on-site hemp by email to Hemp@ag.ok.gov.

NOTICE OF HEARING

20. Respondent is hereby notified that a Hearing on this matter will be held before an impartial Administrative Law Judge (ALJ) at **9:00 a.m. on 12th day of November 2026,** 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.

IT IS SO ORDERED
DATED THIS _____ day of _____, 2026.

_____
Blayne Arthur
Secretary of Agriculture