

**Cause No. D-1-GN-17-000878**

<b>WILD BOAR MEATS, L.L.C., INC.,</b>	§	<b>IN THE DISTRICT COURT OF</b>
<b>Plaintiff,</b>	§	
	§	
<b>v.</b>	§	
	§	<b>TRAVIS COUNTY, TEXAS</b>
<b>TEXAS DEPARTMENT OF</b>	§	
<b>AGRICULTURE and SID MILLER,</b>	§	
<b>in his Official Capacity as</b>	§	
<b>Commissioner of the Texas</b>	§	
<b>Department of Agriculture ,</b>	§	
<b>Defendants.</b>	§	<b>250<sup>th</sup> JUDICIAL DISTRICT</b>

**ENVIRONMENTAL DEFENSE FUND’S PLEA IN INTERVENTION**

Environmental Defense Fund (EDF) intervenes in this lawsuit to join the Plaintiff’s requests for injunctive and declaratory-judgment relief against implementation of the “emergency” rule announced by Defendants on February 21, 2017 that purportedly would allow the use of warfarin-based poison on feral hogs in Texas. Specifically, EDF joins Plaintiff’s requests that this Court issue a temporary restraining order, and then after evidentiary hearings, temporary and permanent injunctive relief to enjoin implementation of the challenged “emergency” rule, and also issue injunctive relief to require Defendants to undertake proper rule-making under the Texas Administrative Procedures Act, including to allow for public notice and comment. EDF also joins the Plaintiff’s request that the Court declare the current “emergency” rule is invalid and illegal.

EDF is a non-profit organization whose mission is to preserve the natural systems on which all life depends. EDF is one of the world’s largest environmental organizations, with more than two million members and a staff of 550 scientists, economists, policy experts, and other professionals. EDF has offices all over the world, including in Austin,

Texas. EDF has an interest in protecting the environment in Texas, including the land and water in Texas. If not enjoined, the “emergency” rule poses the substantial risk of serious adverse environmental effects on Texas lands and waters.

EDF requests that the Court issue the relief prayed for above and such additional relief to which EDF is entitled.

Respectfully submitted,

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By: /s/Charles Herring, Jr.

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ATTORNEYS FOR INTERVENOR,  
ENVIRONMENTAL DEFENSE FUND

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the above and foregoing Intervenor's Plea in Intervention has been delivered to counsel of record by electronic service on this 1st day of March, 2017:

/s/Charles Herring, Jr.  
Charles Herring, Jr.