

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. '09 - CV - 01272 -ZLN-CBS

COLORADO WILD, a Colorado non-profit corporation, and
WILDEARTH GUARDIANS, a New Mexico non-profit corporation,

Petitioner,

v.

TOM VILSACK, in his official capacity as the Secretary of Agriculture,
ABIGAIL KIMBELL, in her official capacity as the Chief Forrester of the U.S. Forest Service,
THOMAS MALECEK, in his official capacity as District Ranger for the Rio Grande National
Forest, and
UNITED STATES FOREST SERVICE, an agency of the U.S. Department of Agriculture,

Respondents.

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

JUN - 1 2009

GREGORY C. LANGHAM
CLERK

PETITION FOR REVIEW OF AGENCY ACTION

INTRODUCTION

1. Petitioners Colorado Wild and WildEarth Guardians challenge the decision by the United States Forest Service, the Secretary of Agriculture, the Chief Forrester of the U.S. Forest Service, and the District Ranger of the Rio Grande National Forest (collectively referred to as "Forest Service"), to approve the Handkerchief Mesa Timber Project ("Timber Project") in southwestern Colorado, a decision which authorized logging on 3,435 acres in the Divide Ranger District of the Rio Grande National Forest ("RGNF"). The Forest Service's approval of the Timber Project violated both the National Forest Management Act ("NFMA"), 16 U.S.C. §§